



**BOARD OF COUNTY COMMISSIONERS
WARREN COUNTY, OHIO**

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***TOM ARISS
PAT ARNOLD SOUTH
DAVID G. YOUNG***

**BOARD OF COUNTY COMMISSIONERS
WARREN COUNTY, OHIO**

MINUTES: Regular Session – January 22, 2013

The Board met in regular session pursuant to adjournment of the January 17, 2013, meeting.

Tom Ariss - present

David G. Young - absent

Pat Arnold South - present

Tina Davis, Clerk - present

- 13-0115 A resolution was adopted to approve Appointments and Reappointments to various Boards. Vote: Unanimous
- 13-0116 A resolution was adopted to Rescind Resolution #12-1259 to appoint Members to the Warren County 9-1-1 Planning Committee. Vote: Unanimous
- 13-0117 A resolution was adopted to approve the Appointment of David G. Young to represent the Board of County Commissioners on the Warren County 9-1-1 Planning Committee. Vote: Unanimous
- 13-0118 A resolution was adopted to enter into a Contract with Warren County Health Department for the Administration of Immunizations. Vote: Unanimous
- 13-0119 A resolution was adopted to approve an Emergency Repair to the Copper Wiring at the East Well Fields. Vote: Unanimous
- 13-0120 A resolution was adopted to approve an Emergency Repair to the Copper Wiring at the Revis Well Fields. Vote: Unanimous
- 13-0121 A resolution was adopted to approve Change Order No. 3 to the Contract with Lake Erie Electric, Inc., for the Construction of Little Muddy Pump Station Improvements Project, Contract B, Purchase Order No. 88471. Vote: Unanimous

- 13-0122 A resolution was adopted to approve and enter into a Master Agreement with MTM Technologies, Inc. on behalf of Warren County Telecommunications. Vote: Unanimous
- 13-0123 A resolution was adopted to approve and authorize the President of the Board to sign Amendments to On-The-Job Training Agreement on behalf of Workforce One of Warren County. Vote: Unanimous
- 13-0124 A resolution was adopted to approve and enter into Agreement with Downes Fishel Hass Kim LLP to provide Legal Services, on behalf of the Warren County Sheriff's Office. Vote: Unanimous
- 13-0125 A resolution was adopted to adopt ESI Standard Recommendations relative to Contraceptive Coverage and Woman's Health as required by the Patient Protection and Affordable Care Act (PPACA). Vote: Unanimous
- 13-0126 A resolution was adopted to approve Amendments #7 (Service Agreement) and #13 (Monitoring Agreement) to the current Home Incarceration Agreement with BI Incorporated for Electronic Monitoring/Services on behalf of Warren County Common Pleas Court, Community Corrections Division. Vote: Unanimous
- 13-0127 A resolution was adopted to declare an Emergency and Waive Competitive Bidding Process for Emergency Repair of Chiller at 416 S. East Street. Vote: Unanimous
- 13-0128 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with John and Betty Humphrey for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0129 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with William Steven and Elizabeth R. Combs for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0130 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Peter Carroll for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0131 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Lucille Pennington for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0132 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with C.I.G. Realty Limited Partnership for the Harveysburg Road Improvement Project. Vote: Unanimous

- 13-0133 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Brimstone Limited Partnership for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0134 A resolution was adopted to enter into an Exclusive and Permanent Drainage Easement and a Temporary Construction Easement with Ronald and Sandra Servais for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0135 A resolution was adopted to enter into an Exclusive and Permanent Drainage Easement with Brimstone Limited Partnership for the Harveysburg Road Improvement Project. Vote: Unanimous
- 13-0136 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Ralph E. Smith, Jr. for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0137 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with David and Jennifer Truax for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0138 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Bryan Leach for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0139 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Harold Howard for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0140 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Adam and Geneva McKeehan for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0141 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Lynn McCann for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0142 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with John and Jill Sowders for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0143 A resolution was adopted to enter into a Temporary Entrance and Work Agreement with Patricia A. June for the Butler-Warren Road Improvement Project. Vote: Unanimous
- 13-0144 A resolution was adopted to declare various items within Engineer's Office,

County Court, and Clerk of Courts as surplus and authorize the disposal of said items. Vote: Unanimous

- 13-0145 A resolution was adopted to affirm "Then and Now" requests pursuant to Ohio Revised Code 5705.41(D) (1). Vote: Unanimous
- 13-0146 A resolution was adopted to approve Bond Release for Wilkens Boulevard LLC for completion of improvements in Fox Hollow Subdivision situated in Deerfield Township. Vote: Unanimous
- 13-0147 A resolution was adopted to approve Supplemental Appropriation into Fairgrounds Fund #498. Vote: Unanimous
- 13-0148 A resolution was adopted to approve Supplemental Appropriation into Engineer's Office Fund #462. Vote: Unanimous
- 13-0149 A resolution was adopted to approve Appropriation Adjustment within Facilities Management Fund #101-1600. Vote: Unanimous
- 13-0150 A resolution was adopted to approve Appropriation Adjustments within Warren County Common Pleas Court Funds #101 and #289. Vote: Unanimous
- 13-0151 A resolution was adopted to approve Appropriation Adjustments within Adult Probation Fund #101-1223 and Community Corrections Fund #101-1224. Vote: Unanimous
- 13-0152 A resolution was adopted to approve Appropriation Adjustments within Water Revenue Fund 510 and Sewer Revenue Fund 580. Vote: Unanimous
- 13-0153 A resolution was adopted to approve Appropriation Adjustment within Juvenile Court Title IV-E Fund #243. Vote: Unanimous
- 13-0154 A resolution was adopted to approve Appropriation Adjustment within Children Services Fund #273. Vote: Unanimous
- 13-0155 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 13-0156 A resolution was adopted to Re-Appoint Transportation Improvement District Board of Trustees in Warren County, Ohio. Vote: Unanimous

DISCUSSIONS

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

On motion, upon unanimous call of the roll, the Board entered into executive session at 9:08 a.m. to discuss personnel matters relative to new hires in the Water and Sewer Department and Office of Management and Budget pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 9:32 a.m.

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

1. Richard Higgins, property owner within the Warren County Water District, was present and explained his problems with renters who had to be evicted cutting the lock on the meter and consuming water without setting up an account which left him with an unpaid bill. He then stated that it was brought to his attention that the new renters had not established an account until almost three weeks after they moved into his rental property. Mr. Higgins explained that the two separate renters have left him with the responsibility of a water bill of approximately \$177.00. The Board sympathized with Mr. Higgins and stated they are willing to back bill the new renters from their move in date based upon their average consumption but he would need to be responsible for the previous renters balance as they cannot afford to set a precedence of waiving the balance for future requests.
2. Gary Middleton and Jim Fife, Ohio Department of Transportation, District 8, were present to discuss an assessment on the District 8 property located on SR 741 in Turtlecreek Township relative to a waterline project. There was discussion relative to the amount of the assessment. It was determined that the original assessment was \$128,800 and started in 2003 with a 20 year collection. \$18,800 has been paid to date towards the assessment and no payments have been made for quite some time.

There was discussion relative to the 6" waterline constructed for fire suppression and the 3" line for general use.

Patti Solinski, Water Department Business Manager, stated that ODOT is being charged a minimum bill but is only utilizing 1/3 of the water associated with the minimum bill.

There was discussion relative to the amount of the assessment. It was determined that the 6" waterline = 29 ERU's and the 3" waterline = 18 ½ ERU's and ODOT was already assessed a lesser amount for the ERU's that they were provided.

Matt Nolen, County Auditor's Office, stated that the County Auditor and County Treasurer have agreed to waive all penalties and interest relative to the assessment but that due to the bonds being sold, the payoff of \$155,890 must be paid. He explained that those funds go to the bond holder that bought the bonds on the open market and cannot be negotiated. He stated that someone must pay that amount.

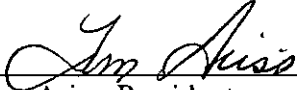
There was discussion relative to if there are any upcoming projects in which ODOT will require payment from Warren County in order for a trade to be negotiated. There was also discussion relative to the need for any transaction relative to a trade to be open and provide a paper trail for audit purposes.

Upon discussion, the Board stated they would provide some options to the District 8 representatives for follow up at a later date.

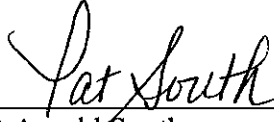
On motion, upon unanimous call of the roll, the Board entered into executive session at 10:52 a.m. to discuss personnel matters relative to specific personnel in the Water and Sewer Department pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 11:55 a.m.

On motion, upon unanimous call of the roll, the Board entered into executive session at 1:05 p.m. in order to deliberate relative to a decision for the site plan review application of Sisters, Ltd./Pilot-Flying J in Turtlecreek Township and exited at 2:45 p.m.

Upon motion the meeting was adjourned.



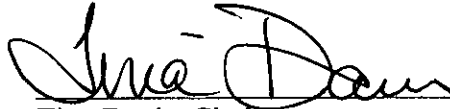
Tom Ariss, President



Pat Arnold South

David G. Young

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 January 22, 2013, in compliance with Section 121.22 O.R.C.



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