



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

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**C. MICHAEL KILBURN
PAT ARNOLD SOUTH
DAVID G. YOUNG**

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

MINUTES: Regular Session – December 30, 2008

The Board met in regular session pursuant to adjournment of the December 23, 2008, meeting.

Pat Arnold South - present

C. Michael Kilburn - present

David G. Young - present

Tina Davis, Clerk – present

- 08-2037 A resolution was adopted to accept and approve Renewal Rates effective January 1, 2009 relative to the Group Life Insurance provided by Kanawha Insurance Company. Vote: Unanimous
- 08-2038 A resolution was adopted to authorize Board to sign the County Highway System Mileage Certification. Vote: Unanimous
- 08-2039 A resolution was adopted to approve and authorize the President of the Board to enter into an Agreement with the Warren County Combined Health District on behalf of Workforce One of Warren County. Vote: Unanimous
- 08-2040 A resolution was adopted to approve and enter into Agreement for Renewal of Internet Connectivity with TW Telecom on behalf of Warren County Telecommunications. Vote: Unanimous
- 08-2041 A resolution was adopted to approve and authorize the President and/or Vice President of this Board to sign the CY 2009 Operating and Capital Grant Contract by and between the Ohio Department of Transportation and the Warren County Board of Commissioners. Vote: Unanimous
- 08-2042 A resolution was adopted to approve and authorize the submittal of a Grant Application to the Ohio Emergency Management Agency for funding through the

FY2008 State Homeland Security Program and authorize the Director of the Emergency Services Department to sign documents relative thereto.

Vote: Unanimous

- 08-2043 A resolution was adopted to enter into Street and Appurtenances Security Agreement with Welsh Development Co., Inc. for installation of certain improvements in Autumn Run situated in Hamilton Township. Vote: Unanimous
- 08-2044 A resolution was adopted to approve a Street and Appurtenances Bond Release for Welsh Development Company, Inc. for completion of improvements to Autumn Run in Hamilton Township. Vote: Unanimous
- 08-2045 A resolution was adopted to Amend Resolution #08-1906 adopted December 09, 2008 to accept Morrow Meadow Drive, Misty Meadow Lane and Orchard View Lane in Morrow Meadow Farms for public maintenance by Salem Township. Vote: Unanimous
- 08-2046 A resolution was adopted to approve Bond Reduction for M/I Home of Cincinnati, LLC for partial completion of improvements in Regency Park, Section 10-A situated in Hamilton Township. Vote: Unanimous
- 08-2047 A resolution was adopted to approve Bond Reduction for M/I Homes of Cincinnati, LLC for partial completion of improvements in Regency Park, Section 8-A, situated in Hamilton Township. Vote: Unanimous
- 08-2048 A resolution was adopted to approve Bond Release for M/I Homes of Cincinnati, LLC for completion of improvements in Regency Park Estates, Section 2, situated in Hamilton Township. Vote: Unanimous
- 08-2049 A resolution was adopted to approve Appropriation Decreases within various Funds. Vote: Unanimous
- 08-2050 A resolution was adopted to approve Supplemental Appropriation into Health Insurance Fund #632. Vote: Unanimous
- 08-2051 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 08-2052 A resolution was adopted to waive excess Sewer Charges over 26,000 gallons for 8773 South Cove Drive in Maineville, Ohio. Vote: Unanimous
- 08-2053 A resolution was adopted to waive excess Water Charges over 43,500 gallons for 6243 South Dixie Highway in Franklin, Ohio. Vote: Unanimous
- 08-2054 A resolution was adopted to enter into an Initial Agreement, effective January 1, 2009, with Express Scripts, Inc. for services relative to the Warren County Prescription Plan. Vote: Unanimous

- 08-2055 A resolution was adopted to approve Amended Warren County Personnel Policy Manual. Vote: Unanimous
- 08-2056 A resolution was adopted to approve Appointments and Reappointments to various Boards. Vote: Unanimous
- 08-2057 A resolution was adopted to approve Notice of Intent to Award Bid for the Warren County Career Center Pump Station and Force Main Re-Bid Project. Vote: Mr. Kilburn – yea; Mrs. South – yea; Mr. Young - absent
- 08-2058 A resolution was adopted to adjust billing method for Somerset Deerfield LLC. Vote: Mr. Kilburn – yea; Mrs. South – yea; Mr. Young - absent

DISCUSSIONS

On motion, upon unanimous call of the roll, the Board entered into executive session at 9:15 a.m. to discuss personnel matters relative to hiring within the Water and Sewer Department pursuant to Ohio Revised Code Section 121.22 (G) (1) and exited at 10:30 a.m.

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

Chris Caplin, Camp Dresser & McKee, was present along with Walt Daniels, Chairman of the Deerfield Township Stormwater Management District, to discuss failures within the storm sewer system of Greenfield Place subdivision.

Mr. Caplin reviewed the numerous deficiencies within the subdivision by showing a PowerPoint presentation relative to the collapsed pipes and deflation in the pipes of the storm sewers. He also presented photos of the water backups within the subdivision during rains.

Mr. Caplin then stated that the estimated to fix the storm sewers is approximately \$380,000. He stated that the Deerfield Stormwater District has committed to pay \$200,000 of the cost with funds previously collected. He then stated that the district has the option to assess everyone

within the drainage basin of this stormwater project which is estimated to be approximately \$30 per year for a ten year assessment or \$60 per year for a five year assessment.

Richard Renneker, Sanitary Engineer, reminded the Board of the numerous sanitary sewers that backed up within the basements of this subdivision due to the stormwater flooding the sanitary sewers a few years ago.

Mr. Daniels stated the approximate amount of funds collected by the Stormwater District every year and stated that they have paid for the investigation and funding of the engineer relative to this subdivision. He then questioned if the Board would be willing to participate in the project to help lower the assessment to the property owners.

Commissioner Kilburn stated that, if this had been a county project, the assessment would be at 100% of the cost and the Board would not be committing \$200,000 of district money.

There was discussion relative to the legality of the Stormwater District being authorized the assess property owners for a project that is located within private properties. The Board directed Mr. Gully, County Administrator, to communicate with the Deerfield Township Stormwater District Legal Counsel relative to litigation which he was involved in while being Colerain Township Administrator.

Upon discussion, the Board commended the Stormwater District Trustees on the numerous volunteer hours they commit to this Committee.

Chris Brausch, Deputy Sanitary Engineer, was present for a work session and discussed the following issues:

1. Request of a property owner within Franklin Township and Deerfield Township to waive excess water and sewer charges due to unexplained usage and a water leak. Upon discussion, the Board agreed to both waivers.
2. Discussed a request to submit a grant application with ODNR on behalf of Marvins Organic Gardens to create a food composting station for area restaurants. Mrs. Suzanne Mason, Solid Waste Program Manager, stated the grant requires a 50% match which Marvin's Organic Gardens would be responsible for. She then stated the grant is \$250,000 for the purchase of equipment. She then stated that the property owner would be applying for a Class 2 license from the OEPA which would allow food waste recycling. Upon discussion, the Board stated their desire for a list of recyclers which are committed to utilize this program prior to authorizing submittal of said grant application.
3. Provided an update of bid tabulations including alternate bids relative to the WCCC Pump Station and Force Main Project. Mr. Brausch stated the discovery of adverse soil conditions within the construction area and recommended the awarding of the big to

Diggitt Excavating for a total bid cost with the change order necessary to accommodate the adverse soil conditions being \$603,000. Upon discussion, the Board resolved (Resolution #08-2057) to approve the notice of intent to award bid.

4. SR 122 water line project adjacent to Atrium Hospital in Franklin Township. Mr. Brausch stated the inability to obtain necessary easements due to litigation between the property owners and ODOT and requested the Board approval to redesign the project to go around the property owners. Upon discussion, the Board approved the request and stated their agreement to approve the engineering change order relative thereto.
5. Somerset Deerfield LLC Apartments—The apartment complex has two meters with only one meter being utilized. The company has requested that rather than be billed minimum billing, the ability to pay for actual usage. Upon discussion, the Board agreed to the request.

On motion, upon unanimous call of the roll, the Board entered into executive session at 1:12 p.m. to discuss personnel matters relative to hiring and pay on behalf of the Water and Sewer Department pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 1:32 p.m.

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 December 30, 2008, in compliance with Section 121.22 O.R.C.

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