



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

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TOM ARISS

PAT ARNOLD SOUTH

DAVID G. YOUNG

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

MINUTES: Regular Session – April 9, 2013

The Board met in regular session pursuant to adjournment of the April 4, 2013, meeting.

Tom Ariss - present

David G. Young - present

Pat Arnold South - present

Tina Davis, Clerk - present

- 13-0527 A resolution was adopted to approve and authorize a Demotion and a Salary decrease for Scott Carlisle, Emergency Communications Supervisor, within the Emergency Services Department. Vote: Unanimous
- 13-0528 A resolution was adopted to authorize the posting of the "Emergency Communications Supervisor" position, within the Emergency Services Department, in accordance with Warren County Personnel Policy Manual, Section 2.02(A). Vote: Unanimous
- 13-0529 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 13-0530 A resolution was adopted to affirm "Then and Now" requests pursuant to Ohio Revised Code 5705.41(D) (1). Vote: Unanimous
- 13-0531 A resolution was adopted to approve Appropriation Decreases within various Funds. Vote: Unanimous
- 13-0532 A resolution was adopted to approve Appropriation Adjustment within Telecom Fund #101-2812. Vote: Unanimous
- 13-0533 A resolution was adopted to approve Appropriation Adjustments within Building & Zoning Inspection Fund #101-2300 and Records Commission Fund #101-1500. Vote: Unanimous

- 13-0534 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 13-0535 A resolution was adopted to approve and authorize the President of this Board to sign a Mini-Grant Award and Acceptance Form for the National Crime Victims' Rights Week Community Awareness Project on behalf of the Warren County Prosecutor's Office. Vote: Unanimous
- 13-0536 A resolution was adopted to approve and authorize the submittal of an Application to OKI for allocation of Federal Transportation Alternatives Program Grant Funds from the Ohio Department of Transportation for purpose of acquiring the right-of-way for the proposed Todd's Fork Trail. Vote: Unanimous
- 13-0537 A resolution was adopted to approve the Rezoning Application initiated by the Warren County Rural Zoning Commission (Case #13-01), to rezone approximately 346.51 acres (Parcel #08354000210, 08293000030 and 08352000010) from Light Industry "I-1" with an Interstate Highway Overlay to Agricultural Zone "A-1" with an Interstate Highway Overlay and Approximately 61.72 acres (Parcel #08291510050, 08352000020, 08291510120, 08291510030, 08352000030, 08291510210, 08291510200, 08291510070, 08291510060, 08291510080, 08291510020, 08291510100, 08291510110, 08291510090, 08291510040, 08291510160, 08293260010 and 08291510010) from Light Industry "I-1" with an Interstate Highway Overlay to Rural Residence "R-1" with an Interstate Highway Overlay in Franklin Township. Vote: Unanimous
- 13-0538 A resolution was adopted to approve Appropriation Adjustment within Commissioners Fund #101-1110. Vote: Unanimous
- 13-0539 A resolution was adopted to approve a Cash Advance, Operational Transfer and Supplemental Appropriations into Fund #479 Airport Construction. Vote: Unanimous

DISCUSSIONS

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

Bob Ware, Regional Planning Commission, was present along with representatives from the Village of Morrow, Rails to Trails, Salem Township, Harlan Township, Washington Township and Clinton County Rails to Trails, to discuss the request for the submittal of a grant application for the purchase of the abandoned rail line currently owned by Clinton County Rails to Trails.

Mr. Ware stated that the project has been named Todds Fork Trail and consists of approximately 14 mile sections of track with approximately 12 miles owned by Clinton County Rails to Trails. He stated the desire to apply for grant funds in the amount of \$200,000 from the Federal Transportation Alternative Program. He stated the minimum match is 20% but they application with rank higher with a 25% match. The match funds are being requested from the Board of Commissioners.

Eric Oberg, Rails to Trails, explained that this portion of the trail is a significant loop that will be completed. He stated the economic benefit that will be gained from this opportunity and that the Ohio to Erie was a huge economic driver in the area. He stated that the property being acquired is owned by Clinton County Rails to Trails, a non-profit organization that's mission is to complete trails within Clinton County. He then stated that the grant will be used to purchase from them to reimburse their purchase from approximately ten years ago.

Commissioner South questioned what the proposed development cost would be.

Kurt Weber, Chief Deputy Engineer, presented the proposed cost from \$3.5 million to \$6.5 million depending on the development plan chosen.

Mike Erwin, Mayor of Morrow, stated the support of this project from the Village of Morrow stated that this trail would tie into the existing bike trail through Morrow. He stated that the property could be used by families, for utility access and for economic development as the Village is proposing the construction of an innovation center.

Heath Kilburn, Salem Township Trustee, stated that the township is in support of the grant application.

Robert Curran, Harlan Township Trustee, stated that Harlan Township supports the project with the clarification of ownership of the railway line.

Mr. Oberg stated that the grant application is \$200,000 which would include not only the purchase cost but any title work that would be required prior to closing on the property.

There was discussion relative to who would own the property once it is purchased. It was determined that the Board of Commissioners would be the property owner and it could be turned over to the Warren County Park Board for maintenance and day to day operation.

Bruce Saunders, Clinton County Rails to Trails, stated that the purchase was made by Clinton County because it was a solid piece with no interruption of ownership and they wanted to preserve it for future purposes. He also stated that no Warren County entity was either willing or

able to make the purchase at the time. Clinton County Rails to Trails intent was always to sell the property back to Warren County.

Commission Young stated that that, in his opinion, this is a completely justifiable use of government funds and stated his appreciation of Clinton County Rails to Trails for securing this piece of property on behalf of Warren County.

Commission South stated her concurrence with Commissioner Young and her feeling that \$50,000 is a sound investment.

Commissioner Ariss stated his opinion that the project is good for the entire county.

Upon discussion the Board concurred to provide a 25% local match (\$50,000) if the grant application was selected for funding and resolved (Resolution #13-0536) to approve and authorize the submittal of an Application to OKI for allocation of Federal Transportation Alternatives Program Grant Funds from the Ohio Department of Transportation for purpose of acquiring the right-of-way for the proposed Todd's Fork Trail.

PUBLIC HEARING

REZONING APPLICATION INITIATED BY THE RURAL ZONING COMMISSION TO REZONE 346.51 ACRES FROM LIGHT INDUSTRY "I-1" WITH AN IHO TO AGRICULTURAL ZONE "A-1" WITH AN IHO AND 61.72 ACRES FROM LIGHT INDUSTRY "I-1" WITH AN IHO TO RURAL RESIDENCE "R-1" WITH AN IHO

The public hearing to consider the rezoning application of initiated by the Rural Zoning Commission was convened this 9th day of April 2013, in the Commissioners Meeting Room.

Stephanie Austin, Warren County Zoning Department, reviewed the application and stated the Rural Zoning Commission recommendation to approve the rezoning application.

Stan Williams, Regional Planning Commission, stated that the property owners are in agreement with the recommendation. He then stated that Beth Callahan, Franklin Township Trustee, has stated that as long as the Interstate Highway Overlay "IHO" remains on the property included in the application, the Township is in support of the rezoning.

Richard Montgomery, property owner within the application, stated his agreement to the rezoning of his property and stated his desire to keep the City of Middletown and the City of Franklin from "gobbling up" this area.

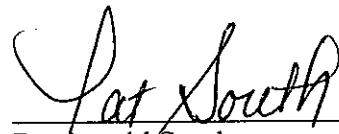
Upon further discussion, the Board resolved (Resolution #13-0537) to approve the rezoning application initiated by the Warren County Rural Zoning Commission (Case #13-01), to rezone approximately 346.51 acres (Parcel #08354000210, 08293000030 and 08352000010) from Light Industry "I-1" with an Interstate Highway Overlay to Agricultural Zone "A-1" with an Interstate Highway Overlay and approximately 61.72 acres (Parcel #08291510050, 08352000020, 08291510120, 08291510030, 08352000030, 08291510210, 08291510200, 08291510070, 08291510060, 08291510080, 08291510020, 08291510100, 08291510110, 08291510090, 08291510040, 08291510160, 08293260010 and 08291510010) from Light Industry "I-1" with an Interstate Highway Overlay to Rural Residence "R-1" with an Interstate Highway Overlay in Franklin Township.

On motion, upon unanimous call of the roll, the Board entered into executive session at 10:24 a.m. to discuss personnel matters within the Sheriff's Office pursuant to Ohio Revised Code Section 121.22 (G)(1) and exited at 12:05 p.m.

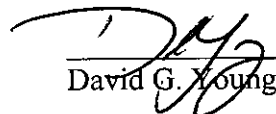
Upon motion the meeting was adjourned.



Tom Ariss, President

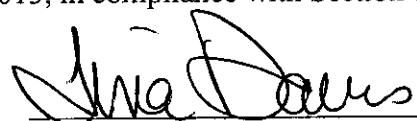


Pat Arnold South



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 9, 2013, in compliance with Section 121.22 O.R.C.



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