



**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) 420-4250

(513) 925-1250

(513) 783-4993

(937) 425-1250

Facsimile (513) 695-2999

C. MICHAEL KILBURN

PAT ARNOLD SOUTH

DAVID G. YOUNG

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

MINUTES: Regular Session--April 12, 2005

The Board met in regular session pursuant to adjournment of the April 7, 2005, meeting.

Pat Arnold South - present David G. Young - present

C. Michael Kilburn - present Tina Davis, Clerk – present

Minutes of the March 10, 15, 17, 22, 24, 29, 31, and April 5, 2005, minutes were read and approved.

05-475 A resolution was adopted to approve Notice of Intent to Award Bid for the 2005 Bridge and Spot Paving Project. Vote: Unanimous

05-476 A resolution was adopted to approve Notice of Intent to Award Bid for the 2005 Resurfacing Project. Vote: Unanimous

05-477 A resolution was adopted to approve Emergency Replacement of the Hydraulic Pump on the Crane Truck. Vote: Unanimous

05-478 A resolution was adopted to authorize President of the Board to execute Lease Agreement with the University of Cincinnati. Vote: Unanimous

05-479 A resolution was adopted to declare various items within Child Support as surplus and authorize the disposal of said items. Vote: Unanimous

05-480 A resolution was adopted to authorize President of the Board to enter into

Extension to Maintenance and Support Agreement with Printrak, a Motorola Company. Vote: Unanimous

- 05-481 A resolution was adopted to approve a Bond Release for Associate Construction, Inc., for completion of improvements in Eagle Ridge, Section One, in Franklin Township. Vote: Unanimous
- 05-482 A resolution was adopted to reimburse U.S. Army Corps of Engineers for a portion of State Route 73 Water Main. Vote: Unanimous
- 05-483 A resolution was adopted to approve and enter into Master Agreement with Eastern Ohio Interlock & Monitoring on behalf of the Warren County Sheriff's Office Community Corrections Program. Vote: Unanimous
- 05-484 A resolution was adopted to approve an Operational Transfer from Commissioners Fund #101 into Human Services Fund #203. Vote: Unanimous
- 05-485 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 05-486 A resolution was adopted to approve Rezoning Application of Stephanie Black, Agent (Case #05-01), to rezone 3.28 acres in Harlan Township from General Business "B-2" to Rural Residence "R-1". Vote: Unanimous
- 05-487 A resolution was adopted to administer Disciplinary Action against Edward Fugett, Water and Sewer Repair Worker III within the Water and Sewer Department. Vote: Unanimous
- 05-488 A resolution was adopted to adopt the recommendation of the Warren County Rural Zoning Commission to deny the Rezoning Application of Miami View Mining Company, Ltd. to amend the Zoning Resolution to rezone Forty (40) acres in Union Township, Warren County, Ohio to Mineral Extraction (M-E). Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, the Board entered into executive session to discuss personnel matters at 9:34 a.m. pursuant to Ohio Revised Code Section 121.22 (G) (1) and exited at 10:22 a.m.

Jim LeFevers, Treasurer, was present along with Jim Spaeth, Clerk of Courts, for a meeting of the Investment Advisory Board and presented the following information as of March 31, 2005:

| | |
|---|------------------|
| Total Invested | \$164,370,871.96 |
| CD | 25,000,000.00 |
| US | 14,798,000.00 |
| 5/3 Management | 31,421,529.99 |
| Star Ohio | 62,440,998.02 |
| LCNB | 30,496,393.95 |
| Variable Purpose Special Assessment G.O. Bonds | 213,950.00 |
| Average Weighted Yield | 2.6715 |
| Average days to maturity | 431 |

Mr. and Mrs. Vick, 1885 Old U.S. 122, Turtlecreek Township, were present to request the roadway in front of their property to be widened due to several traffic accidents causing property damage in front of their home.

On motion, bids were closed at 10:30 a.m. this 12th day of April and the following bids were received, opened and read aloud for FY 2003 City of Springboro East Street Project for the Warren County Office of Grants Administration:

| | |
|--|---------------|
| Brock & Sons Fairfield, Ohio | \$ 264,543.00 |
| SK Construction Middletown, Ohio | \$ 262,126.00 |
| C.A. Stempfley Contractors Hamilton, Ohio | \$ 271,305.00 |

| | |
|--|---------------|
| Adleta Construction Cincinnati, Ohio | \$ 268,682.00 |
| Rhule Excavating, Inc. Franklin, Ohio | \$ 253,258.00 |
| Trend Construction Cincinnati, Ohio | \$ 284,420.00 |
| W.G. Stang Hamilton, Ohio | \$ 241,088.00 |

Jerry Haddix, Coordinator, Warren County Office of Grants Administration will review bids for a recommendation at a later date.

PUBLIC HEARING

REZONING APPLICATION OF STEPHANIE BLACK, AGENT TO REZONE 3.28 ACRES IN HARLAN TOWNSHIP FROM GENERAL BUSINESS "B-2" TO RURAL RESIDENCE "R-1"

The public hearing to consider the rezoning application of Stephanie Black, agent to rezone 3.28 acres in Harlan Township from General Business "B-2" to Rural Residence "R-1" was convened this 12th day of April 2005, in the Commissioners' Meeting Room.

Robert Craig, Regional Planning Commission, reviewed the location of the property and the surrounding zoning. He stated that a similar rezoning was approved in 2001 across the street from this property. He then stated that the Land Use Committee from Harlan Township has reviewed this area and confirmed the recommendation for this area to be zone residential. He then presented the Regional Planning Commission Executive Committee's recommendation to approve the rezoning application.

Mike Yetter, Zoning Inspector, stated that the Rural Zoning Commission voted unanimously to approve the rezoning application.

Upon further discussion, the Board resolved (Resolution #05-486) to approve the rezoning application.

Jerry Spurling, Chief Building Official, was present to discuss the possibility of a “call ahead” inspection procedure being implemented at the request of the Board.

Mr. Spurling stated that he would implement the process on a trial basis and evaluate if this will interfere with productivity of inspections.

On motion, upon unanimous call of the roll, the Board entered into executive session to discuss personnel matters at 11:31 a.m. pursuant to Ohio Revised Code Section 121.22 (G) (1) and exited at 12:10 p.m.

Bruce Smith, Ohio Environmental Protection Agency (EPA), was present to discuss the Little Miami River.

Mr. Smith gave background information on preliminary approval to allow a doubling of the capacity of the Lower Little Miami Wastewater Treatment Plant. He discussed the quality of the Little Miami River relative to the Ohio EPA standards and stated that, in the future, the wastewater treatment plant will be request to treat effluent at a higher standard in order to be permitted to discharge into the river.

Jim Simpson, Ohio EPA, stated that a biology study was completed in 1998 which identified problems within the river.

Upon motion the meeting was adjourned.

Pat Arnold South, President

C. Michael Kilburn

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 April 12, 2005, in compliance with Section 121.22 O.R.C.

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