



**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 -- February 28, 2006

The Board met in regular session pursuant to adjournment of the February 23, 2006, meeting.

Pat Arnold South - present David G. Young - present

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

06-342 A resolution was adopted to accept Resignation, due to retirement, of Linda Metz, Social Services Supervisor I, within the Warren County Department of Human Services, effective March 31, 2006. Vote: Unanimous

06-343 A resolution was adopted to approve end of 120-day Probationary Period and approve a Pay Increase for Brian Bailey, Wastewater Treatment Repair Worker I, within the Water and Sewer Department. Vote: Unanimous

06-344 A resolution was adopted to approve Leave Donation for Marsha Sue Liming, Eligibility Referral Specialist II, within the Warren County Department of Human Services. Vote: Unanimous

06-345 A resolution was adopted to begin Thursday, March 2, 2006, meeting of the Board of Commissioners Early for the purpose of Conducting interviews with engineering firms relative to a Water and Sanitary Sewer Assessment Project. Vote: Unanimous

06-346 A resolution was adopted to approve various Refunds. Vote: Unanimous

- 06-347 A resolution was adopted to enter into Street and Appurtenances Security Agreement with M/I Homes of Cincinnati, LLC for installation of certain improvements in Regency Park, Section 7, Block A, situated in Hamilton Township. Vote: Unanimous
- 06-348 A resolution was adopted to enter into Sidewalk Security Agreement with M/I Homes of Cincinnati, LLC for installation of certain improvements in Regency Park, Section 7, Block A, situated in Hamilton Township. Vote: Unanimous
- 06-349 A resolution was adopted to enter into a Subdivision Public Improvement and Performance and Maintenance Security Agreement with M/I Homes of Cincinnati, LLC for installation of certain improvements in Regency Park Estates, Section 7, Block A, situated in Hamilton Township. Vote: Unanimous
- 06-350 A resolution was adopted to enter into an Erosion Control Bond Agreement with M/I Homes of Cincinnati, LLC for completion of improvements in Regency Park, Section 7, Block A, situated in Hamilton Township. Vote: Unanimous
- 06-351 A resolution was adopted to approve following Record Plats. Vote: Unanimous
- 06-352 A resolution was adopted to approve Supplemental Appropriation into County Court Fund 269 Indigent Driver Treatment Fund. Vote: Unanimous
- 06-353 A resolution was adopted to approve Appropriation Adjustments within Coroner's Fund #101-2100 and Board of Elections Fund #101-1300. Vote: Unanimous
- 06-354 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 06-355 A resolution was adopted to Modify the Rezoning Application of SanMarGale Development Company, LLC to rezone 2,912.3 acres from Rural Residence (R-1") to Rural Residence Zone ("R-1") as a Planned Unit Development; 157.0 acres from Rural Residence ("R-1") to one and Two Family Residence Zone ("R-2") as a Planned Unit Development; 147.2 acres from Rural Residence ("R-1") to Multi Family Residence Zone ("R-3") as a Planned Unit Development; and 22.5 acres from Rural Residence ("R-1") to Neighborhood Business Zone ("B-1") as a Planned Unit Development in Turtlecreek Township. Vote: Unanimous

DISCUSSIONS

Rachel Hutzel, Prosecutor, was present along with Mitch Bonham, Child Support Enforcement Agency Director, to discuss the proposed funding cuts within the Child Support Agency.

Ms. Hutzel explained that the cuts proposed are not going to be as extreme as first anticipated. She then stated that out of the 11,000 child support cases that have been prosecuted in 2005, 100 have been felony indictments.

Mr. Bonham stated that the major cuts are scheduled to take place in Calendar Year 2006. He then stated they are looking for replacement funding through the County Associations. He stated that the Agency will need an additional \$50,000 from the County next year, and then an addition \$157,000 in 2008.

Upon discussion, the Board requested Dave Gully, County Administrator, to draft a letter to the State Representatives requesting an amendment in the Child Support legislation to increase the poundage from 2% to 4% as it has not been increased since 1994.

Sheriff Ariss was present to explain a "request to attend form" for Jay Henning to attend training in Maryland and Benny Dunaway to attend training in Florida.

Upon explanation of the Sheriff, the Board approved the travel.

Steve Tuffs, Warren County Career Center, was present with 11th grade students from the Legal Medication and Business Tech I class to observe county government.

The Board met this 28th day of February 2006, in the Commissioners' Meeting Room, to render a decision relative to the rezoning application of SanMarGale Development Co., LLC. in Turtlecreek Township.

Kristy Johnson, Turtlecreek Township resident, requested the Board to delay their decision until after they are able to obtain a copy of the transcript of proceedings from the last public hearing.

Terry Banker, Turtlecreek Township resident, stated that the community put time and money into their testimony and the Board should consider the evidence that they presented.

Mr. Kilburn moved to delay the decision relative to the rezoning application to March 14, 2006. The motion died for the lack of a second.

Mr. Young moved to approve a modification of the recommendation of the Rural Zoning Commission and Bruce McGary, Chief Deputy Prosecutor, read the proposed resolution in the record.

The Board then recessed to allow the application time to review the proposed decision.

Upon reconvening of the meeting, Dan Griffen, applicant, stated his concurrence with the proposed condition.

Upon further discussion, Mrs. South seconded Mr. Young's motion and upon a unanimous call of the roll, the Board resolved (Resolution #06-355) to modify the rezoning application of SanMarGale Development Company, LLC to rezone 2,912.3 acres from Rural Residence (R-1") to Rural Residence Zone ("R-1") as a Planned Unit Development; 157.0 acres from Rural Residence ("R-1") to one and Two Family Residence Zone ("R-2") as a Planned Unit Development; 147.2 acres from Rural Residence ("R-1") to Multi Family Residence Zone ("R-3") as a Planned Unit Development; and 22.5 acres from Rural Residence ("R-1") to Neighborhood Business Zone ("B-1") as a Planned Unit Development in Turtlecreek Township.

Upon motion the meeting was adjourned.

C. Michael Kilburn, President

David G. Young

Pat Arnold South

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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 February 28, 2006, in compliance with Section 121.22 O.R.C.

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