



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

406 Justice Drive, Lebanon, Ohio 45036

www.co.warren.oh.us

commissioners@co.warren.oh.us

***Telephone (513) 695-1250
(513) 261-1250
(513) 925-1250
(937) 425-1250
Facsimile (513) 695-2054***

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

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

MINUTES: Regular Session – August 27, 2013

The Board met in regular session pursuant to adjournment of the August 20, 2013, meeting.

Tom Ariss - present

David G. Young - present

Pat Arnold South - present

Tina Osborne, Clerk - present

Minutes of the August 20, 2013 meetings were read and approved.

- 13-1244 A resolution was adopted to rescind Resolution #13-1238 which authorized the hiring of Tanya Sellers as Social Service Worker II within the Warren County Department of Job and Family Services, Human Services Division.
Vote: Unanimous
- 13-1245 A resolution was adopted to approve Promotion of Jason Sorrell to the position of Sewer System Maintenance/Package Plan Operator III within the Water and Sewer Department. Vote: Unanimous
- 13-1246 A resolution was adopted to advertise for Public Hearing #1 for Fiscal Year 2014 Community Development Block Grant Program. Vote: Unanimous
- 13-1247 A resolution was adopted to approve and authorize the President and/or Vice President of this Board to sign Amendment 1 to the Subrecipient Agreement between Warren County and the Village of South Lebanon relative to the Moving Ohio Forward Demolition Grant Program. Vote: Unanimous
- 13-1248 A resolution was adopted to enter into Contract with Brackney, Inc. for the Lebanon Area – Deerfield Hamilton Interconnecting Waterline – Phase 2 Project.
Vote: Unanimous

- 13-1249 A resolution was adopted to approve and authorize the President of the Board to sign a Memorandum of Understanding to permit the reimbursement to Workforce One of Warren County of Funding through the Ohio Works Incentive Program Grant. Vote: Unanimous
- 13-1250 A resolution was adopted to approve and authorize the President of the Board to sign Amendment to the Area 12/Workforce One Regional One-Stop System Memorandum of Understanding. Vote: Unanimous
- 13-1251 A resolution was adopted to approve and enter into Purchase Agreement with Tom D. & Jennifer Groh for the Acquisition of Real Property located at 1404 Mabrey Road contiguous to the Warren County Airport and authorize County Administrator to executive any necessary closing documents relative thereto. Vote: Unanimous
- 13-1252 A resolution was adopted to acknowledge payments of bills. Vote: Unanimous
- 13-1253 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 13-1254 A resolution was adopted to affirm "Then and Now" requests pursuant to Ohio Revised Code 5705.41(D) (1). Vote: Unanimous
- 13-1255 A resolution was adopted to approve the following Record Plats. Vote: Unanimous
- 13-1256 A resolution was adopted to accept additional Grant Funds from the Attorney General's Office for VOCA/NOVA Grant Fund #245 and a Supplemental Appropriation into Fund #245. Vote: Unanimous
- 13-1257 A resolution was adopted to approve a Supplemental Appropriation, a Cash Advance and an Operational Transfer into Fund #479 Airport Construction. Vote: Unanimous
- 13-1258 A resolution was adopted to approve Operational Transfer from Warren County Board of Developmental Disabilities Fund #205 into Developmental Disabilities Fund #635. Vote: Unanimous
- 13-1259 A resolution was adopted to approve Supplemental Appropriation into Court Building Energy Grant Fund #495. Vote: Unanimous
- 13-1260 A resolution was adopted to accept an Amended Certificate and approve a Supplemental Appropriation into Warren County Board of Developmental Disabilities Fund #635. Vote: Unanimous

- 13-1261 A resolution was adopted to approve Appropriation Adjustment from Commissioners General Fund #101-1110 into Records Center & Archives Fund #101-1500. Vote: Unanimous
- 13-1262 A resolution was adopted to approve an Appropriation Adjustment within the Solid Waste Management District Fund No. 256. Vote: Unanimous
- 13-1263 A resolution was adopted to approve Appropriation Adjustment within Coroner's Fund #101-2100. Vote: Unanimous
- 13-1264 A resolution was adopted to approve Appropriation Adjustment within Coroner's Fund #101-2100. Vote: Unanimous
- 13-1265 A resolution was adopted to approve Appropriation Adjustment within Sheriff's Office Fund #101-2200. Vote: Unanimous
- 13-1266 A resolution was adopted to approve Appropriation Adjustment within County Court Fund #101-1280. Vote: Unanimous
- 13-1267 A resolution was adopted to approve Appropriation Adjustment within Children Services Fund #273. Vote: Unanimous
- 13-1268 A resolution was adopted to approve Appropriation Adjustment from Commissioners' General Fund #101-1110 into Telecom -- Data Systems Fund #101-2812. Vote: Unanimous
- 13-1269 A resolution was adopted to approve an Appropriation Adjustment from the Clerk of Courts Fund #101-1282 into Clerk of Courts of Common Pleas Fund #101-1260. Vote: Unanimous
- 13-1270 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 13-1271 A resolution was adopted to accept Resignation of Robert Craig from the Warren County Rehab Board and appoint Jerry Spurling to the vacated position and appoint Kurt Weber as Alternate. Vote: Unanimous
- 13-1272 A resolution was adopted to determine that it is necessary for the public health, safety and/or general welfare of the citizens of Warren County and others, to obtain or acquire Right-of-Way and easements for the Middletown Road Relocation and Streambank Restoration project. Vote: Unanimous
- 13-1273 A resolution was adopted to alter by relocation a portion of Middletown Road in Wayne Township closed due to washout of the roadway embankment along the Little Miami State and National Scenic River in Wayne Township. Vote: Unanimous

- 13-1274 A resolution was adopted to accept the Final Report of the County Engineer per Ohio Revised Code Section 5553.06 for the Middletown Road Realignment and Stream bank Restoration Project. Vote: Unanimous
- 13-1275 A resolution was adopted to hire Erin K. Caito as Emergency Communications Operator, within the Warren County Emergency Services Department. Vote: Unanimous
- 13-1276 A resolution was adopted to hire Alisha L. Adams as Emergency Communications Operator, within the Warren County Emergency Services Department. Vote: Unanimous
- 13-1277 A resolution was adopted to accept an Amended Certificate for Fund #479 Airport Construction Fund. Vote: Unanimous

DISCUSSIONS

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

Susanne Mason, Program Manager, was present for a work session to discuss the Warren County Transit funding as it relates to the current change in funding from the Federal government.

Mrs. Mason presented the following information:

2012 Expenses:	\$ 1,080,964.00 (amount needed)
2012 Revenue	\$ 1,106,213.00

Scenario #1

Amount eligible for reimbursement (\$40% of \$914,311 contract is eligible for 80% reimbursement)	\$ 292,579.78
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Commissioners Contribution	\$ 240,000.00
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Far Box Revenue	\$ <u>100,000.00</u>
	\$ 732,579.78 Amount coming in
	\$ 348,384.22 Difference

Mrs. Mason presented the updated offer from Cincinnati Metro for Warren County to turn over all of the Federal funding that we formerly received and in exchange they would use the funds for the "Kings Island Route" and return \$350,000 rather than \$158,000 as first offered to Warren County. She then presented the following:

Scenario with Metro Offer

Metro's first offer	\$ 158,000.00
Metro's second offer	\$ 350,000.00
Amount returned from Metro	\$ 350,000.00
Commissioners Contribution	\$ 340,000.00
Fare Box Revenue	\$ <u>100,000.00</u>
	\$ 790,000.00 Amount coming in
	\$ 290,964.00 Difference

Commissioners Young stated his desire for a 50/50 split from Cincinnati Metro as these are funds that they would not be receiving otherwise.

Upon discussion, the Board requested Mrs. Mason to continue negotiations with Metro working towards a 50/50 split and provide an update at a later date.

Neil Tunison, County Engineer, was present for a work session to discuss the Middletown Road Realignment Project.

Mr. Tunison reviewed the events of the June 11, 2013, work session and stated that he has agreed to have the consultant review a smaller scope project to help minimize the amount of land required for the project from adjacent property owners. He then requested the Board to accept the engineer report changing the design based upon the May 28, 2013, viewing and June 11, 2013 public meeting.

Mr. Tunison presented an area map and updated drawing showing the project length being reduced to 1700 feet by shortening the curve radii from 950 to 477.46. He stated that this will

lessen the take of the Schneider frontage from 450' to 268' and create a tie-in point with the existing pavement immediately south of the driveway. He stated that the pavement width is a minimum of 20' with gravel shoulders through the shortened radii curves at the north end of the project, the gravel shoulders will be replaced with 2' paved shoulders in order to mitigate the effects of reducing the radii of the curves. He then stated that an advisory speed limit sign of 40 mph will be erected at each approach.

Mr. Tunison stated that the net takes will be roughly 1.5 acres of permanent and .2 acres of temporary easement from Dr. Findley and .2 acres of permanent and less than .1 acre of temporary easement from the Schneider's.

Gus Edwards, Wayne Township Administrator, stated that this road and the transportation section of the Wayne Township Comprehensive Plan are on the high priority list for completion. He stated that Wayne Township is landing on east/west connectors and this is importation to the Township to be reopened, especially as development increases.

Mr. Edwards stated that they understand that there are township residents on both sides of this issue but the Trustees feel the benefits of the improvements outweigh the negatives. A 40' setback requirement from ODNR rather than the 120' requirement is a great compromise from ODNR and the National Park Services and if this project is postponed any longer, it will not be funded. He reminded the Board that this project is receiving funding through Ohio Public Works Commission and must be bid by the end of the year.

Mr. Edwards then presented a PowerPoint presentation (attached) showing pictures of the washed out roadway as well as the recently completed Gard Road project that this similar in nature.

Rodney Frye, Wayne Township resident, stated the need for the road to be reopened for safety reasons and presented a petition in support of the project.

Brett Coffman, Wayne Township Trustee, stated that it is important to the township residents to get this project completed as he has seen some 100-200 petition signatures in support of it.

Bill Lindauer, Mike Irvin, Gary Scott, and Jeff Feiler, Wayne Township residents, all spoke in support of the project.

Dr. Finley, property owner within the project, objects to the project due to the amount of land required that he owns. He stated that there are other alternatives that could be traveled and that the project will cause additional traffic hazards. He suggested the Board provide additional consideration to Little Miami Inc. suggestion to only establish an emergency access road.

Keith Schneider, property owner within the project, stated that the short glimpse of the reduced project seems to be a minimal reduction in length. He suggested the Board consider a less costly project with a revised plan and that he has been in contact with ODNR and they are open to a revised proposal.

Tim Henderson, area resident, questioned that if the roadway is rebuilt and it erodes again, who will pay.

Barbara Schneider, property owner within the project, stated that the river is moving rapidly and the washout area is re-vegetating itself and that the project should be reduced to a single lane.

Mrs. Schroeder, Middletown road resident, stated that safety is an important issues and this project will increase traffic and accidents.

Linda Mullins, Middletown road resident, stated her concern with vehicles not following the posted speed limit and the enforcement of the reduced speed.

Mr. Tunison reviewed the overall cost of the project as follows:

\$310,000	bank stabilization
\$200,000	realignment
\$270,000	local match
\$100,000	Wayne Township
\$170,000	County Engineer

Mr. Tunison then stated that the Board of Commissioners authorized the permit to be filed with Ohio Department of Natural Resources in May. He stated that ODNR is currently soliciting comments and the permit is based upon the design sent. He then stated does not want future Commissioners' to have to deal with this issue but did not feel it was fair to Dr. Finley to take a distance of 120' of property from the river. He stated that correcting the stream bank and realigning the road is the right thing to do in terms of the safety and welfare of the residents that will benefit from this project.

Commissioner Young reviewed the options available to the Board as well as the pros and cons related to the project. He then stated his opinion that the safety of the residents, the roadway being in existence since 1829 and the public benefit of the project outweigh the cons.

Commissioner South stated that the amount of funding already committed to the project and with the permitting from ODNR already in process, she stated her desire to proceed with the project as requested by the County Engineer and the Wayne Township Trustees.


Commissioner Ariss stated his concurrence with Commissioners Young and South.

Upon further discussion, the Board resolved (Resolution #13-1272, #13-1273, and 13-1374) to determine that it is necessary for the public health, safety and/or general welfare of the citizens of Warren County and others, to obtain or acquire Right-of-Way and easements for the Middletown Road Relocation and Streambank Restoration project, to alter by relocation a portion of Middletown Road in Wayne Township closed due to washout of the roadway embankment along the Little Miami State and National Scenic River in Wayne Township, and to accept the Final

Report of the County Engineer per Ohio Revised Code Section 5553.06 for the Middletown Road Realignment and Stream bank Restoration Project.

On motion, upon unanimous call of the roll, the Board entered into executive session at 11:34 a.m. to discuss personnel matters in Emergency Services pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 12:20 p.m.

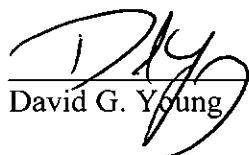
Upon motion the meeting was adjourned.



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 August 27, 2013, in compliance with Section 121.22 O.R.C.



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