

BOARD OF COUNTY COMMISSIONERS WARREN COUNTY, OHIO

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TOM GROSSMANN SHANNON JONES DAVID G. YOUNG

BOARD OF COUNTY COMMISSIONERS WARREN COUNTY, OHIO

MINUTES: Regular Session - August 29, 2023

This is a summary of actions and discussions of the meeting. You may view this meeting through our YouTube Channel at https://www.youtube.com/channel/UC1ELh0jGpXd4VV2DTgsuqPA or by contacting our office.

The Board met in regular session pursuant to adjournment of the August 24, 2023, meeting.

Shannon Jones – present

Tom Grossmann – present

David G. Young - present

Tina Osborne, Clerk - present

David G. Tour	g – present
23-1104	A resolution was adopted to advertise for bids for the Wilmington Road and Clarksville Road Intersection Warning Device Project. Vote: Unanimous
23-1105	A resolution was adopted to enter into contract with J & J Environmental, Inc. (DBA Tele-Vac) for the As Needed Sanitary Point Liner Repairs Project Re-Bid. Vote: Unanimous
23-1106	A resolution was adopted to acknowledge payment of bills. Vote: Unanimous
23-1107	A resolution was adopted to enter into street and appurtenances security agreement with Pimlico Pointe, LLC for installation of the right and left turn lanes, traffic signal, and associated roadway improvements on Tylersville Road associated with the Pimlico Pointe development situated in Deerfield Township. Vote: Unanimous
23-1108	A resolution was adopted to approve appropriation adjustment within the Mary Haven Greenhouse Fund #2247. Vote: Unanimous
23-1109	A resolution was adopted to approve and authorize execution of Amendment No. 2 to the CFPN Ohio, LLC Community Reinvestment Area Agreement. Vote: Unanimous

AUGUST 29, 2023 PAGE 2 23-1110 A resolution was adopted to hire Cayden Westendorf as Administrative Clerk within Warren County Department of Job and Family Services, Children Services Division. Vote: Unanimous 23-1111 A resolution was adopted to continue public hearing for rezoning application of Greg Thurman (Redwood USA), Agent to rezone approximately 63.812 acres from "MXU-C" Mixed Use Center with Planned Unit Development Overlay in Union Township. Vote: Unanimous 23-1112 A resolution was adopted to continue public hearing relative to the adoption of text amendments to the Requirements and Standards for the Design and Construction of Streets and Roadway Facilities in Warren County. Vote: Unanimous 23-1113 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 **DISCUSSIONS** On motion, upon unanimous call of the roll, the Board accepted and approved the consent agenda. Matt Bruns, Countryside YMCA, was present to introduce himself and presented a video on the new 4th Grade Learn to Swim program being offered.

MINUTES

PUBLIC HEARING

REZONING APPLICATION OF GREG THURMAN (REDWOOD USA), AGENT TO REZONE APPROXIMATELY 63.812 ACRES FROM "MXU-C" MIXED USE CENTER WITH INTERSTATE HIGHWAY OVERLAY TO "MXU-C" MIXED UCE CENTER WITH PLANNED UNIT DEVELOPMENT OVERLAY IN UNION TOWNSHIP

The public hearing to consider the rezoning application of Greg Thurman (Redwood, USA), agent for McCabe-Columbia #1 LLC and McCabe-Columbia #3 LLC, Owners of record (Case # 2023-05) to rezone approximately 63.812 acres (Parcel ID 12-07-351-001, 12-07-301-002, 12-13-400-003, and 12-13-400-004) located along Columbia Road in Union Township from 'MXU-C" Mixed Use Center with Interstate Highway Overlay to "MXU-C" Mixed Use Center with a Planned Unit Development Overlay was convened this 29th day of August 2023, in the Commissioners' Meeting Room.

Upon the request of the residents, the Board resolved (Resolution #23-1111) to continue this public hearing to Thursday, September 28, 2023, at 5:00 p.m.

Martin Russell, Deputy County Administrator, discussed the 2024 budget as it relates to the target % increase the Board desires to include in the memorandum to elected officials, departments, and agencies.

Upon discussion, the Board stated the desire to maintain an increase of no more than 4% over the 2023 approved allocation.

PUBLIC HEARING

CONSIDER ADOPTION OF TEXT AMENDMENTS TO THE REQUIREMENTS AND STANDARDS FOR THE DESIGN AND CONSTRUCTION OF STREETS AND ROADWAY FACILITIES IN WARREN COUNTY

This Board met this 29th day of August 2023, to consider the adoption of text amendments to the Requirements and Standards for the Design and Construction of Streets and Roadway Facilities in Warren County.

Dave Mick, Warren County Engineer's Office, stated that, at the request of the township trustees, the Engineer's Office has been working for some time on amendments to the design and construction standards. He stated that there has been an increase in the amount of pavement failures and they are requesting amendments that would require underdrains and gravel in order to improve drainage which will extend the life of the roadways.

Mr. Mick then reviewed the proposed changes to the regulations by presenting the attached PowerPoint presentation. He stated that Jonathan Sams, Turtlecreek Township Trustee is present today to speak in favor of the proposed changes as well as various township administrators.

There was discussion relative to Commissioner Grossmann's question on how Warren County's proposed changes compare to surrounding jurisdictions.

Mr. Mick stated that the Ohio Flexible Pavement Study was relied heavily upon when making the proposed changes as well as the Kenton County Road Standards which were developed from a study funded by Henry Fischer Homes. He stated that Warren County is comparable to the Kenton County regulations.

There was discussion relative to the cost to construct using current standards vs. proposed. It was determined that it would cost approximately \$2000 additional per lot to utilize the proposed standards.

Kurt Weber, Chief Deputy Engineer, stated they have worked together with Fischer Homes and Drees to repair premature roadway failures within Shaker Run Subdivision. He stated that the proposed changes are being sought to prevent this type of damage in the future.

Jonathan Sams, Turtlecreek Township Trustee, reviewed the repairs completed in Shaker Run Subdivision showing the bad soil under the pavement due to water. He stated that Turtlecreek Township has a lot of open ditches and a lot of rain.

Mr. Sams stated that you can't fix the problem of no underdrains and gravel, you can only make repairs, stating the importance of constructing them correctly in the beginning. He stated that they have been working with the County Engineer since 2014 on the road construction standard changes. He then stated the importance to the taxpayers to have the roadways installed properly in order to reduce the repairs required in the future.

Commissioner Jones questioned if the County constructs our own roadways to these standards.

It was determined that when Warren County constructs roadways, these standards are exceeded. He stated that they all have underdrains and granular base.

Neil Tunison, County Engineer, stated that Irwin Simpson Road was constructed in 1998 using underdrains, granular base and 11" of pavement and to date, there have been no issues with the road.

Steve Pegram, Hamilton Township Administrator, stated that their township is experiencing the same issues as Turtlecreek Township. He stated that they are seeing subdivision roadways that are only 3-5 years old needing repairs. He then stated that they are paving fewer roadways in the township due to the cost of repairs that are being required.

Matt Clark, Clearcreek Township Administrator, stated his agreement with the other administrators, citing pavement degradation in 3 – 5-year-old subdivisions.

Gus Edwards, Wayne Township Administrator, echoed the comments of the other administrators and thanked the County Engineer's Office for these proposed changes, He stated they have been waiting for 15+ years for these improvements and requested the Board follow the County Engineer's recommendation as he is the expert.

Matt Maines, President of the Ohio Valley Development Council of the Cincinnati Homebuilders Association, thanked the County Engineer for his work on these changes and stated he

understands the motivation behind it. He stated their desire to find a balance between the needed improvement and the cost, stating his concern with making homes unaffordable and putting Warren County at a competitive disadvantage.

Mr. Maines stated that in Kenton County, some of the smaller cul-de-sac roadways which have less traffic are not as stringent as the collector roads, helping to balance out the costs to develop.

There was much discussion relative to the differences between Warren County's proposed standards and Kenton County.

Mr. Maines explained that Kenton County does not require underdrains under the base but overtop of the base, therefore costing less.

Mr. Weber explained that Warren County is proposing the standard method for underdrains, the same as we construct our own roads. He stated that Kenton County is utilizing a new method that has not been used long enough to be evaluated.

Joey Wall, Fischer Homes, explained the Kenton County Standards.

Commissioner Jones questioned what evidence they can provide that says Kenton County's specification, with half of the cost, will save the taxpayers from future premature repairs.

Mr. Maines stated that it is too soon to say, the same as it will be too soon to say for Warren County's proposed standards.

There was discussion related to the aquifer in Warren County being one of the best in the nation as it related to the amount of groundwater in the area.

There was discussion relative to the proposed maintenance bond time increase.

Mr. Walls questioned why the increase in maintenance bond requirements with roadways standards being more stringent.

There was discussion relative to the desire to see more cooperation between the County Engineer's Office and the development community.

Upon discussion, the Board resolved (Resolution #23-1112) to continue this public hearing to October 17, 2023, at 10:00 a.m. to allow additional time for the parties to work on a compromise.

Dave Mick, Assistant County Engineer, was present for a work session to discuss rates and changes for the County Storm Water Management District No. 1.

Mr. Mick presented the attached PowerPoint presentation relative to stormwater fees/MS4 Permit. He stated that certain areas within the County are required to implement the federally

mandated NPDES Phase II program. He stated that in order to fund the program, a fee is collected in Clearcreek, Franklin, Hamilton, Turtlecreek, and Union Townships.

Mr. Mick stated that in the past, the fee was \$12 per year but due to inflation, they are requesting the Board increase the fee to \$15 per year.

Upon discussion, the Board resolved (Resolution #23-1113) to create reasonable rates and charges through the Warren County Stormwater Management District No. 1 to fund the Warren County Storm Water Management Plan as filed with the Ohio Environmental Protection Agency under conditions of the National Pollution Discharge Elimination System (NPDES) Phase II Permit; charging each parcel with building values greater than \$10,000.00 in the townships listed above an amount of \$15.00 per year that will be placed annually on the tax duplicate by the County Auditor as permitted under Section 6117.02 of the Ohio Revised Code.

On motion, upon unanimous call of the roll, the Board entered executive session at 11:12 a.m. to discuss Union negotiations within the County Engineer's Office pursuant to Ohio Rev. Code 121.22 (G)(4), matters required to be kept confidential per federal or state law pursuant to Ohio Rev. Code 121.22 (G)(5), and pending litigation with legal counsel present pursuant to Ohio Rev. Code 121.22 (G)(3) and exited at 12:21 p.m.

Upon motion the meeting was adjourned.

Shannon Jones, President

David G. Young

Tøm Grossmann

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 29, 2023, in compliance with Section 121.22 O.R.C.

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

WARREN COUNTY

ROAD CONSTRUCTION STANDARDS

Update August 2023

THE COUNTY ENGINEER'S OFFICE AND OUR TOWNSHIPS ARE SEEING AN INCREASE IN PAVEMENT FAILURES.

OUR THEORIES ON THE POSSIBLE CAUSES INCLUDE:

- Heavier construction vehicles with more axles
- Changes in the performance of asphalt materials
- ·Proof rolling alone is not always a good indicator of subbase condition
- •Developer and homeowner amenities involving irrigation that impact pavement base

OTHER RESOURCES CONSULTED:

LOCAL COUNTY ENGINEER'S OFFICES

- Full Depth Pavement placed on compacted subgrade has been the preferred section in southwest Ohio counties for years
- · Other counties are seeing the problems we are experiencing
- Butler County added underdrains to their full depth curb section in recent years to address increased pavement failures

OTHER RESOURCES CONSULTED:

ODOT PAVEMENT DESIGN MANUAL, GEOTECHNICAL ENGINEERS, STUDIES INCLUDING FIELD TESTING

- · Across the board, the recommendation is to add granular base with underdrains.
- Undercutting of consistently wet clay soils and backfilling with dry compact fills were once preferred method of stabilization, but this does not always withstand the heavier loads and many axles

OTHER RESOURCES CONSULTED:

CONTRACTOR REVIEW OF A REPRESENTATIVE SUBDIVISION – 3 (OR MORE) SEPARATE REVIEWS, DIFFERENT LOCATIONS

- · Increased testing recommended
- · Gravel base

Increase Pavement Section Depth

- Current Section: 8.5" Full Depth Asphalt
- Proposed Section (Low Volume <50 lots):
 7.25" Asphalt + 5" Average Depth Granular
 Base = 12.25" pavement section
- Proposed Section (High Volume 50 250 lots): 8.25" + 6" Average Depth Granular
 Base = 14.25" pavement section
- Additional depth and/or stabilized subgrade as determined by field testing and observed conditions

Underdrains

- Shedding of water above the subgrade is vital to long pavement life
- Aggregate Drains may be used on a caseby-case basis along rural street sections to reduce the depth needed in the roadside ditch compared to the depth needed for underdrain outlets

Additional Field Testing

- Soil borings as determined by the size of the development and USGS soil survey submitted by the Developer with the preliminary plan
- WCEO pre-certified firm to test pavement materials

Require surface course to be placed as soon as possible

- Reinstate a standard for determining the eligibility for streets to be accepted for public maintenance based on the percentage of lots developed.
 - Real value has been realized having the asphalt surface course being placed earlier in construction.
 Deterioration is due more to subgrade failure now being addressed with aggregate base

Maintenance Period

 2 Year Maintenance Period Begins when twothirds of the platted residential parcels are developed. (Section 304)

2020 CHANGE:

Video Inspection of Storm Sewers

Prior to acceptance of storm sewers for public maintenance

NO CHANGE:

\$0 cost for design review or development permit fees

- Area Counties charge review and inspection fees for developments
 - We do not propose this as we prefer to keep the development costs directed to construction of public improvements

PROPOSED PAVEMENT CROSS SECTIONS

STANDARD PAVEMENT DESIGN SCHEDULE

Classification	Surface	Intermediate	301 Base	304	Base	Total	Demand ≤ 50 lots
Subdivision Local I	1-1/4"	2"	4"	4"	6ª		
Subdivision Local II	1-1/4"	2"	5"	5*	7"	14-1/4"	50-250 lots
Subdivision Collector	1-1/2"	2"	5-1/2"	5"	7"	15"	251-400 lots
				DI	D2		

GENERAL NOTES

- For cases of demand >400 lots (equivalent to 4000 ADT), the larger of the Subdivision Collector value, from the above table, and the ODOT Pavement Design value is to be chosen.
- Classification as per Table 1.2.3 in the Requirements and Standards for the Design and Construction of Streets and Roadway Facilities, Warren County, Ohio

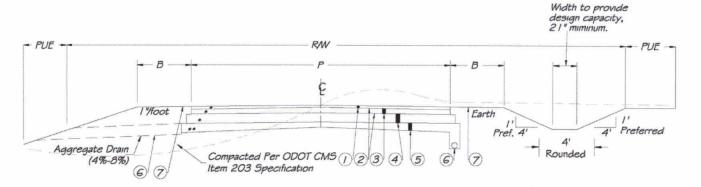
I	Warren County
I	Engineer's

Noi F, Turreco, F.E., F Warres County Engineer 2: O W Main 29: Liniman, Chair 4: 4025 61:13: 625-350; Flora 61:19: 61-360; Flora

STABDARD PAVEMENT DESIGN SCHEDULE

ENGINEER'S OFFICE

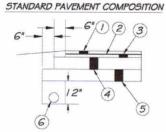
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STREET CLASSIFICATION	RW	P	В	PUE
Local Subdivision Street	70'	24'	4'	10' mir
Collector-Residential Rural	80'	36'	6'	10' min

STANDARD PAVEMENT COMPOSITION (LOW VOLUME ROADS)

- 1. ***ODOT Item 441, Asphalt Concrete Surface Course, Type 1 (448), PG 64-22.
- 2. ODOT Item 407, Non-Tracking Tack Coat.
- 3. ***ODOT Item 441, Asphalt Concrete Intermediate Course, Type 2 (448), PG 64-22.
- 4. ***ODOT Item 301, Asphalt Concrete Base, PG 64-22.
- 5. ***ODOT Item 304, Aggregate Base, Variable Thickness (D1@ CL, D2 @ E/P)
- 6. ODOT Item 605, 6" Underdrain OR Aggregate Drain
- 7. ODOT Item 659, Seeding and Mulching



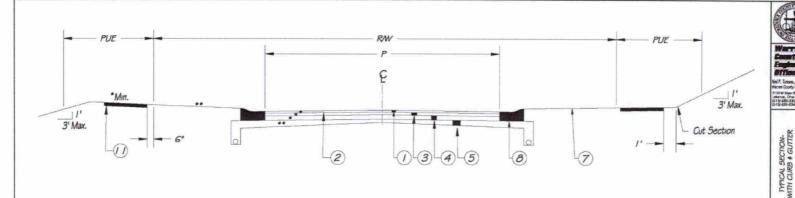
GENERAL NOTES

- *2.1% Cross Slope
 **4,2% Cross Slope on Sub-grade
 **ithem thickness to be determined by Standard Pavement Design
- 4. Street Classification as per Official Thoroughfare Plan, Warren County, Ohio Figures A.7, A.13

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TYPICAL SECTION-WITHOUT CURB ¢ GUTTER

WARREN COUNTY ENGINEER'S OFFICE

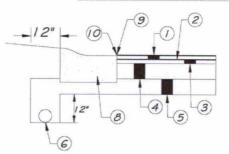


STREET CLASSIFICATION	R/W	P	PUE
Local Subdivision Street	50'	24'	10' min
Collector - Residential Urban	60'	36'	10' min

S TANDARD PAVEMENT COMPOSITION (LOW VOLUME ROADS)

- 1. ***ODOT Item 441, Asphalt Concrete Surface Course, Type 1 (448), PG 64-22.
- 2. ODOT Item 407, Non-Tracking Tack Coat.
- 3. ***ODOT Item 441, Asphalt Concrete Intermediate Course, Type 2 (448), PG 64-22.
- 4. ***ODOT Item 301, Asphalt Concrete Base, PG 64-22.
- 5. ***ODOT Item 304, Aggregate Base, Variable Thickness (D1 @ CL, D2 @ EP for P=24)
- 6. ODOT Item 605, 6" Underdrain OR Aggregate Drain
- 7. ODOT Item 659, Seeding and Mulching
- 8. ODOT Item 609, ODOT Type 3 Curb
- 9. Asphalt Lip 4" (+/- 8") above gutter plate.
- 10. Joint Sealer to be applied to the face of curb.
- 11. ODOT Item 608 4" Concrete Walk

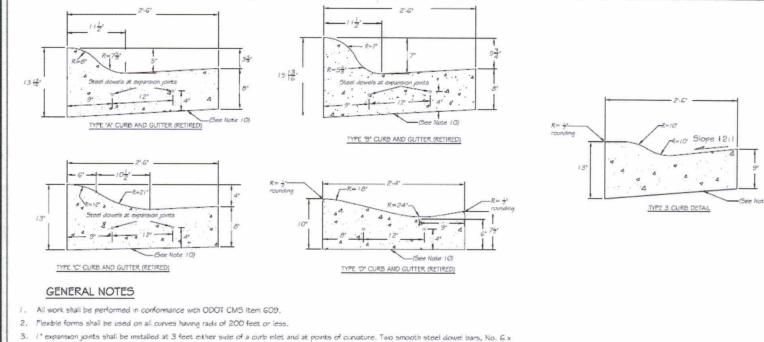
STANDARD PAVEMENT COMPOSITION



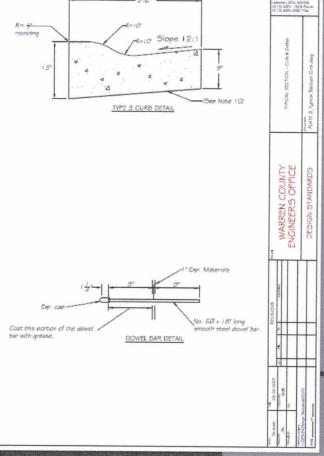
GENERAL NOTES

- 1. *2.1% Cross Slope
- 2. **4.2% Cross Slope on Sub-grade
- ***Item thickness to be determined by Standard Pavement Design Schedule
- Street Classification as per Official Thoroughfare Plan, Warren County, Ohio Figures A.7, A.13

No scale	- AUG. 2022	REVISION	Ches	ALCO ALCO ALCO ALCO ALCO ALCO ALCO ALCO	ŀ
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				DESIGN STANDARDS	MATT



- 3. If expansion youts shall be installed at 3 feet either side of a curb inlet and at points of curvature. Two smooth steel dowel bars, No. 6 x 18 inches long, with expansion caps, shall be installed at each expansion joint as shown on the detail.
- Contraction joints shall be provided at 10 foot intervals, 4" wide, 2" or more average depth.
- 5. All joints shall be vertical and either perpendicular, or radial to the back of the curb.
- All exposed edges shall be rounded to ³/₈ radius. Type D (see plan)
- 7. All curbing shall be backfilled before pavement work is begun.
- 8. ½" expansion joint will be installed behind the curb where a concrete walk, drive, or other concrete item is constructed adjoining it.
- 9. Place dowel bars as shown at all construction joints.
- 10. For replacement work, the curb shall be removed either at a joint or mid-section no closer than 4 feet from an existing joint.
- 11. Concrete for curbs and gutters shall be ODOT Class "C" broom finish. An approved curing agent shall be applies after finishing.
- 12. When a curb and gutter inlet is installed, the top of casting shall be the same as the top of curb elevation.
- 13. For new residential subdivisions, the standard curb/qutter type will be ODOT Type 3 (detail dated 7/15/2022). Coordinate with the County Engineer's Office prior to design of roadway improvement projects to determine the curb type for that project. Generally for retrofit projects where the driveway locations are known, the standard curb type will be ODOT Type 2, ODOT Type G, or one of the retired curb/gutter sections to match other existing curb/gutter.



NEXT STEPS:

 Continue to update the current standard construction drawings Consider deferred maintenance of existing and future public roads along roadways loaded by construction vehicles for large multi-phased developments

QUESTIONS?

Storm Water Fee/MS 4 Permit

The Warren County Board of Commissioners has a permit through OEPA that allows for the discharge of stormwater into streams, rivers, lakes.

Known as a Municipal Separate Storm
 Sewer System (MS 4) Permit

Storm Water Fee/MS 4 Permit

The County Engineer's Office and the Warren County Soil and Water Conservation District staff are responsible for fulfilling the MS 4 permit requirements for the County Commissioners.

The Storm Water Fee is a funding source for what is primarily personnel cost to complete the permit obligations.

MS4 Permit Requirements 6 Minimum Control Measures (MCM)

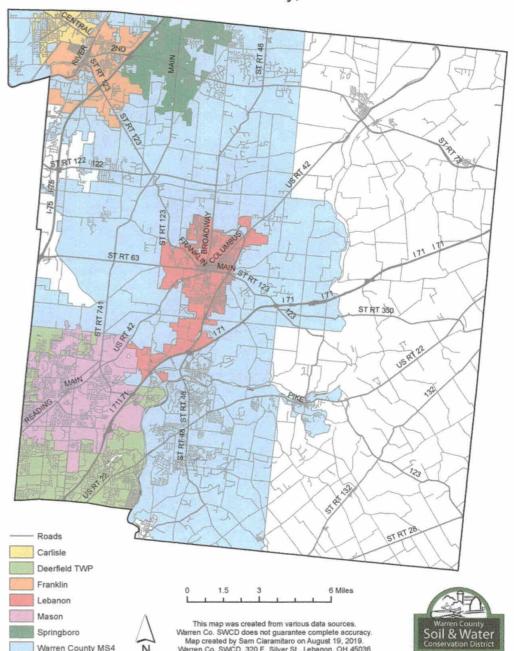
- MCM 1 Public Education & Outreach
 - MCM 2 Public Involvement & Participation
- MCM 3 Illicit Discharge Detection and Elimination
- MCM 4 Construction Site Storm Water Runoff Control
- MCM 5 Post-Construction
- MCM 6 Good Housekeeping & Pollution Prevention



MS4 Permits in Warren County

- Current Stand Alone Permits in Warren County
 - Warren County & Copermittees (Request \$15/Yr)
 - City of Carlisle ()
 - City of Franklin (\$66/Year
 - City of Mason (\$56.40/Year)
 - Deerfield Twp (\$23/ERU/Yr
 - City of Lebanon (47.40/Year)
 - City of Springboro (\$36
 Year Residential/\$84
 Year Commercial)

MS4 Permits Located In Warren County, Ohio

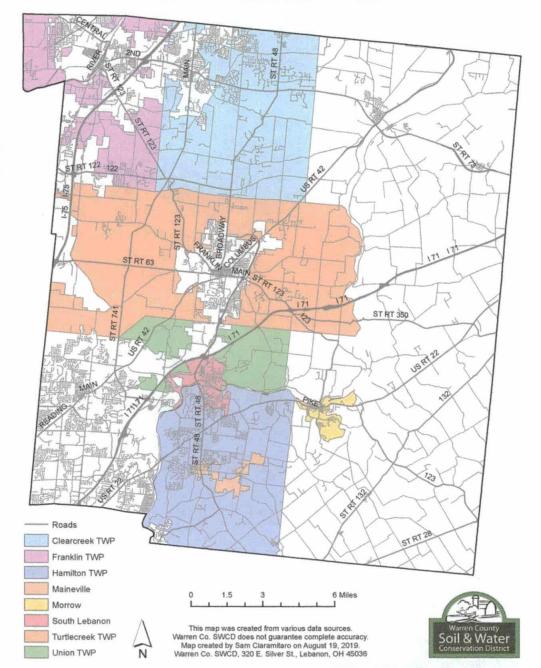


Warren County MS4 CoPermittees

- Clearcreek Twp (*)
- Franklin Twp (*)
- Hamilton Twp (*)
- Village of Maineville
- Village of Morrow
- Village of South Lebanon
- Turtlecreek Twp (*)
- Union TWP (*)

(*) Included in the Warren County Storm Water Fee/MS 4 Permit Area

Warren County Commissioners and Co-Permittees MS4 Areas



Storm Water Fee/MS 4 Permit - Historical Data

		2012 Fund Baland	ce	Fee = \$	12.50/Year in			III AND THE PARTY OF THE PARTY	and the property of	CHINA SIMPLE IN STREET	
48	/	2023 Equivalent			\$18.10/Year						
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20	26 44,515.76	336,718.16	\$12.00	271,590.40		81,689.30	42,436.00		395,715.70	-58,997.54 \$12/	
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					(Incl WCEO)	Regular Salary		PHOTOS			
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					(Incl WCEO)	Regular Salary		PHOTOS			
										***	December 4 \$450/ac-t-
	24 \$ 138,237.96		15.00	\$ 256,000.00			\$ 40,000.00 \$ 41,200.00		\$ 373,000.00	\$39,604.35 \$15/	
	25 \$ 177,842.32	\$ 416,730.40 \$ \$ 420,897.70 \$	15.00 15.00	\$ 263,680.00 \$ 271,590.40		\$ 79,310.00 \$ 81,689.30			\$ 384,190.00 \$ 395,715.70	\$32,540.40 \$15/ \$25,182.00 \$15/	- Dual Colonity Damaning a fair
		\$ 420,007.70 \$	15.00	\$ 271,330.40		\$ 84 139 98			\$ 407 587 17	\$17 519 51 \$15/	Dalance for actial of outer

\$ 84,139.98 \$ 43,709.08

\$ 86,664.18 \$ 45,020.35

\$0.00 \$89,264.10 \$46,370.96

\$ 279,738.11

\$ 288,130.26

\$296,774.16

2027 \$ 235,564,72 \$ 425,106,68 \$

2028 \$ 253,084.22 \$ 429,357.75 \$

2029 \$ 262,627.18 \$433,651.32 \$

15.00

15.00

\$ 407,587,17

\$ 419,814.79

\$432,409.23

\$17,519.51 \$15/year

\$9,542.96 \$15/year

\$1,242.09 \$15/year

study as needed.

Storm Water Fee/MS 4 Permit

Recommendations

- Maintain the current level of service
- Increase the Storm Water Fee to less than the change in CPI over the last 16 years
- An increase to \$15/Year would allow for a slow rebuild of the Storm Water Fund balance over the next several years to accommodate the occasional need for additional study, surveys, etc.