



BOARD OF COUNTY COMMISSIONERS
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C. MICHAEL KILBURN
PAT ARNOLD SOUTH
DAVID G. YOUNG

BOARD OF COUNTY COMMISSIONERS
WARREN COUNTY, OHIO

MINUTES: Regular Session – July 8, 2008

The Board met in regular session pursuant to adjournment of the July 3, 2008, meeting.

Pat Arnold South - present

C. Michael Kilburn - present

David G. Young - absent

Tina Davis, Clerk – present

- 08-1011 A resolution was adopted to approve Emergency Water Purchase Agreement between the Western Water Company and Warren County. Vote: Unanimous
- 08-1012 A resolution was adopted to approve various Refunds. Vote: Unanimous
- 08-1013 A resolution was adopted to approve Appropriation Adjustment within Probate/Juvenile Fund #247. Vote: Unanimous
- 08-1014 A resolution was adopted to approve an Appropriation Adjustment within Workforce One Fund #258. Vote: Unanimous
- 08-1015 A resolution was adopted to approve Appropriation Adjustment from Commissioners Fund #101-1110 into Board of Elections Fund #101-1300. Vote: Unanimous
- 08-1016 A resolution was adopted to approve Supplemental Appropriation into Workers Comp Self Insurance Fund #636. Vote: Unanimous
- 08-1017 A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 08-1018 A resolution was adopted to continue the Public Hearing to consider the Country's Year 2009 Tax Budget. Vote: Unanimous

- 08-1019 A resolution was adopted to declare Classicway Development Company, LLC in default of providing bonding or other means of security to the satisfaction of the Board of County Commissioners to insure the completion and/or maintenance of certain improvements in accordance with the Warren County Subdivision Regulations; to authorize notice of default to and demand immediate payment of all sums under the letter of credit from its issuer, and to authorize applying such sums to complete uncompleted and/or unapproved improvements and pursuing deficiency per the terms of Security Agreement No. 06-027 (P). Vote: Unanimous
- 08-1020 A resolution was adopted to declare Classicway Development Company, LLC in default of providing bonding or other means of security to the satisfaction of the Board of County Commissioners to insure the completion and/or maintenance of certain improvements in accordance with the Warren County Subdivision Regulations; to authorize notice of default to and demand immediate payment of all sums under the letter of credit from its issuer, and to authorize applying such sums to complete uncompleted and/or unapproved improvements and pursuing deficiency per the terms of Security Agreement No. 06-027 (S). Vote: Unanimous

DISCUSSIONS

On motion, bids were closed at 10:05 a.m. this 8th day of July and the following bids were received, opened and read aloud for the 2008 Striping Project for the Warren County Engineer's Office:

Interstate Road Management Oak Harbor, Ohio	\$ 112,931.99
Aero-Mark, Inc. Streetsboro, Ohio	\$ 135,974.30
Oglesby Construction, Inc. Norwalk, Ohio	\$ 132,090.18

Neil Tunison, Warren County Engineer, will review bids for a recommendation at a later date.

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

PUBLIC HEARING

2009 TAX BUDGET

The public hearing to consider the 2009 County Tax Budget was convened this 8th day of July 2008, in the Commissioners' Meeting Room.

Tiffany Zindel, Office of Management and Budget Director, was present and requested the Board to continue the public hearing until July 15, 2008, to allow time for the County Auditor to return from vacation to finalize a few outstanding items necessary to complete the tax budget.

Mrs. Zindel then stated that the estimated total for the 2009 Tax Budget is \$62,898,670.00.

Commissioner Kilburn stated his concern relative to the approximate \$.5 million expenditure for the handicap baseball park proposed by the Warren County Board of Mental Retardation and Developmental Disabilities. He then questioned if the Board has the authority to reduce appropriation within MR/DD's budget without their consent.

Mrs. Zindel stated she will request an opinion from the Prosecutor.

Upon further discussion, the Board resolved (Resolution #08-1018) to continue the 2009 Tax Budget public hearing to July 15, 2008, at 10:05 a.m.

Neil Tunison, County Engineer, was present along with staff and Bruce McGary, Chief Deputy Prosecutor, for the purpose of the Board to declare Classicway Development Company, LLC in default of providing bonding or other means of security to the satisfaction of the Board of County Commissioners to insure the completion and/or maintenance of certain improvements in accordance with the Warren County Subdivision Regulations.

Mr. Tunison stated that the bond company for the sidewalk and performance bond, 5/3 Bank, sent a non-renewal letter to the Board of Commissioners. He then stated that, upon discussion, they provided a renewal letter until August 2008 but it did not include the required language

stating that the bond is automatically renewed. He stated that he has been in discussion with the developer and they intend to issue a new letter extending the expiration to October 31, 2008 and it will include the automatic renewal language. He stated that the extension will not be available until such a time that the previous bonding will expire.

Upon discussion, the Board resolved (Resolution #08-1019 and 08-1020) to declare Classicway Development Company, LLC in default of providing bonding or other means of security to the satisfaction of the Board of County Commissioners to insure the completion and/or maintenance of certain improvements in accordance with the Warren County Subdivision Regulations; to authorize notice of default to and demand immediate payment of all sums under the letter of credit from its issuer, and to authorize applying such sums to complete uncompleted and/or unapproved improvements and pursuing deficiency per the terms of Security Agreement No. 06-027 (P) and pursuing deficiency per the terms of Security Agreement No. 06-027 (S).

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 July 8, 2008, in compliance with Section 121.22 O.R.C.

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