



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

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**LARRY CRISENBERY
C. MICHAEL KILBURN
PAT ARNOLD SOUTH**

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

MINUTES: Regular Session--July 9, 2002

The Board met in regular session pursuant to adjournment of the June 27, 2002, meeting.

C. Michael Kilburn - present

Larry Crisenbery - present

Pat Arnold South - present

G. Jean Miranda, Deputy Clerk - present

- 02-1029 A resolution was adopted to approve Vacation of Easement for Sanitary Sewer and Appurtenances on Real Estate identified as Sidwell No. 08-34-4000-013.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1030 A resolution was adopted to approve and authorize the President of the Board to enter into a Software License Agreement for Software Mandated by the State of Ohio Department of Job and Family Services on behalf of the Warren County Department of Human Services.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1031 A resolution was adopted to approve Notice of Intent to Award Contract for roadwork within Willow Creek Subdivision Project to Don S. Cisle Contractor, Inc. Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1032 A resolution was adopted to Advertise for Bids for the Common Pleas Court Building Landscaping and Irrigation Project.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1033 A resolution was adopted to Advertise Public Hearing Announcement for Request for Qualifications for available services for the creation of water and sanitary GIS data Layers, using real-time differential GPS survey techniques and

supporting as-built documents.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1034 A resolution was adopted to authorize Reimbursement to Deerfield Township Trustees and the Butler County Department of Environmental Services for System Capacity Charges for the Northwest Deerfield Area.

Vote : Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1035 A resolution was adopted to authorize Reimbursement to Deerfield Township Trustees and the Butler County Department of Environmental Services for System Capacity Charges for the Deerfield Area.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1036 A resolution was adopted to authorize Reimbursement to the Butler County Department of Environmental Services for System Capacity Charges for the Deerfield Area.

Vote :Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1037 A resolution was adopted to authorize Reimbursement to Deerfield Township Trustees and the Butler County Department of Environmental Services for System capacity Charges for the Deerfield Area.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1038 A resolution was adopted to authorize Reimbursement to Hills-Dixon Ltd., for connection to Sanitary Sewer in the Upper Simpson Creek Sewer Improvement Area, Warren County Sewer District.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1039 A resolution was adopted to approve a Bond Reduction for Jim Clark & Ida Karnas for completion of improvements in Spring Meadow Estates, Section One & Two in Clearcreek Township. Vote: Unanimous

02-1040 A resolution was adopted to approve Various Refunds.

Vote : Mrs. South - yea; Mr. Crisenbery - yea

02-1041 A resolution was adopted to approve various Plats.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1042 A resolution was adopted to accept Amended Certificate for MR/DD Title VI Various Grants Fund #211.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

02-1043 A resolution was adopted to approve Appropriation Adjustment within Building Services Fund #467.

Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent

- 02-1044 A resolution was adopted to approve a Supplemental Appropriation Adjustment within Domestic Shelter Fund #233.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - yea
- 02-1045 A resolution was adopted to approve Appropriation Adjustment within Building Services Fund #467.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1046 A resolution was adopted to approve Appropriation Adjustment within Commissioners Fund #101.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1047 A resolution was adopted to approve Appropriation Adjustments within Children Services Fund #273 and Sheriff Fund #101-2210, Supplemental Appropriation into Fund #267.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1048 A resolution was adopted to approve Supplemental Appropriation into Hazmat Emergency Plan Special Fund #290.
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 02-1049 A resolution was adopted to approve the Revision to the Planned Unit Development (PUD) Final Site Plan (Stage 3) for Southern Ohio Church of God Executive Offices (aka Roger Johnson PUD). Vote: Unanimous
- 02-1050 A resolution was adopted to establish minimum monthly water and sewer usage for Nantucket Apartment Complex. Vote: Unanimous
- 02-1051 A resolution was adopted to Order for Annexation of 7.439 acres to the City of Lebanon. Vote: Unanimous
- 02-1052 A resolution was adopted to approve payment of Voucher to Amcare / Doctor's Urgent Care. Vote: Unanimous
- 02-1053 A resolution was adopted to approve Appropriation Adjustments from Commissioners Fund #101-1110 into Prosecutor's Fund #101-1150.
Vote: Unanimous
- 02-1054 A resolution was adopted to approve Payment of Voucher to Amcare/Doctor's Urgent Care. Vote: Unanimous
- 02-1055 A resolution was adopted to Deny Annexation Petition of Alan Abes, agent to annex 123.67 acres to the City of Lebanon. Vote: Unanimous

- 02-1056 A resolution was adopted to Order for Annexation of 14.776 acres to the City of Lebanon. Vote: Unanimous
- 02-1057 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 02-1058 A resolution was adopted to determine the necessity to design, construct, maintain and operate a water main extension in the Clarksville Road Water Improvement Area, Warren County Water District, and direct the preparation of tentative assessments upon benefited properties. Vote: Unanimous
- 02-1059 A resolution was adopted to enter into Subdivision public Improvement Performance and Maintenance Security Agreement with Hunters Green LLC., to install certain water and/or sanitary sewer improvements in Greenfield Place, Section 5, situated in Deerfield Township. Vote: Unanimous
- 02-1060 A resolution was adopted to enter into Performance Bond Agreement with Hunter's Green LLC., for installation of certain improvements in Greenfield Place, Section 5, situated in Deerfield Township. Vote: Unanimous
- 02-1061 A resolution was adopted to enter into Sidewalk Bond Agreement with Hunters Green LLC., for installation of certain improvements in Greenfield Place, Section 5, situated in Deerfield Township. Vote: Unanimous

DISCUSSIONS

On motion, bids were closed at 10:15 a.m. this 9th day of July, 2002, and the following bids were received, opened and read aloud for the Re-Bid State Route 48 Water Main Relocation for the Warren County Water and Sewer Department:

Herdman Excavating Lebanon, Ohio	\$ 23,500.00
Dave Holley Construction Gallipolis, Ohio	\$ 32,900.63

Richard Renneker, Sanitary Engineer, Warren County Water and Sewer District, will review bids for a recommendation at a later date.

PUBLIC HEARING
2003 TAX BUDGET

The Board met this 9th day of July 2002, in the Commissioners' Meeting Room to consider the 2003 tax budget.

Tiffany Sauer, Director of Fiscal Operations, reviewed the proposed budget and stated the amount budgeted in 2003 tax budget is \$45.6 million.

Upon further discussion, the public hearing was closed.

Commissioner Kilburn entered the meeting at 11:00 a.m.

Robert Craig, Executive Director of the Regional Planning Commission (RPC), was present for the revised final site plan of the Church of God in Turtlecreek Township.

Mr. Craig presented the proposed site plan and stated the recommendation to approve the site plan review subject to eleven conditions.

Bill Rainey, adjacent property owner, stated his concern relative to drainage.

Paul Streggel, architect for the church, stated the commitment to satisfy all drainage concerns for adjacent property owners.

Upon further discussion, the Board resolved (Resolution #02-1049) to approve the revised final site plan subject to eleven conditions.

Richard Renneker, Sanitary Engineer, was present to discuss the water fees and usage for Nantucket Apartments in Deerfield Township.

PUBLIC HEARING

ANNEXATION PETITION OF ALAN ABES, AGENT
TO ANNEX 7.439 ACRES TO THE CITY OF LEBANON

The public hearing to consider the annexation petition of Alan Abes, Agent to annex 7.439 acres to the City of Lebanon was convened this 9th day of July 2002, in the Commissioners' Meeting Room.

Mr. Abes stated the location of the property and that all matters required by law have been complied with. He then stated that 100% of the property owners have signed the annexation petition and requested the Board to approve the petition.

Upon further discussion, the Board resolved (Resolution #02-1051) to approve the annexation petition.

PUBLIC HEARING

ANNEXATION PETITION OF ALAN ABES, AGENT
TO ANNEX 123.67 ACRES TO THE CITY OF LEBANON

The public hearing to consider the annexation petition of Alan Abes, Agent, was convened this 9th day of July 2002, in the Commissioners' Meeting Room.

Alan Abes, Agent for Petitioners, stated that 100% of the owners have signed the annexation petition and all matters required by law have been complied with. He stated that the property owners have no plans for development at this time but desire to be annexed to allow services at a future date.

Dan Jones, Turtlecreek Township Trustee, stated that the Township is saddened to lose another piece of land to annexation.

Scott Price, Markey Road resident, stated his concern relative to urban sprawl and stated his opposition to the annexation.

Commissioner Kilburn stated his concern with urban sprawl and the fact that the City of Lebanon is having problems servicing the property, which is already in the city with water and sanitary sewer.

Commissioner South stated that the service resolution from the City has been adopted and 100% of the property owners desire annexation.

Upon further discussion, Mr. Crisenbery moved to deny the annexation, being seconded by Mr. Kilburn with Mrs. South voting nay.

PUBLIC HEARING

CONTINUATION OF THE ANNEXATION PETITION OF ALAN ABES, AGENT
TO ANNEX 14.776 ACRES TO THE CITY OF LEBANON

The public hearing to consider the annexation petition of Alan Abes, Agent for Petition, to annex 14.776 acres to the City of Lebanon was convened this 9th day of July 2002, in the Commissioners' Meeting Room.

Mr. Abes stated that 100% of the property owners desire annexation and all legal requirements have been complied with.

Upon further discussion, the Board resolved (Resolution #02-1056) to approve the annexation petition.

Residents of Greentree Road in Turtlecreek Township were present to complain about the Warren County Airport.

Joe Isbelle, area resident, spoke of planes flying too low to their house and doing acrobatics in the air above their house.

Upon motion the meeting was adjourned.

C. Michael Kilburn, President

Larry Crisenbery

Pat Arnold South

I hereby certify that the foregoing is a true and correct copy of the minutes of the regular meeting of the Board of County Commissioners held on July 9, 2002, in compliance with Section 121.22 O.R.C.

G. Jean Miranda, Deputy Clerk
Board of County Commissioners
Warren County, Ohio