



**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--November 18, 2003

The Board met in regular session pursuant to adjournment of the November 13, 2003, meeting.

Larry Crisenbery - absent

Pat Arnold South - present

C. Michael Kilburn - present

Tina Davis, Clerk – present

- 03-1720 A resolution was adopted to authorize President to sign Economic Development Services Agreement. Vote: Unanimous
- 03-1721 A resolution was adopted to enter into Easement Agreement for Permanent Highway Easement and a Temporary Construction Easement from Ann E. & Davis A. Gross, 1674 Drake Road, Lebanon, Ohio 45036 for the Drake Road Improvement Project. Vote: Unanimous
- 03-1722 A resolution was adopted to enter into Agreement for a Temporary Entrance and Work Agreement from Mary Holtzapple, unmarried, as the “Grantor”, for the Drake Road Improvement Project. Vote: Unanimous
- 03-1723 A resolution was adopted to enter into Easement Agreement for Permanent Highway Easement and a Temporary Construction Easement from Robert G. and Ann M. Sendelback, Husband and Wife, 1730 Drake Road, Lebanon, Ohio 45036 for the Drake Road Improvement Project. Vote: Unanimous
- 03-1724 A resolution was adopted to enter into Agreement for a Temporary Entrance and

Work Agreement from Ronald L. Maddox and Frieda E. Maddox, "Grantors" for the Drake Road Improvement Project. Vote: Unanimous

- 03-1725 A resolution was adopted to enter into Easement Agreement for a Permanent Highway Easement and a Temporary Construction Easement from Oscar and Nancy Kleinhenn, Husband and Wife, 1636 Drake Road, Lebanon, Ohio 45036 for the Drake Road Improvement Project. Vote: Unanimous
- 03-1726 A resolution was adopted to authorize reimbursement to Stoneridge Development, Ltd., for oversizing private construction of the water mains in the Stoneridge Subdivision, Sections 10 & 11, Warren County Water District. Vote: Unanimous
- 03-1727 A resolution was adopted to approve and authorize the President of this Board to sign Change Order #1 relative to the FY2002 Village of Maineville Community Development Block Grant (CDBG) Project. Vote: Unanimous
- 03-1728 A resolution was adopted to approve and authorize the President of this Board to sign a Grant Agreement between Warren County and the State of Ohio relative to the Fiscal Year 2003 Small Cities Community Development Block Grant Formula Allocation Program. Vote: Unanimous
- 03-1729 A resolution was adopted to declare various items within Auditor's Office as Surplus and authorize the disposal of said items. Vote: Unanimous
- 03-1730 A resolution was adopted to declare various items within Inmate Commissary as Surplus and authorize the disposal of said items. Vote: Unanimous
- 03-1731 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 03-1732 A resolution was adopted to authorize Publication of a Notice for Early Public Hearing Review of a Proposal to support activities in a 100-year Floodplain and/or Wetland Relative to the Fiscal Year 2003 Community Development Block Grant Formula Program. Vote: Unanimous
- 03-1733 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Countrytyme Lebanon Ltd., for installation of certain improvements in The Woods of Middleboro, Section Two, situated in Washington Township. Vote: Unanimous
- 03-1734 A resolution was adopted to enter into Erosion Control Bond Agreement with Countrytyme Lebanon, Ltd., for improvements in the Woods of Middleboro, Section Two, situated in Washington Township. Vote: Unanimous

- 03-1735 A resolution was adopted to enter into Performance Bond Agreement with Roy Ward, for installation of certain improvements in Charleston Place, Section 1, situated in Turtlecreek Township. Vote: Unanimous
- 03-1736 A resolution was adopted to approve a Bond Reduction for Roy Ward, for completion of improvements in Charleston Place, Section 1, in Turtlecreek Township. Vote: Unanimous
- 03-1737 A resolution was adopted to approve following Record Plats. Vote: Unanimous
- 03-1738 A resolution was adopted to approve Vacation of a portion of West Street in Clearcreek Township, Warren County, Ohio. Vote: Unanimous
- 03-1739 A resolution was adopted to approve Appropriation Adjustments from Commissioners Fund #101-1110 into Sheriff's Office Fund #101-2200. Vote :Unanimous
- 03-1740 A resolution was adopted to approve Appropriation Adjustment within Dog & Kennel Fund #206. Vote: Unanimous
- 03-1741 A resolution was adopted to approve Appropriation Adjustment within Dog & Kennel Fund #206. Vote: Unanimous
- 03-1742 A resolution was adopted to approve Supplemental Appropriation Adjustment within Dog & Kennel Fund #206. Vote :Unanimous
- 03-1743 A resolution was adopted to approve Repayment of Cash Advances within the Hunter Dicks Creek Sewer Improvement Area, Project Fund #469. Vote: Unanimous
- 03-1744 A resolution was adopted to approve Appropriation Adjustment into Emergency Services / Emergency Management Fund #264 and Emergency Services / Communications Center Fund #101-2850. Vote: Unanimous
- 03-1745 A resolution was adopted to approve Supplemental Appropriation within Senior Citizens Service Levy Fund #201 and within Tax Increment Fund #384. Vote: Unanimous
- 03-1746 A resolution was adopted to approve Supplemental Adjustment within Health Insurance Fund #632. Vote: Unanimous
- 03-1747 A resolution was adopted to approve Appropriation Adjustment within Commissioners Fund #101-1110. Vote: Unanimous
- 03-1748 A resolution was adopted to approve Appropriation Adjustment into Emergency

Services / HazMat Fund #290. Vote: Unanimous

- 03-1749 A resolution was adopted to approve Appropriation Adjustments within Sheriff Fund #101-2200, Engineer Fund #202, Auditor Fund #101-1122, Clerk of Courts Fund #250 and Probate / Juvenile Fund #101-1230. Vote: Unanimous
- 03-1750 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 03-1751 A resolution was adopted to hire Suzanne Mason as Billing Clerk I within the Warren County Water and Sewer Department. Vote :Unanimous

DISCUSSIONS

On motion, bids were closed at 10:15 a.m. this 18th day of November and the following bids were received, opened and read aloud for the Bonnie Lee Lane Sewer Improvement Project for the Warren Water and Sewer Department:

Dinnen Excavating, Inc. Yellow Springs, Ohio	\$ 119,999.00
Freeze Underground Goshen, Ohio	\$ 45,100.00
SK Construction Co. Middletown, Ohio	\$ 75,101.00
C.A. Stempfley Contractors Hamilton, Ohio	\$ 82,740.00
R.B. Jergens Vandalia, Ohio	\$ 98,550.00
Trend Construction Cincinnati, Ohio	\$ 97,280.00
W.G. Stang Hamilton, Ohio	\$ 70,000.00
Bronco Excavating Fairfield, Ohio	\$ 62,500.00
Brunk Excavating, Inc. Mason, Ohio	\$ 51,900.00

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

Representatives from Divine Custom Homes were present for an appeal of the Warren County Building Department decision relative to upper level bedroom windows not meeting the minimum square footage requirement of the building code.

The Board explained the fire/safety hazard, which is created if the property size windows are not installed and on motion, upon unanimous call of the roll, the Board directed Divine Custom Homes to replace the windows with the size, which complied with the Warren County Building Code.

PUBLIC HEARING

VACATION OF A PORTION OF WEST STREET IN CLEARCREEK TOWNSHIP

The public hearing to consider the vacation of a portion of West Street in Clearcreek Township was convened this 18th day of November 2003, in the Commissioners Meeting Room.

The Board acknowledged that the viewing of this property occurred on March 4, 2003.

Don Duffy, 6395 West Street, stated that his family and taken care of the paper right of way for more than forty years and requested the Board to approve the vacation.

Benny Combs, 6387 West Street, and Phillip Craig, 6325 State Route 48, both spoke in favor of the vacation.

Commissioner South acknowledged receipt of a letter from Clearcreek Township Trustees stating no objection to the vacation of said portion of West Street.

Upon further discussion, the Board resolved (Resolution #03-1738) to approve the vacation of a portion of West Street in Clearcreek Township while reserving utility easement rights.

Gary Browning, Data Processing Director, was present along with Jack Martin, Deputy Director, to explain a \$62,034.98 purchase order to CDW.

Mr. Browning explained that the purchase order was to re-stock the spare parts for the support department.

Upon further discussion, the Board stated their approval of an expenditure not to exceed \$20,000 for spare parts at this time. They then stated they would consider additional purchases within the 2004 budget.

On motion, upon unanimous call of the roll, the Board entered into executive session at 11:07 a.m. to discuss personnel matters pursuant to Ohio Revised Code Section 121.22 (G) (1) and exited at 11:30 a.m.

Richard Renneker, Sanitary Engineer, was present to explain the purchase order payable to the Warren County Auditor for a portion of the sanitary sewer assessment for Hunter Swim Club.

Mr. Renneker stated that the swim club reduced the size of their water meter that simultaneously reduced the amount of their assessment. He explained that the figures had been sent to the bonding counsel and bonds had been sold on the original assessment in error. He explained that Warren County is therefore responsible for the difference, not the Hunter Swim Club.

Upon further discussion, the Board approved the purchase orders relative to Hunter Swim Club.

The Board acknowledged receipt of the annexation petition of Catherine Cunningham, Agent to annex 10.61 acres to the City of Mason.

Upon motion the meeting was adjourned.

Larry Crisenbery, President

C. Michael Kilburn

Pat Arnold South

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 November 18, 2003, in compliance with Section 121.22 O.R.C.

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