



**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 -- March 14, 2006**

The Board met in regular session pursuant to adjournment of the March 2, 2006, meeting.

Pat Arnold South - present                      David G. Young - present

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

- 06-379            A resolution was adopted to approve the Vacation of a portion of Sycamore Street and Vine Street in Washington Township. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn - abstain
- 06-380            A resolution was adopted to approve and authorize President of the Board to sign Amendment No. 1 to the Agreement for Professional Services as Home Rule Township Law Director. Vote: Unanimous
- 06-381            A resolution was adopted for the Resignation and Replacement of Warren County Members to the Area 12 Workforce Investment Board with term to become effective upon passage of this resolution. Vote: Unanimous
- 06-382            A resolution was adopted to Advertise for Bids for the Wilkens Boulevard Waterline Loop – 2006. Vote: Unanimous
- 06-383            A resolution was adopted to enter into the Contracts for the 416 South East Street Building Renovations Project. Vote: Unanimous
- 06-384            A resolution was adopted to declare various items within Clerk of Courts Title Division and authorize the disposal of said items. Vote: Unanimous

- 06-385 A resolution was adopted to acknowledge receipt of February 2006 Financial Statement. Vote: Unanimous
- 06-386 A resolution was adopted to approve and enter into Agreement with Warren County Community Services. Vote: Unanimous
- 06-387 A resolution was adopted to approve Notice of Intent to Award Contract for the Bardes Road Sanitary Sewer Extension Project. Vote: Unanimous
- 06-388 A resolution was adopted to Award Bid for Fire Hydrants. Vote: Unanimous
- 06-389 A resolution was adopted to approve Change Order No. 1 to the Contract with Water Quality Systems Inc. for the Shelly to Dixie Water Line Extension, Fund 583-3204. Vote: Unanimous
- 06-390 A resolution was adopted to authorize Eligible Board of Election Board Members Health Insurance and approve Supplemental Appropriations into Board of Elections Fund #101-1300. Vote: Unanimous
- 06-391 A resolution was adopted to approve and authorize the Submission of a 2006 Community Development Grant to the Ohio Department of Natural Resources Division of Recycling and Litter Prevention on behalf of the Warren County Solid Waste Management District. Vote: Unanimous
- 06-392 A resolution was adopted to approve Subsidy Grant Agreement Addendum for the FY 2006 Community Corrections Act Grant Program. Vote: Unanimous
- 06-393 A resolution was adopted to approve various Refunds.  
Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent
- 06-394 A resolution was adopted to approve a Street and Appurtenances Bond Release for Summit Properties, Inc. for completion of improvements to Summit Deerfield, in Deerfield Township.  
Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent
- 06-395 A resolution was adopted to approve a Sidewalk Bond Release for Summit Properties, Inc. for completion of improvements in Summit Deerfield, in Deerfield Township.  
Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent
- 06-396 A resolution was adopted to approve Bond Release for Miami Striker LLC for completion of improvements in Miami Bluffs, Section 4, situated in Hamilton Township. Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent

- 06-397 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release for Towne Development Group, Ltd. for Thornton Grove, Phase 3, Parts 3 & 4, situated in Hamilton Township.  
Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent
- 06-398 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release for Towne Development Group, Ltd. for Thornton Grove Phase 4, Part 2, situated in Hamilton Township.  
Vote: Mr. Young – yea; Mr. Kilburn – yea; Mrs. South – absent
- 06-399 A resolution was adopted to Release Property to Montgomery County for Water and Sanitary Sewer Service. Vote: Unanimous
- 06-400 A resolution was adopted to declare Official Intent with respect to reimbursement of Temporary Advances made of Capital Expenditures to be made from Subsequent Borrowings for the Lower Little Miami Wastewater Treatment Plant Project. Vote: Unanimous
- 06-401 A resolution was adopted to approve Engineering Design and Engineering Construction Agreement with Malcolm Pirnie, Inc. for the Lower Little Miami Wastewater Treatment Plant Project and approve Purchase Order No. 66232.  
Vote: Unanimous
- 06-402 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release for Towne Development Group, Ltd. for Thornton Grove, Phase 4, Part 1, situated in Hamilton Township.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-403 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Hills Land & Development Company for Northgate Estates, situated in Deerfield Township.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-404 A resolution was adopted to approve the following Record Plats.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-405 A resolution was adopted to approve Appropriation Adjustment within County Transit Fund #299.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 06-406 A resolution was adopted to approve Appropriation Adjustment within Dog and Kennel Fund #206.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-407 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Sheriff's Fund #101-2200.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-408 A resolution was adopted to approve Appropriation Adjustments from Commissioners Fund #101-1110 into Clerk of Courts Fund #101-1282.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-409 A resolution was adopted to approve an Appropriation Adjustment within Water Revenue Fund #510.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-410 A resolution was adopted to approve an Operating Transfer within Sewer Revenue Fund 580 into the Village on the Green Sewer Lift Station Project, Fund No. 575-3369. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-411 A resolution was adopted to accept Amended Certificate into Grants Administration Pass Through Fund #261 and approve Supplemental Appropriation Adjustment into Fund #261.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-412 A resolution was adopted to approve Supplemental Appropriation within Construction Fund #467.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-413 A resolution was adopted to approve Supplemental Appropriation within Construction Fund #467.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-414 A resolution was adopted to approve Supplemental Appropriation for Economic Development Fund #101-1116 and for Data Processing Fund #101-1403.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-415 A resolution was adopted to approve Appropriation Decreases within Various Funds. Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-416 A resolution was adopted to approve Supplemental Appropriation for Common Pleas Court Fund #280.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

- 06-417        A resolution was adopted to approve Operational Transfer from County Commissioners' Fund #101-1112 into Emergency Services Fund #264 and #290.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-418        A resolution was adopted to approve Appropriation Adjustment within Children Services Board Fund #273.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-419        A resolution was adopted to approve end of 120-day Probationary Period and approve a Pay Increase for Lucille Edwards, Administrative Clerk, within the Office of Management and Budget.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-420        A resolution was adopted to approve end of 240-day Probationary Period and approve a Pay Increase for Beth Figley, Unit Support Worker II, within the Department of Human Services.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-421        A resolution was adopted to authorize payment of Bills.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent
- 06-422        A resolution was adopted to approve Engineering Agreement with EMH&T, Inc. for the Caesar Creek Estates Sewer Extension and Pump Station Upgrade/Expansion Project and approve Purchase Order No. 66597.  
Vote: Mrs. South – yea; Mr. Young – yea; Mr. Kilburn – absent

#### DISCUSSIONS

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On motion, upon unanimous call of the roll, executive session was entered into at 9:34 a.m. to discuss personnel matters pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 10:40 a.m.

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PUBLIC HEARING

VACATION OF A PORTION OF VINE AND SYCAMORE STREETS  
IN WASHINGTON TOWNSHIP

The public hearing to consider the vacation of a portion of Vine and Sycamore Streets in Washington Township was convened this 14<sup>th</sup> day of March 2006, in the Commissioners' Meeting Room.

Commissioner Kilburn stated the Board viewed the proposed area to be vacated and stated however, that due to a conflict in scheduling, he was not able to attend. He then read aloud an e-mail from the State of Ohio Department of Natural Resources stating they have no objection to the proposed vacation.

Commissioner South stated her desire to proceed with the vacation of the road right-of-ways.

Upon further discussion, the Board resolved (Resolution #06-389) to approve the vacation of a portion of Vine and Sycamore Street in Washington Township subject to the reservations of easements for utility purposes with Mr. Kilburn abstaining due to not attending the viewing of said right of way.

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Richard Renneker, Sanitary Engineer, was present for a work session and discussed the following issues:

Oberer Development requested the Board to release a three acre parcel to Montgomery County for sewer services. The Board agreed to the release.

Eleven property owners along State Route 741 are requesting the City of Springboro provide water services. The Board agreed to the proposed contract terms which would allow water service to the eleven properties.

Mr. Renneker explained the proposed State Route 73-State Route 48 sewer project. The Board stated their desire to proceed with the project.

Mr. Renneker discussed the proposed financing of the Lower Little Miami Wastewater Treatment Plant. It was determined that the interest rates are lower now than proposed in the future and suggested the scheduling of a bonding meeting with Mr. Nelson, County Auditor, coordinator. The Board then entered into an engineering agreement with Malcolm Pirnie relative to the expansion of the treatment plant.

Mr. Renneker discussed the Polk Run sewer area/Metropolitan Sewer District (MSD) at it pertains to the Bob Beck development in Deerfield Township. He explained that MSD desires to re-negotiate the terms of the current agreement before they will allow Mr. Beck's property into the treatment plant. The Board stated their desire to evaluate the possibility of having all Warren County properties that drain into Polk Run to be pumped into the Lower Little Miami Wastewater Treatment Plant instead.

Mr. Renneker discussed the ODOT US 22-3 widening project in Deerfield Township. He stated that the ODOT bids came in approximately \$600,000 higher for the water/sewer portion of the contract. There was discussion with Neil Tunison, County Engineer relative to the consequences if the Board rejects this portion of the bid. Mr. Tunison stated that the entire ODOT contract with have to be re-bid, resulting in a delay of the project as well as a possible increase in cost of approximately \$2 million resulting in the County's 10% sharing going up as well. Upon discussion, the Board determined to not object to the high bid.

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Nick Nelson, County Auditor, Jim Aumann, County Treasurer, and Jim Spaeth, Clerk of Courts, were present for a work session to discuss online/credit card payments and direct deposit of payroll checks.

Upon discussion, the Board agreed to explore the options relative to the online/credit card payments as well as direct deposit.

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Commissioner Kilburn exited the meeting at 12:55 p.m. in order to present a proclamation for the Warren County Board of Mental Retardation and Development Disabilities.

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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 March 14, 2006, in compliance with Section 121.22 O.R.C.

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