



**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 – July 9, 2009

The Board met in regular session pursuant to adjournment of the June 30, 2009, meeting.

C. Michael Kilburn - present

David G. Young - absent

Pat Arnold South - present

Tina Davis, Clerk – present

- 09-0896 A resolution was adopted to approve a Pay Increase for Andrew Farlaino within the Warren County Emergency Services. Vote: Unanimous
- 09-0897 A resolution was adopted to accept Resignation due to Retirement of Kenny R. Haney, Jr, Maintenance Foreman, within the Warren County Water and Sewer Department, effective August 31, 2009. Vote: Unanimous
- 09-0898 A resolution was adopted to hire Sarah Robers as Emergency Communications Operator, within the Warren County Emergency Services Department. Vote: Unanimous
- 09-0899 A resolution was adopted to designate Dave Gully, County Administrator, as Warren County's Certifying Officer relative to the Community Development Block Grant Program. Vote: Unanimous
- 09-0900 A resolution was adopted to authorize President of the Board to sign an OPWC Cooperation Agreement for the Turtlecreek Township Culvert Repair and Replacement Project. Vote: Unanimous
- 09-0901 A resolution was adopted to enter into Easement Agreement with McDonald's Real Estate Company. Vote: Unanimous

- 09-0902 A resolution was adopted to Waive Rezoning Application Fee for Patricia Woolley to rezone approximately 3 acres located on Morrow-Rossburg Road in Harlan Township from General Business "B-1" to Rural Residence "R-1".
Vote: Unanimous
- 09-0903 A resolution was adopted to approve and enter into a Contract between the Warren County Commissioners on behalf of the Warren County Department of Human Services and the Warren County Career Center. Vote: Unanimous
- 09-0904 A resolution was adopted to approve Certification of Substantial Completion for Frye Mechanical Inc., Plumbing Contractor for the Warren County East Street Renovation Project and authorize the President of the Board to sign same.
Vote: Unanimous
- 09-0905 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 09-0906 A resolution was adopted to approve and enter into a Universal Membership Agreement between Ohio CSEA Directors' Association and Warren County Board of Commissioners on behalf of Warren County Department of Human Services relative to employment verification services. Vote: Unanimous
- 09-0907 A resolution was adopted to approve a subgrant agreement on behalf of the Child Support Enforcement Agency. Vote: Unanimous
- 09-0908 A resolution was adopted to acknowledge payment of bills. Vote: Unanimous
- 09-0909 A resolution was adopted to set and advertise for applications from financial institutions for the deposit of public funds under the control of this Board.
Vote: Unanimous
- 09-0910 A resolution was adopted to approve Notice of Intent to Diggitt Excavating, Inc. for the SR 73 and Township Line Road Intersection Improvement Project.
Vote: Unanimous
- 09-0911 A resolution was adopted to acknowledge receipt of June 2009 Financial Statement. Vote: Unanimous
- 09-0912 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
- 09-0913 A resolution was adopted to approve Change Order #E-12 with ESI, Inc. relevant to the East Street Building Renovation Project. Vote: Unanimous

- 09-0914 A resolution was adopted to enter into contract with Culy Construction & Excavating, Inc. for Robinson – Vail/Shaker Water Main Improvements Contract II Project. Vote: Unanimous
- 09-0915 A resolution was adopted to approve a Street and Appurtenances Bond Release for Deerfield Apartments, Phase 1 for completion of improvements in Nantucket Subdivision, Phase 1 situated in Deerfield Township. Vote: Unanimous
- 09-0916 A resolution was adopted to approve a Street and Appurtenances Bond Release for SCI Oregon Funeral Services, Inc., for completion of improvements in Miami Valley Memory Gardens situated in Clearcreek Township. Vote: Unanimous
- 09-0917 A resolution was adopted to approve a Street and Appurtenances Bond Release for Metro Developers of Ohio, Inc. for completion of improvements in Nolting Subdivision situated in Deerfield Township. Vote: Unanimous
- 09-0918 A resolution was adopted to approve a Street and Appurtenances Bond Reduction for Cypress Ridge, Ltd. for completion of improvements in Cypress Ridge, Phase V situated in Clearcreek Township. Vote: Unanimous
- 09-0919 A resolution was adopted to enter into Erosion Control Bond Agreement with Thomas & Marker Construction Co. for improvements in Chase Bank (Section 20, Town 4, Range 2, Lot 2) situated in Deerfield Township. Vote: Unanimous
- 09-0920 A resolution was adopted to approve Bond Release for the Quandel Group, Inc. for completion of improvements in Chase Bank (Section 20, Town 4, Range 2, Lot 2) situated in Deerfield Township. Vote: Unanimous
- 09-0921 A resolution was adopted to approve Bond Release for Chick-Fil-A (Developer) for completion of improvements in Deerfield Crossing FSU Mason, Ohio situated in Deerfield Township. Vote: Unanimous
- 09-0922 A resolution was adopted to approve following Record Plats. Vote: Unanimous
- 09-0923 A resolution was adopted to approve Operational Transfer from Commissioners fund #101 into Human Services fund #203. Vote: Unanimous
- 09-0924 A resolution was adopted to approve an Operational Transfer from Commissioners fund #101 into Human Services fund #203. Vote: Unanimous
- 09-0925 A resolution was adopted to approve an Operating Transfer in Grandin Road-OWDA/Hamilton Deerfield Expansion Water Project fund #530. Vote: Unanimous

- 09-0926 A resolution was adopted to approve an Operational Transfer from MR/DD General Operating fund #205 into the Supported Living Fund #204. Vote: Unanimous
- 09-0927 A resolution was adopted to approve Supplemental Appropriations within TASC fund #284. Vote: Unanimous
- 09-0928 A resolution was adopted to approve Supplemental Appropriation within fund #467 – East Street Building Construction. Vote: Unanimous
- 09-0929 A resolution was adopted to approve Repayment of Cash Advance from Child Support fund 3263 into County General fund #101. Vote: Unanimous
- 09-0930 A resolution was adopted to approve an Expense Adjustment within the Workforce Investment Act fund #258. Vote: Unanimous
- 09-0931 A resolution was adopted to approve Appropriation Adjustment from Commissioners General fund #101-1110 into Veteran’s Fund #101-5210. Vote: Unanimous
- 09-0932 A resolution was adopted to approve an Appropriation Adjustment within Workforce One fund #258. Vote: Unanimous
- 09-0933 A resolution was adopted to approve an Appropriation Adjustment within Prosecutor fund #101-1150. Vote: Unanimous
- 09-0934 A resolution was adopted to approve Appropriation Adjustment within Building and Zoning Inspection fund #101-2300. Vote: Unanimous
- 09-0935 A resolution was adopted to approve Operational Transfer from Commissioners fund #101-1112 into Children Services fund #273. Vote: Unanimous
- 09-0936 A resolution was adopted to authorize Payment of Bills. Vote: Unanimous
- 09-0937 A resolution was adopted to appropriate an Exclusive and Permanent Highway Right-of-Way Easement and two Temporary Construction Easements in, on, over, through and under the property of Douglas S. Arrington, State Route 73, Clearcreek Township for the Construction, Maintenance and Operation of Public Road Improvements to serve the State Route 73 and Township Line Road (CR134) Intersection Improvement Project in Warren County, Ohio. Vote: Unanimous

09-0938 A resolution was adopted to Authorize the Issuance and Sale of Economic Development Revenue Refunding Bonds, Series 2009 (Ralph J. Stolle Countryside YMCA Project) of the County of Warren, Ohio in an aggregate principal amount not to exceed \$5,730,000; Authorizing the Execution and Delivery of an Assignment of a Promissory Note to secure such Series 2009 Bonds; Authorizing the Execution of a Tax Regulatory Agreement; and Authorizing other documents in connection with the Issuance of the Bonds.
Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, the Board entered into executive session at 4:05 p.m. to discuss union negotiations within the Emergency Services Department pursuant to Ohio Revised Code Section 121.22 (G)(4) and exited at 5:15 p.m.

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

Neil Tunison, County Engineer, was present to discuss an easement issue within the SR 73/Township Line Road Intersection Project.

Mr. Tunison stated that they have negotiated in good faith with the property owner and he is not willing to sign the easement. He then requested the Board to begin the appropriation process in order for the project to not be delayed.

Upon further discussion, the Board resolved (Resolution #09-937) to Appropriate an Exclusive and Permanent Highway Right-of-Way Easement and two Temporary Construction Easements in, on, over, through and under the property of Douglas S. Arrington, State Route 73, Clearcreek Township for the Construction, Maintenance and Operation of Public Road Improvements to serve the State Route 73 and Township Line Road (CR134) Intersection Improvement Project in Warren County, Ohio.

PUBLIC HEARING

ECONOMIC DEVELOPMENT BONDS FOR THE
RALPH J. STOLLE COUNTRYSIDE YMCA

The public hearing to consider the issuance and sale of economic development revenue refund bonds was convened this 9th day of July 2009, in the Commissioners Meeting Room.

Tom Lockwood, Peck, Shaffer & Williams, stated that the YMCA is looking to refund at a 5% interest rate.

Upon further discussion the public hearing was closed and the Board resolved (Resolution #09-938) to Authorize the Issuance and Sale of Economic Development Revenue Refunding Bonds, Series 2009 (Ralph J. Stolle Countryside YMCA Project) of the County of Warren, Ohio in an aggregate principal amount not to exceed \$5,730,000; Authorizing the Execution and Delivery of an Assignment of a Promissory Note to secure such Series 2009 Bonds; Authorizing the Execution of a Tax Regulatory Agreement; and Authorizing other documents in connection with the Issuance of the Bonds.

The Board acknowledged receipt of the annexation petition of J. William Duning, Agent to annex 17.56 acres to the Village of South Lebanon pursuant to Ohio Revised Code Section 709.023 (Expedited Type 2) in Hamilton Township.

Upon motion the meeting was adjourned.

C. Michael Kilburn, President

David G. Young

Pat Arnold South

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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 July 9, 2009, in compliance with Section 121.22 O.R.C.

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