



# **BOARD OF COUNTY COMMISSIONERS**

## **WARREN COUNTY, OHIO**

406 Justice Drive, Lebanon, Ohio 45036

[www.co.warren.oh.us](http://www.co.warren.oh.us)

[commissioners@co.warren.oh.us](mailto:commissioners@co.warren.oh.us)

Telephone (513) 695-1250

(513) 420-4250

(513) 925-1250

(513) 783-4993

(937) 425-1250

Facsimile (513) 695-2999

**LARRY CRISENBERY**

**C. MICHAEL KILBURN**

**PAT ARNOLD SOUTH**

### MINUTES: Regular Session--October 23, 2001

The Board met in regular session pursuant to adjournment of the October 18, 2001, meeting.

C. Michael Kilburn - present                      Larry Crisenbery - present

Pat Arnold South - present                      Tina Davis, Clerk- present

- 01-1767            A resolution was adopted to Impose an Additional One Percent (1%) Lodgings Tax. Vote: Unanimous
- 01-1768            A resolution was adopted to approve Annexation of approximately 170 acres to the Village of Morrow, subject to receipt of an Accurate Map and Legal Description. Vote: Unanimous
- 01-1768A           A resolution was adopted to authorize Payment of Bills. Vote: Unanimous
- 01-1769            A resolution was adopted to approve and enter into contract between the Warren County Commissioners, for and on behalf of the Warren County Family and Children First Council, with Presbyterian Child Welfare Agency for Placement Costs. Vote: Unanimous
- 01-1769A           A resolution was adopted to authorize Payment of Bills.  
Vote: Mrs. South - yea; Mr. Kilburn - yea; Mr. Crisenbery - abstain
- 01-1770            A resolution was adopted to approve and enter into an Agreement with Learn 2 Corporation on behalf of the Warren County Data Processing Department.  
Vote: Unanimous
- 01-1771            A resolution was adopted to authorize Publication of a Request for Proposals for the Operation of the Warren County Transit System relative to Calendar Year 2002. Vote: Unanimous

- 01-1772 A resolution was adopted to Amend Resolution 01-1696 establishing Tap-In Charges/Bi-Monthly Water Billing for properties within the West Lower Springboro Road Water Improvement Area, Warren County Water District. Vote: Unanimous
- 01-1773 A resolution was adopted to approve Change Order #40 with ESI Electrical Contractors regarding the construction of the New Warren County Administration Building Project. Vote: Unanimous
- 01-1774 A resolution was adopted to approve Change Order #7 with IND-COM Builders, Inc., regarding the addition to and remodeling of the Common Pleas Court Building. Vote: Unanimous
- 01-1775 A resolution was adopted to approve and authorize Emergency Procurement of Various Items needed by Warren County HazMat. Vote: Unanimous
- 01-1776 A resolution was adopted to enter into Erosion Control Bond Agreement the Towne Development Group Ltd., for improvements in Thornton Grove Subdivision, Phase 2, Part 2, situated in Hamilton Township. Vote: Unanimous
- 01-1777 A resolution was adopted to enter into Performance Bond Agreement with Towne Development Group Ltd., for installation of certain improvements in Thornton Grove Subdivision, Phase 2, Part 2, situated in Hamilton Township. Vote: Unanimous
- 01-1778 A resolution was adopted to enter into Sidewalk Bond Agreement with Towne Development Group Ltd., for installation of certain improvements in Thornton Grove Subdivision, Phase 2, Part 2, situated in Hamilton Township. Vote: Unanimous
- 01-1779 A resolution was adopted to approve a Bond Release for Cincinnati Land Development Corporation, for completion of improvements in Riverwalk, Section 3, in Union Township. Vote: Unanimous
- 01-1780 A resolution was adopted to approve a Bond Release for Cincinnati Land Development Corporation for completion of improvements in Riverwalk, Section 3, in Union Township. Vote: Unanimous
- 01-1781 A resolution was adopted to approve a Bond Release for Cincinnati Land Development Corporation for completion of improvements in Riverwalk, Section 4, in Union Township. Vote: Unanimous

- 01-1782 A resolution was adopted to approve a Bond Release for Cincinnati Land Development Corporation for completion of improvements in Riverwalk, Section 4, in Union Township. Vote: Unanimous
- 01-1783 A resolution was adopted to approve North Port, West Port, East Port and Riverwalk Drive in Riverwalk, Section 4, for public maintenance by Union Township. Vote: Unanimous
- 01-1784 A resolution was adopted to approve River Cove in Riverwalk, Section 5, for public maintenance by Union Township. Vote: Unanimous
- 01-1785 A resolution was adopted to approve various Final Plats. Vote: Unanimous
- 01-1786 A resolution was adopted to approve Supplemental Appropriation Adjustment within Dog and Kennel Fund #206. Vote: Unanimous
- 01-1787 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 01-1788 A resolution was adopted to accept Amended Certificate and approve Supplemental Appropriation Adjustment within Health Insurance Fund #632. Vote: Unanimous
- 01-1789 A resolution was adopted to approve Appropriation Adjustment within Emergency Services Fund #264-2800. Vote: Unanimous
- 01-1790 A resolution was adopted to accept Amended Certificate for MR/DD Fund #212 and approve Supplemental Appropriation. Vote: Unanimous
- 01-1791 A resolution was adopted to approve Appropriation Adjustment from County Commissioners Fund #101-1110 into County Court #101-1280. Vote: Unanimous
- 01-1792 A resolution was adopted to approve Appropriation Adjustment within Emergency / HazMat Fund #290. Vote: Unanimous
- 01-1793 A resolution was adopted to approve Appropriation Adjustment within the Water and Sewer Department for Sewer Revenue Fund # 580. Vote: Unanimous
- 01-1794 A resolution was adopted to approve Appropriation Adjustment from Building Services Fund #101-1600. Vote: Unanimous
- 01-1795 A resolution was adopted to approve Appropriation Adjustment within Probate-Juvenile Court Fund #270 and Supplemental Appropriation into Auditor Fund #453 and accept an Amended Certificate. Vote: Unanimous

01-1796            A resolution was adopted to approve Proposal by ATC Engineering Services of Ohio for a Geotechnical Investigation. Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, executive session was entered into at 9:15 a.m. to discuss personnel matters and union negotiations and exited at 11:00 a.m.

---

Jim LeFevers, Treasurer, was present for a meeting of the Investment Advisory Board.

Mr. LeFevers presented a written report relative to the financial status of Warren County.

---

PUBLIC HEARING

ANNEXATION PETITION OF J. WILLIAM DUNING, AGENT  
TO ANNEX 251.102 ACRES TO THE VILLAGE OF MORROW

The public hearing to consider the rezoning application of J. William Duning, Agent to annex 251.102 acres to the Village of Morrow was reconvened this 23<sup>rd</sup> day of October 2001, in the Commissioners' Meeting Room.

Mr. Duning stated his submittal to the Clerk of Commissioners an affidavit relative to the ownership of Morrow Baptist Church and Mr. Bennett. He stated that a majority of the signatures as required by the law has been submitted and then stated his agreement to delete the Gilbert property from the annexation petition.

Al Shrader, attorney for Salem Township, presented the affidavit of Phyllis Wilder, property owner within the annexation, stating her opposition to her property being annexed to the Village of Morrow. He then presented a statement from Mr. & Mrs. Harpen also stating they do not desire their property to be annexed.

Commissioner Kilburn questioned if the Agent would also agree to delete these property owners from the annexation petition.

The Board then swore Mr. Wilders who testified in opposition to the annexation petition.

Commissioner Kilburn stated his opinion that if the property owners do not desire to be annexation, unless it is absolutely necessary, the properties should be deleted from the petition by the Agent.

Mr. Shrader stated that if the Agent agrees to delete the property owners who do not want annexed, the Township will not appeal an approval of the annexation.

The Board recessed in order for the Agent to discuss the proposal with the Village of Morrow and remaining property owners present at the public hearing.

Mr. Duning stated that the petitioners agree to delete the Harpen, Wilders, and Gilbert property from the annexation petition. He then stated that the amended annexation petition would contain approximately 170 acres.

Mr. Shrader stated that the Salem Township Trustees agree not to oppose the annexation as long as those property owners are deleted.

Upon further discussion, the Board resolved (Resolution #01-1768) to approve the amended annexation petition of J. William Duning, Agent to annex approximately 170 acres to the Village of Morrow subject to an accurate legal description and map.

---

The Board acknowledged receipt of the following annexation petitions:

3.2589 acres to the City of Mason, Christy Holmes, Agent  
266.7206 acres to the Village of South Lebanon, Paul Baker, Agent

---

Upon motion the meeting was adjourned.

---

C. Michael Kilburn, President

---

Larry Crisenbery

---

Pat Arnold South

I hereby certify that the foregoing is a true and correct copy of the minutes of the regular meeting of the Board of County Commissioners held on October 23, 2001, in compliance with Section 121.22 O.R.C.

---

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