



**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 20, 2007

The Board met in regular session pursuant to adjournment of the March 15, 2007, meeting.

David G. Young - present

Pat Arnold South - present

C. Michael Kilburn - absent

Tina Davis, Clerk – present

- 07-397 A resolution was adopted to approve Notice of Intent to Award the Contract for Bunnell Hill Road Realignment Project. Vote: Unanimous
- 07-398 A resolution was adopted to approve Change Order No. 2 to Building Crafts, Inc. for the North Well Field Improvements Project Fund No. 532 increasing Purchase Order No. 67186. Vote: Unanimous
- 07-399 A resolution was adopted to Advertise for Bids for the Grandin Road Public Improvements Projects – McNK Phase 2 Project, County Pavement Project and County Waterline Project. Vote: Unanimous
- 07-400 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 07-401 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Welsh Development Company, Inc. for Trails of Shaker Run in Turtlecreek Township. Vote: Unanimous

- 07-402 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Welsh Development Company, Inc. for Trails of Shaker Run – Section Three, in Turtlecreek Township. Vote: Unanimous
- 07-403 A resolution was adopted to approve a Subdivision Public Improvement Performance and Maintenance Security Agreement Release with Welsh Development Company, Inc. for Trails of Shaker Run – Section Two in Turtlecreek Township. Vote: Unanimous
- 07-404 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Hampton Glen Developments, LLC for installation of certain improvements in Hampton Glen Subdivision situated in Hamilton Township. Vote: Unanimous
- 07-405 A resolution was adopted to enter into Erosion Control Bond Agreement with Hampton Glen Developments, LLC for completion of improvements in Hampton Glen Subdivision situated in Hamilton Township. Vote: Unanimous
- 07-406 A resolution was adopted to approve following Record Plats. Vote: Unanimous
- 07-407 A resolution was adopted to approve an Appropriation Adjustment within the North Well Field Systems Improvements Project, Fund No. 532. Vote: Unanimous
- 07-408 A resolution was adopted to approve Supplemental Appropriation into Data Processing Fund #101-1400. Vote: Unanimous
- 07-409 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 07-410 A resolution was adopted to promote Emily Hittinger from Unit Support Worker II to the position of Eligibility Referral Specialist I within the Warren County Department of Job and Family Services, Human Services Division. Vote: Unanimous
- 07-411 A resolution was adopted to hire Jacob Lacon as Emergency Communications Operator, within the Warren County Emergency Services Department. Vote: Unanimous
- 07-412 A resolution was adopted to hire Jeremy Harris as Emergency Communications Operator, within the Warren County Emergency Services Department. Vote: Unanimous

- 07-413 A resolution was adopted to hire Douglas Short as Emergency Communications Operator, within the Warren County Emergency Services Department.
Vote: Unanimous
- 07-414 A resolution was adopted to hire Tanda Lainhart as Emergency Communications Operator within the Warren County Emergency Services Department.
Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, the Board entered into executive session at 9:20 a.m. to discuss acquisition of property 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 11:14 a.m.

Michael Munoz and O.T. Bishop, Hamilton Township Trustees, were present along with Richard Renneker and Chris Brausch, Water and Sewer Department, to discuss sanitary sewer service to 1616 Mounts Road in Hamilton Township.

Mr. Renneker explained that the property owner requested sanitary sewer service approximately three months ago in order to replace the existing septic system.

Bruce McGary, Chief Deputy Prosecutor, stated his concern that if approved, this may set a precedent. He stated that the exceptions to the sanitary sewer improvement area granted when the area was established were exceptions due to "works in progress" and were therefore grandfathered into the area.

Commissioner South stated she has no problem with amending the area to include this one island but is not prepared to extend the improvement area to match the 2006 Hamilton Township Urban Service Area.

Mr. McGary stated his determination that the intent was to follow the roadway when the sewer improvement area was established and therefore, the house in question is within the sewer improvement area but the vacant lot portion of the property that is across this street is not.

Commission South questioned what the intentions of the property owner is with the vacant land.

Corina Plata, property owner of 1616 Mounts Rd., stated her need to replace the failing septic system but would like to have the possibility of building on the vacant land in the future.

Mr. McGary stated that the intent in the establishment of the improvement area was to not obscure the roadway on the map. He then stated that in the 2006 Hamilton Township Urban Service Area that the township trustees followed property lines.

Commission Young questioned if the Board and Hamilton Township should make the sewer improvement area and the urban service area the same.

There was discussion relative to possible litigation relative to the amending of the urban service area by the prior Board of Commissioners.

Mr. McGary stated that the Board should not adopt any changes and should let the courts decide through litigation.

There was discussion relative to the clarification that the house in question is within the sewer improvement area but the sewer lines are still too far away for the property owner to connect. It was determined that a certain section of the Providence Subdivision must be constructed before the lines are close enough to consider this property's connection.

Upon discussion, the Board stated their concurrence that the house in question is within the sewer improvement area and will be included once sewers are available in the area.

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

Upon motion the meeting was adjourned.

David G. Young, President

Pat Arnold South

C. Michael Kilburn

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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 20, 2007, in compliance with Section 121.22 O.R.C.

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