



**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 – January 15, 2008

The Board met in regular session pursuant to adjournment of the January 14, 2007, meeting.

Pat Arnold South - present

C. Michael Kilburn - absent

David G. Young - present

Tina Davis, Clerk – present

- 08-148 A resolution was adopted to approve and authorize the President of the Board to enter into a Host Agency Training Agreement on behalf of Workforce One of Warren County. Vote: Unanimous
- 08-149 A resolution was adopted to temporarily Reclassify Mickey Sexton to the position of Custodial Foreman within the Building Services Department. Vote: Unanimous
- 08-150 A resolution was adopted to declaration of Official Intent with Respect to Reimbursement of Temporary Advances made for Capital Expenditures to be made from Subsequent Borrowings for the Nunner Road Waterline Improvements Project. Vote: Unanimous
- 08-151 A resolution was adopted to declaration of Official Intent with Respect to Reimbursement of Temporary Advances made for Capital Expenditures to be made from Subsequent Borrowings for the State Route 122 Waterline Relocation Area. Vote: Unanimous
- 08-152 A resolution was adopted to approve various Refunds. Vote: Unanimous

- 08-153 A resolution was adopted to approve Appropriation Adjustments within One-Stop Grant Fund #259. Vote: Unanimous
- 08-154 A resolution was adopted to approve an Operational Transfer from Commissioners Fund #101 into Human Services Fund #203. Vote: Unanimous
- 08-155 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 08-156 A resolution was adopted to approve Annexation of 234.2181 acres to the City of Middletown, Martin Kohler, Agent, pursuant to Ohio Revised Code Section 709.023 [a.k.a. Expedited Type 2 Annexation]. Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, the Board entered into executive session at 9:30 a.m. to discuss acquisition of property pursuant to Ohio Revised Code Section 121.22 (G)(2) and exited at 10:30 a.m.

The Board presented a check in the amount of \$101,500 to the Warren County Port Authority and Sinclair Community College for the 2007/2008 scholarship program for Warren County residents.

John Lazares, Educational Services Director, was present for a work session to discuss the proposed lease agreement between this Board and Educational Services for the space they utilize at 320 E. Silver Street, Lebanon.

Mr. Lazares stated he has reviewed the proposed lease agreement and has no concerns relative to the first year rent charge but stated his concern with the second. He stated that a reduced rate to their Board means those savings are passed along to the local school boards in Warren County.

Upon discussion, the Board agreed to a three year lease with the first two years at a rate of \$8 per square foot plus janitorial fees and the third year being \$10 per square foot plus janitorial fees.

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

The Board met this 15th day of January 2008, to consider the annexation petition of Martin Koehler, Agent, to annex 234.2181 acres to the City of Middletown pursuant to Ohio Revised Code Section 709.023 (Expedited Type 2).

The Board acknowledged that all requirements of law have been met and acknowledged that the Franklin Township Trustees have not filed a resolution objecting to the annexation petition.

Robert Craig, Regional Planning Commission Executive Director, stated that in August of 2004, the RPC granted tentative approval for a residential subdivision proposed to be called Falcon Creek for this property. He then stated that said tentative approval has expired. He then stated that the current land use plan for this property encourages non-residential use but the property is currently zoned rural residence "R-1".

Marty Koehler, Agent and Planning Director for the City of Middletown, stated that this property has been identified in the Middletown Study as an economic development area with a mixed use. He stated that the property will be annexed and remained zoned the current zoning and will be determined by the City of Middletown as a later date what the property would be zoned in the future.

Beth Callahan, Franklin Township Trustee, stated her concern with the commercial tax base being lost due to annexation and also stated her concern that, with this property not being removed from the township, any residential development will place the property owners in both the Township and the City. She stated her concern that these residents would be voting on fire levy's etc. for the township but would be receiving services from the City.

Richard Brahm, Attorney for the Agent, stated that due to this being a Type 2 annexation, the law does not allow this property to be removed from the Township and therefore, they would remain township residents and be entitled to vote and pay taxes in the township.

Upon further discussion, the Board acknowledged the law stating that they "shall" approve the annexation if all matters of law are met, and resolved (Resolution #08-156) to approve the annexation of 234.2181 acres to the City of Middletown pursuant to Ohio Revised Code Section 709.023 (Expedited Type 2).

Rachel Hutzel, Prosecutor, was present along with Judge James Flannery, Common Pleas Court, and Janet Hoffman, Warren County Abuse Shelter Director, to request the Board approve the submission of a federal grant application from the Office of Violence Against Women in the amount of approximately \$400,000 over two years.

Mrs. Hutzel and Judge Flannery explained the proposed use of the funding to include the hiring of a new probation officer, overtime for Victim/Witness Advocates to “ride along” with Deputies on domestic violence calls, travel and training for officers and victim/witness advocates, and computers and office furniture for the probation officer and advocate.

Commissioner South questioned if there are measurements in place to determine the success rate of this grant application.

Mrs. Hoffman stated that there is a specific criterion within the grant that measures the success rate.

Upon further discussion, the Board stated they would take the request under advisement and render a decision at a future date.

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 January 15, 2008, in compliance with Section 121.22 O.R.C.

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