



**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 -- November 29, 2005

The Board met in regular session pursuant to adjournment of the November 24, 2005, meeting.

Pat Arnold South - present David G. Young - present

C. Michael Kilburn - present Tina Davis, Clerk – present

05-1836 A resolution was adopted to grant Applicable Elected Representative Approval; authorizing the execution and delivery of a contracting Political Subdivisions Agreement in connection with the Issuance of port authority Revenue Bonds of the Dayton-Montgomery County Port Authority; and authorizing other Documents in connection with the Issuance of such Bonds. Vote: Unanimous

05-1837 A resolution was adopted to Set Public Hearing for Rezoning Application of Sanmargale Development Co. LLC (Case # 05-06), to Rezone 2657.3 Acres from Rural Residence "R-1" to Rural Residence "R-1" as a Planned Unit Development; 408.8 Acres from Rural Residence "R-1" to One And Two Family Residence Zone "R-2" as a Planned Unit Development, 172.8 Acres from Rural Residence "R-1" to Multi-Family Residence Zone "R-3" as a Planned Unit Development; and 96.1 Acres from Rural Residence "R-1" to General Business "B-2" as a Planned Unit Development in Turtlecreek Township.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent

05-1838 A resolution was adopted to approve and authorize the President of this Board to sign the CY2006 Operating, Capital, and Elderly and Disabled Transit Fare Assistance Grant Contract by and between the Ohio Department of Transportation and The Warren County Board of Commissioners.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent

- 05-1839 A resolution was adopted to declare various items within Sheriff's Office as surplus and authorize the disposal of said items.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1840 A resolution was adopted to declare various items within ETA as surplus and authorize the disposal of said items.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1841 A resolution was adopted to approve and authorize the President of this Board to enter into a Cooperation Agreement with the City of Franklin relative to the FY 2005 Community Development Block Grant Formula Program.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1842 A resolution was adopted to approve and enter into Agreement with University of Cincinnati.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1843 A resolution was adopted to authorize the President of this Board to sign Grant Agreement on behalf of the Butler County Juvenile Rehabilitation Center.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1844 A resolution was adopted to enter into an Exclusive and Permanent Drainage Easement Agreement with Gary E. Shanks, "Grantor" of 8952 W. Crossley Road, Springboro, Ohio for the Lytle-Five Points and Yankee/Crossley Road Intersection Improvement Project.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1845 A resolution was adopted to amend Monthly Premium Rates Charged for Life Insurance. Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1846 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with HDC II LLC for Greycliff Landing Section 1, in Franklin Township.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1847 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Laurel Glen Developments, LLC., for installation of certain improvements in Laurel Glen, situated in Hamilton Township.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1848 A resolution was adopted to enter into an Erosion Control Bond Agreement with Laurel Glen Developments, LLC., for completion of improvements in Laurel Glen, situated in Hamilton Township.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent

- 05-1849 A resolution was adopted to approve following Record Plat.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1850 A resolution was adopted to approve various Refunds.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1851 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 and into Sheriff’s Fund #101-2210.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1852 A resolution was adopted to approve Appropriation Adjustment within the TASC – CCPB Grant Fund #284-2910.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1853 A resolution was adopted to approve Appropriation Adjustment of Funds within the Clerk of Courts General Fund #101-1260.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1854 A resolution was adopted to approve Appropriation within Commissioners Fund #101. Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1855 A resolution was adopted to approve an Operational Transfer from Commissioners Fund #101 into Human Services Fund #203.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1856 A resolution was adopted to approve Repayment of a Cash Advances from Parks and Recreation Fund #941, #942 and #943.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1857 A resolution was adopted to approve Supplemental Appropriation into Mason Municipal Court Fund #101-1273.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1858 A resolution was adopted to approve Supplemental Appropriation within Construction Fund #467.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1859 A resolution was adopted to approve a Supplemental Adjustment within Sheriff Fund #630. Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent
- 05-1860 A resolution was adopted to approve Appropriation Adjustments within Child Support Enforcement Agency Fund #263, Sheriff’s Fund #101-2210, Probate/Juvenile Funds #101-1240 and #101-2500, and Veteran’s Funds #101-5220 and #101-5210.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - absent

- 05-1861 A resolution was adopted to hire Teresa Young, Cashier Receptionist, within the Warren County Building and Zoning Department.
Mr. Kilburn – yea; Mrs. South – yea; Mr. Young - abstain
- 05-1862 A resolution was adopted to approve Supplemental Appropriation into OMB Fund #101-1115. Vote: Unanimous
- 05-1863 A resolution was adopted to approve and adopt the 2006 Annual Budget for the Warren County Family and Children First Council.
Vote: Mr. Young – yea; Mrs. South – yea; Mr. Kilburn - abstain
- 05-1864 A resolution was adopted to authorize Payment of Bills. Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, executive session was entered into at 9:28 a.m. to discuss pending litigation pursuant to Ohio Revised Code Section 121.22 (G)(3) and personnel matters pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 11:15 a.m.

On motion, bids were closed at 10:30 a.m. this 29th day of November and the following bids were received, opened and read aloud for the Re-Roofing for Lower Little Miami Wastewater Treatment for the Warren County Water and Sewer Improvements:

CA Eckstein Inc. Cincinnati, Ohio	\$ 69,150.00
R.E. Forshee Co. Cincinnati, Ohio	\$ 70,948.00
Wm. Kramer & Son, Inc. Miamitown, Ohio	\$ 53,300.00
Kerken Roofing, Inc. Cincinnati, Ohio	\$ 62,877.00

Richard Renneker, Sanitary Engineer, Warren County Water and Sewer Department will review bids for a recommendation at a later date.

PUBLIC HEARING

REVENUE BONDS FOR THE CITY OF DAYTON YMCA
LOCATED IN THE CITY OF SPRINGBORO, WARREN COUNTY, OHIO

The public hearing to consider revenue bonds for the City of Dayton YMCA located in the City of Springboro, Warren County, Ohio was convened this 29th day of November 2005, in the Commissioners Meeting Room.

Abbott Thayer, Peck, Shaffer & Williams, was present to explain the need for the public hearing and stated that the Dayton Port Authority will be issuing the bonds in the amount of \$4,500,000 for the YMCA.

Commissioner Kilburn stated his desire for the President of the YMCA to be present and explain the request.

Commissioners South stated her opinion that Mr. Thayer adequately explained the project.

Commissioner Young stated his opinion that this is an administrative issue but desires all applicants to be present for future matters.

Upon further discussion, the public hearing was closed and the Board resolved (Resolution #05-1836) to grant Applicable Elected Representative Approval; authorizing the execution and delivery of a contracting Political Subdivisions Agreement in connection with the Issuance of port authority Revenue Bonds of the Dayton-Montgomery County Port Authority; and authorizing other Documents in connection with the Issuance of such Bonds.

Les Spaeth, Chairman of the Warren County Board of Elections, presented old ballots to the Board as memorabilia in anticipation of the new voting system being implemented.

Commissioner Kilburn exited the meeting at 11:50 a.m.

On motion, upon unanimous call of the roll, the Board entered into executive session at 11:55 a.m. to discuss personnel matters pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 11:59 a.m.

Commissioner Kilburn re-entered the meeting at 2:00 p.m.

On motion, upon unanimous call of the roll, the Board entered into executive session at 3:00 p.m. to discuss personnel matters pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 3:15 p.m.

Upon motion the meeting was adjourned.

Pat Arnold South, President

C. Michael Kilburn

David G. Young

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 November 29, 2005, in compliance with Section 121.22 O.R.C.

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