



**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 – June 23, 2009**

The Board met in regular session pursuant to adjournment of the June 16, 2009, meeting.

C. Michael Kilburn - present

David G. Young - present

Pat Arnold South - present

Laura Lander, Deputy Clerk – present

- 09-0814      A resolution was adopted to designate Family and Medical Leave of Absence to Ryanne Sorrell, Eligibility Referral Specialist II, within the Department of Job and Family Services, Human Services Division. Vote: Unanimous
- 09-0815      A resolution was adopted to designate Family and Medical Leave of Absence to Michelle McIntyre, Eligibility Referral Specialist II, within the Department of Job and Family Services, Human Services Division. Vote: Unanimous
- 09-0816      A resolution was adopted to accept Resignation of Deborah Wallace, Part-time Customer Advocate I, within the Warren County Workforce One Department, effective June 15, 2009. Vote: Unanimous
- 09-0817      A resolution was adopted to approve various Refunds. Vote: Unanimous
- 09-0818      A resolution was adopted to Advertise for Bids for the Robinson-Vail/Shaker Water Main Improvement Contract I Project. Vote: Unanimous
- 09-0819      A resolution was adopted to approve and enter into an Agreement with Warren County Educational Service Center - Coordinated Care on behalf of Warren County Juvenile Court for the Youth Services Grant to provide Truancy Education Group Facilitation to Youth, their families and other designated individuals who come to the attention of the Court. Vote: Unanimous

- 09-0820 A resolution was adopted to approve and enter into an agreement with Warren County Educational Service Center - Coordinated Care on behalf of Warren County Juvenile Court for the Youth Services Grant to provide group facilitation and/or designated services to identified youth and/or parents who come to the attention of the Court. Vote: Unanimous
- 09-0821 A resolution was adopted to approve and enter into an Agreement with Carletta Jacobs on behalf of the Warren County Juvenile Court for a Summer School Teacher for Warren County Juvenile Detention Center. Vote: Unanimous
- 09-0822 A resolution was adopted to approve and enter into an Agreement with Aaron Buczkowski on behalf of the Warren County Juvenile Court for a Summer School Teacher for Mary Haven Youth Center. Vote: Unanimous
- 09-0823 A resolution was adopted to approve and enter into an Agreement with Warren County Educational Service Center in behalf of Warren County Juvenile Court for the Youth Services Grant to Provide Tailored Services to Chronic Truants and their families as are identified by the Court. Vote: Unanimous
- 09-0824 A resolution was adopted to approve and authorize the President and/or Vice President of this Board to sign a Subsidy Grant Agreement on behalf of the Warren County Common Pleas Court. Vote: Unanimous
- 09-0825 A resolution was adopted to approve and authorize the President of the Board to enter into Classroom Training Agreements on behalf of the Workforce One of Warren County. Vote: Unanimous
- 09-0826 A resolution was adopted to Advertise and Set July 14, 2009, at 10:30 a.m. for the Public Hearing to consider the County's Year 2010 Tax Budget. Vote: Unanimous
- 09-0827 A resolution was adopted to Set Final Hearing concerning the Vacation of a Portion of Cedar Drive in Deerfield Township. Vote: Unanimous
- 09-0828 A resolution was adopted to Amend the Contract between the Warren County Commissioners on behalf of the Warren County Department of Human Services and Winton Transportation Incorporated, D.B.A. Universal Transportation Services (U.T.S.). Vote: Unanimous
- 09-0829 A resolution was adopted to Amend the Contract between the Warren County Commissioners and Language Line Services on behalf of the Warren County Department of Human Services. Vote: Unanimous

- 09-0830 A resolution was adopted to approve and authorize the Board to Extend the Academic Upgrade Services Agreement with the Warren County Adult Basic and Literacy Education Program on behalf of Workforce One of Warren County. Vote: Unanimous
- 09-0831 A resolution was adopted to approve and authorize the President and/or Vice President of this Board to sign Amendment #1 relative to the CY 2009 Warren County Transit Service Contract. Vote: Unanimous
- 09-0832 A resolution was adopted to accept Withdrawal of the Annexation Petition of .108 acres to the Village of South Lebanon. Vote: Unanimous
- 09-0833 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
- 09-0834 A resolution was adopted to acknowledge payment of Bills. Vote: Unanimous
- 09-0835 A resolution was adopted to approve Appropriation Decreases within various Funds. Vote: Unanimous
- 09-0836 A resolution was adopted to approve Supplemental Appropriations within the Workforce Investment Act Fund #258. Vote: Unanimous
- 09-0837 A resolution was adopted to approve Supplemental Appropriations into Probate/Juvenile Fund #247 and MRDD Fund #204. Vote: Unanimous
- 09-0838 A resolution was adopted to approve an Operating Transfer in Grandin Road-OWDA/Hamilton Deerfield Expansion Water Project Fund #530. Vote: Unanimous
- 09-0839 A resolution was adopted to approve Subfund Adjustments within Workforce Development Act Fund #258. Vote: Unanimous
- 09-0840 A resolution was adopted to approve an Appropriation Adjustment within Workforce One Fund #258. Vote: Unanimous
- 09-0841 A resolution was adopted to approve Appropriation Adjustment within Telecommunications Department Fund #492. Vote: Unanimous
- 09-0842 A resolution was adopted to approve Appropriation Adjustment within the Auditor's Fund to pay overtime. Vote: Unanimous
- 09-0843 A resolution was adopted to approve Appropriation Adjustments within the Water Revenue Fund No. 510. Vote: Unanimous

- 09-0844 A resolution was adopted to approve Appropriation Adjustment within the Sewer Revenue Fund No. 580. Vote: Unanimous
- 09-0845 A resolution was adopted to approve Appropriation Adjustment within the Redevelopment Tax Equivalent (Bunnell Hill) Fund #493 to Pay Auditor/Treasurer Fees for Real Estate Settlements. Vote: Unanimous
- 09-0846 A resolution was adopted to approve Appropriation Adjustments within the Sewer Revenue Fund No. 580. Vote: Unanimous
- 09-0847 A resolution was adopted to approve Appropriation Adjustment within the Sewer Revenue Fund No. 580. Vote: Unanimous
- 09-0848 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Juvenile Court Fund #101-1240. Vote: Unanimous
- 09-0849 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Juvenile Probation Fund #101-2500. Vote: Unanimous
- 09-0850 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 09-0851 A resolution was adopted to determine the necessity of and authorizing the issuance and sale of variable rate demand Health Care Facilities Improvement Revenue Bonds, Series 2009 (Otterbein Homes Project) of the County of Warren, Ohio, in a principal amount not to exceed \$24,000,000; authorizing the execution and delivery of agreements of lease and subleases in connection therewith; authorizing the execution and delivery of a Supplemental Indenture of Trust to secure such Series 2009 Bonds; authorizing the execution of a Bond Purchase Agreement with respect to said Series 2009 Bonds; and authorizing a preliminary and final official statement, a tax regulatory agreement and other documents in connection with the issuance of the Series 2009 Bonds. Vote: Unanimous
- 09-0852 A resolution was adopted to authorize the execution and delivery of a Partial Release of Agreement of Lease and Partial Release of Sublease, both with Otterbein Homes. Vote: Unanimous
- 09-0853 A resolution was adopted to approve and authorize the submittal of a Grant Application on behalf of the Warren County Building Services Department. Vote: Mr. Kilburn – nay; Mrs. South – yea; Mr. Young – yea
- 09-0854 A resolution was adopted for authorization to enter into an Ohio Public Works Commission (OPWC) Cooperation Agreement with the Village of Morrow for the Main Street Improvement Project. Vote: Unanimous

- 09-0855 A resolution was adopted to waive Water Tap-in and Sewer Connection Fees for the Deerfield Township Schappacher Park Property. Vote: Unanimous
- 09-0856 A resolution was adopted to approve Pay Increase for Dustin Flint, Data Systems Analyst, within the Warren County Telecommunications Department. Vote: Unanimous
- 09-0857 Due to clerical error this number was inadvertently omitted.
- 09-0858 A resolution was adopted to Rescind Resolution #09-801 which authorized the Hiring of Amy Cooke, as Youth Work-site Supervisor, within Workforce One of Warren County. Vote: Unanimous
- 09-0859 A resolution was adopted to hire Amy Cooke as Part-time Customer Advocate I, within Workforce One of Warren County. Vote: Unanimous
- 09-0860 A resolution was adopted to Rescind Resolution #09-805 which authorized the Hiring of Rebecca Tassoni, as Youth Work-site Supervisor, within Workforce One of Warren County. Vote: Unanimous
- 09-0861 A resolution was adopted to hire Christal Cornett as Youth Work-site Supervisor, within the Workforce One Department of Warren County. Vote: Unanimous
- 09-0862 A resolution was adopted to hire Jeff Peters as Youth Work-site Supervisor, within the Workforce One Department of Warren County. Vote: Unanimous
- 09-0863 A resolution was adopted to authorize the Posting of “Fiscal Coordinator” position, within Workforce One of Warren County, in accordance with Warren County Personnel Policy Manual, Section 2.02(a).  
Vote: Mr. Kilburn – nay; Mr. Young – yea; Mrs. South – yea
- 09-0864 A resolution was adopted to authorize the Posting of “Sewer System Maintenance Package Plant Operator I or II”, within the Water and Sewer Department of Warren County, in accordance with Warren County Personnel Policy Manual, Section 2.02(a). Vote: Unanimous
- 09-0865 A resolution was adopted to authorize the Posting of the “Wastewater Treatment Plant Mechanic Operator I, within the Water and Sewer Department, in accordance with Warren County Personnel Policy Manual, Section 2.02(a).  
Vote: Unanimous

DISCUSSIONS

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On motion, upon unanimous call of the roll, the Board entered into executive session at 9:00 a.m. to discuss personnel matters relative to hiring within Telecom, Workforce One and Water & Sewer pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 10:20 a.m.

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Abbot Thayer, Peck Shaffer & Williams, presented final legislation relative to facilities improvement bonds for Otterbein Home.

Mr. Thayer explained the proposed project and also presented a resolution for the partial release of three acres of property in Wood County for Otterbein Homes.

Upon discussion, the Board resolved (Resolution #09-851) to determine the necessity of and authorizing the issuance and sale of variable rate demand Health Care Facilities Improvement Revenue Bonds, Series 2009 (Otterbein Homes Project) and (Resolution #09-852) to authorize the execution and delivery of a Partial Release of Agreement of Lease and Partial Release of Sublease, both with Otterbein Homes.

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Chris Brausch, Sanitary Engineer, was present to discuss a petition submitted by Emmitt Lawson, Franklin Township resident, on behalf of the residents surrounding the North Wellfield.

Mr. Lawson stated in the petition his desire to mow the North Wellfield for the purpose of baling hay. He further states that since the wellfield is overgrown, this would benefit both the County and the surrounding residents.

Commissioner Kilburn would like the Board to view to property to properly assess the situation and instructed Mr. Brausch to schedule a time with the clerk for said viewing.

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Mr. Joe Wilson, Warren County Fair Board member, was present to request that the Commissioners sign a permit to allow the sale of beer at this year's fair.

Commissioner Kilburn stated that the county fair is a family atmosphere and does not think it is necessarily appropriate to sell beer. He further stated that the County has been actively trying to get a lease agreement with the fair board for at least the last four years.

Commissioner Young stated that with the State poised to approve putting Video Lottery Terminals in Ohio's racetracks, that it is imperative that we have a current agreement with the fair board.

Commissioner South stated her desire to get a signed contract within the next week and asked Bruce McGary, Chief Deputy Prosecutor, to see if the Fair Board could meet with the Commissioners on Thursday, June 25, 2009.

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Judge Michael E. Powell, Warren County Probate-Juvenile Court, was present along with various staff members, to present the 2008 Annual Report.

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Dave Gully, County Administrator, was present to discuss if the Commissioners should apply for a 1.875 million dollar Energy Efficiency Community Block Grant, available through the American Recovery and Reinvestment Act, to offset some of the costs of the Courthouse Expansion Project.

Commissioner Kilburn stated his opposition to accepting any Federal Stimulus monies.

Commissioner Young stated that since the money could not be returned to the Treasury to reduce the National Debt, and if Warren County did not accept the money, it would be allocated elsewhere. In doing so, not only would the taxpayers of Warren County be paying for the courthouse expansion, they would also be paying back the stimulus money and essentially be taxed twice. Whereas, if Warren County accepts the money, it would reduce the amount the County would have to finance.

Upon discussion, Mr. Young moved (Resolution #09-853) to instruct the Grants Administrator to submit a grant application on behalf of Warren County Building Services, being seconded by Mrs. South, upon call of the roll, Mr. Kilburn voted nay.

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Chris Brausch, Sanitary Engineer, was present for a work session and discussed the following matters:

1. The Village of Morrow is submitting an application for an Ohio Public Works Commission Project (Main Street Improvement Project). The engineer for the project approached the Water & Sewer Department to see if they would be interested in participating in the project. There are some clean-outs that need to be installed on the forcemain that runs from the Todds Fork Lift Station to the Bike Path. This would be of relatively low-cost to the County due to the road already being torn up. The actual cost would be \$120,000.00 with 68% being funded by the County and 32% being funded by the OPWC grant.

Commissioner Kilburn asked if any federal grant money was being used. Mr. Brausch said that while federal grant money is being used for the Village of Morrow project, the County portion of the project is all OPWC money.

Upon discussion, the Board resolved (Resolution #09-854) to enter into an Ohio Public Works Commission (OPWC) Cooperation Agreement with the Village of Morrow for the Main Street Improvement Project.

2. Deerfield Township is making improvements to Schappacher Park and adding restrooms. They are requesting a waiver of the water tap-in fees and the sewer connection fees.

Upon discussion, the Board resolved (Resolution #09-855) to waive the Water Tap-in and Sewer Connection Fees for the Deerfield Township Schappacher Park Property.

3. In the June 9, 2009, meeting there was discussion relative to including Ohio Preference language to future bids. Chris has asked Bruce McGary to be present to clarify any questions the Board might have relative to said language. Mr. McGary explained that adding the language to give preference to Ohio bidders would take away the Board's discretion to award a bid to the lowest and best bidder even if the Ohio bid was exorbitantly higher than the out of state bid. Mr. McGary advised that the Board should not do anything that would take away their discretion. Upon further discussion the Board determined it was in their best interest to keep the current language.

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On motion, upon unanimous call of the roll, the Board entered into executive session at 12:43 p.m. pursuant to Ohio Revised Code Section 121.22 (G) (2) to discuss acquisition of property and exited at 1:23 p.m.

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The Board acknowledged receipt of an expedited type 2 annexation petition of Andrew George, to annex .108 acres to the Village of South Lebanon.

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Upon motion the meeting was adjourned.

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C. Michael Kilburn, President

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David G. Young

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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 June 23, 2009, in compliance with Section 121.22 O.R.C.

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Laura Lander, Deputy Clerk  
Board of County Commissioners  
Warren County, Ohio