



**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--December 9, 2003

The Board met in regular session pursuant to adjournment of the December 4, 2003, meeting.

Larry Crisenbery - present

Pat Arnold South - present

C. Michael Kilburn - present

Tina Davis, Clerk – present

- 03-1851      A resolution was adopted to approve payment of Voucher to Amcare / Doctor's Urgent Care. Vote: Mr. Kilburn - yea; Mrs. South - yea; Mr. Crisenbery - abstain
- 03-1852      A resolution was adopted to Waive Partial Tap Fee for Christopher and Michelle Tate. Vote: Unanimous
- 03-1853      A resolution was adopted to accept Resignation of Louise Eakins, Social Service Worker I, within the Department of Human Services, effective January 31, 2004. Vote: Unanimous
- 03-1854      A resolution was adopted to approve Emergency Repair of the Pump and Block Heater at the Thornton Grove Lift Station. Vote: Unanimous
- 03-1855      A resolution was adopted to approve and authorize the President of this Board to enter into a Cooperation Agreement with Franklin Area Historical Society relative to the FY 2003 Community Development Block Grant Formula Program. Vote: Unanimous

- 03-1856 A resolution was adopted to approve Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in The Landing of Willow Pond, Section Two, situated in Hamilton Township. Vote: Unanimous
- 03-1857 A resolution was adopted to approve a Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in The Landing of Willow Pond, Section Two, situated in Hamilton Township. Vote: Unanimous
- 03-1858 A resolution was adopted to approve Weeping Willow Lane, Coneflower Court and Jewelweed Court in the Landing at Willow Pond, Section Two, situated in Hamilton Township. Vote: Unanimous
- 03-1859 A resolution was adopted to approve a Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in The Landings of Willow Pond, Section Three, in Hamilton Township. Vote: Unanimous
- 03-1860 A resolution was adopted to approve a Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in the Landing of Willow Pond, Section Three in Hamilton Township. Vote: Unanimous
- 03-1861 A resolution was adopted to approve Willow Pond Boulevard, Weeping Willow Lane and Jewelweed Court in the Landing of Willow Pond, Section Three, situated in Hamilton Township. Vote: Unanimous
- 03-1862 A resolution was adopted to approve a Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in the Landing of Willow Pond, Section Four, in Hamilton Township. Vote: Unanimous
- 03-1863 A resolution was adopted to approve a Bond Release for M/I Schottenstein Homes, Inc., for completion of improvements in the Landing of Willow Pond, Section Four, in Hamilton Township. Vote: Unanimous
- 03-1864 A resolution was adopted to approve Weeping Willow Lane, Willow Pond Boulevard, Honeysuckle Lane, Bayberry Court and Wildflower Lane in the Landing of Willow Pond, Section Four, situated in Hamilton Township. Vote: Unanimous
- 03-1865 A resolution was adopted to Transfer of Wild Plum Court (1351-T) to Jewelweed Court (1353-T) for the Ohio Department of Inventory Records. Vote: Unanimous
- 03-1866 A resolution was adopted to approve Road Name Change of Creek Wood Court to Fall View Court in Country Brook Subdivision, Section One, in Clearcreek Township. Vote: Unanimous
- 03-1867 A resolution was adopted to enter into Sidewalk Security Agreement with Rhein

Development, LLC., for installation of certain improvements in Ashmont, Phase One, situated in Deerfield Township.

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

03-1868 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Rhein Development, LLC., for installation of certain improvements in Ashmont, Phase One, situated in Deerfield Township.

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

03-1869 A resolution was adopted to enter into Erosion Control Bond Agreement with Rhein Development, LLC., for improvements in Ashmont, Phase One, situated in Deerfield Township. Vote: Unanimous

03-1870 A resolution was adopted to enter into a Subdivision Public Improvement Performance and Maintenance Security Agreement with Rhein Development, LLC., install certain water and/or sanitary sewer improvements in Ashmont Phase One situated in Deerfield Township.

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

03-1871 A resolution was adopted to approve Bond Release for M/I Schottenstein Homes for completion of improvements in Deerfield Villages in Deerfield Township.

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

03-1872 A resolution was adopted to approve the following Record Plat.

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

03-1873 A resolution was adopted to approve Repayment of a Cash Advance from LOEB Grant Fund #267 into County General Fund #101.

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

03-1874 A resolution was adopted to approve Appropriation Adjustment within Commissioners Fund #101-1110.

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

03-1875 A resolution was adopted to approve Expense Adjustments within the Workforce Investment Act Fund #258.

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

03-1876 A resolution was adopted to approve Appropriation Adjustment within Water Revenue Fund #510.

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

03-1877 A resolution was adopted to approve Supplemental Appropriation within Construction Fund #467.

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

- 03-1878 A resolution was adopted to approve Appropriation Decreases within Various Water and Sewer Projects.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn – absent
- 03-1879 A resolution was adopted to approve an Appropriation Decrease within the Workforce Investment Act Fund #258.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 03-1880 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Common Pleas Court Fund #101-1220.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 03-1881 A resolution was adopted to approve Reimbursement of \$250,000.00 Cash Advance from Educational Services Fund into General Fund.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 03-1882 A resolution was adopted to approve an Appropriation Decrease, Supplemental Appropriation and Expense Adjustments within the County Engineer's Office Fund #202. Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn - absent
- 03-1883 A resolution was adopted to approve Appropriation Adjustments within Data Processing Fund #101-1400, Children Services Fund #273 and a Supplemental Appropriation Adjustment within MR/DD Fund #205.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn – absent
- 03-1884 A resolution was adopted to accept Withdrawal of the Annexation Petition of 10.610 acres to the City of Mason.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn – absent
- 03-1885 A resolution was adopted to approve a Pay Increase for Brad Edrington within the Warren County Emergency Services.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn – absent
- 03-1886 A resolution was adopted to approve a Pay Increase for Jesse Madden within the Warren County Emergency Services.  
Vote: Mrs. South - yea; Mr. Crisenbery - yea; Mr. Kilburn – absent
- 03-1887 A resolution was adopted to approve the Final Site Plan (Stage 2) Amendments for the Jamesback PUD for the Replat of Lot 33, Timberlake, Phase V.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent
- 03-1888 A resolution was adopted to amend Resolution #03-1576 and re-establish a new Sewer Connection Deadline for property owners within the Hunter Area of the Dick's Creek Sewer Improvement Area.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent

- 03-1889 A resolution was adopted to approve modification to the Warren County Employee Health Care Plan effective January 1, 2004.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent
- 03-1890 A resolution was adopted to approve and adopt the Implementation of a Spousal Surcharge Program for the Warren County Employee Health Care Plan effective February 1, 2004.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent
- 03-1891 A resolution was adopted to amend Premium Rates Charged for the Warren County Employee Health Care Plan.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent
- 03-1892 A resolution was adopted to establish a Section 125 Plan (Premium Only Plan) as part of the Spousal Surcharge Program to be implemented effective February 1, 2004. Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent
- 03-1893 A resolution was adopted to authorize payment of Bills.  
Vote: Mr. Kilburn - yea; Mr. Crisenbery - yea; Mrs. South - absent

#### DISCUSSIONS

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On motion, upon unanimous call of the roll, executive session was entered into at 9:30 a.m. to discuss personnel matters pursuant to Ohio Revised Code Section 121.22 (G) (1) and exited at 10:12 a.m.

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On motion, bids were closed at 10:15 a.m. this 9<sup>th</sup> day of December and the following bids were received, opened and read aloud for the Village Ridge Drive Bridge Rehabilitation Project for the Warren County Engineer's Office:

Righter Construction Columbus, Ohio	\$ 276,644.50
W.G. Stang Hamilton, Ohio	\$ 236,636.00
Trend Construction Cincinnati, Ohio	\$ 323,117.00

Neil Tunison, Warren County Engineer will review bids for a recommendation at a later date.

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The Board swore in two Warren County Board of Mental Retardation and Developmental Disabilities Board Members, Peggy Reising and Amy Worley for a four year term of office.

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Commissioner Kilburn exited the meeting at 10:30 a.m. and returned at 1:45 p.m.

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#### PUBLIC HEARING

#### ROAD NAME CHANGE OF CREEK WOOD COURT TO FALL VIEW COURT IN CLEARCREEK TOWNSHIP

The public hearing to consider the road name change request to rename Creek Wood Court to Fall View Court in Clearcreek Township was convened this 9<sup>th</sup> day of December 2003, in the Commissioners Meeting Room.

It was determined that this road name change is necessary due to Creek Wood Court already existing in Clearcreek Township within another platted subdivision.

Upon further discussion, the Board resolved (Resolution #03-1866) to approve the road name change.

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Robert Craig, Regional Planning Commission, was present for a final site plan amendment for Timberlake Estates PUD in Union Township.

Mr. Craig stated that the purpose of the meeting today is to consider the property owner's (McDulin) request to subdivision his ten acre parcel into a 6.48906 acre lot and a 3.6908 acre lot.

Barbara Stefl, adjacent property owner, questioned the access to the lots and stated her concern relative to added drainage problems for the area.

Ed McDulin, property owner, stated that each lot will have its own access via a driveway.

The Board discussed the drainage concerns within the subdivision and suggested to Mrs. Stefl to contact Neil Tunison, County Engineer, as well as Dave McElroy, Soil and Water Conservation District.

Tom Lewis, adjacent property owner, stated his concern that, if this request is approved, he will be looking at the side of someone's house once a house is constructed on his lot.

There was discussion relative to the addition of a condition of approval stated the Homeowner's Association must approve the placement of the house on the newly created parcel of land.

Upon further discussion, the Board resolved (Resolution #03-1887) to approve the final site plan amendment subject to one condition.

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Jeffrey Reisons, Southern Health Partners, was present along with representatives from the Warren County Jail to discuss the possibility of a co-pay policy being adopted for inmates within the Warren County Jail.

Mr. Reisons stated that most jails have a co-pay system in place in order to prevent "social" visits to the nurse or doctor. He then stated that a typical co-pay would be \$5.00 for a nurse visit, \$10.00 for a doctor visit and \$3 for prescriptions.

The Board stated their desire to adopt a co-pay system within the jail and requested Mr. Reisons, Tiffany Sauer, Robert Price and representatives from the jail to conduct a work session and work out a policy which is agreeable.

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Richard Renneker, Sanitary Engineer, was present for a work session and discussed the following issues:

John Pieratt – Mr. Pieratt does not want to pay the ½ tap in fee to the City of Middletown due to the policy in process of being changed once an amended contract has been signed. The Board agreed to have Mr. Pieratt pay the fee and be reimbursed once an agreement is signed.

Lower Little Miami Sanitary Sewer Flow Allocation—According to the model, we will still be able to double the size of our treatment plant as well as Lebanon and Mason.

Plainview Sanitary Sewer Project—The Board stated they will discuss at a later time.

Hunter Sanitary Sewer Connection Deadline—The Board amended the deadline to allow homeowners under contract for connections to still receive the ½ tap in fee waiver.

The Board discussed doing away with the after hours turn on.

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Upon motion the meeting was adjourned.

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Larry Crisenbery, President

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C. Michael Kilburn

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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 December 9, 2003, in compliance with Section 121.22 O.R.C.

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