

The Board of County Commissioners, Brown County, Ohio, met in regular session this September 12, 2012 with the following members present. Mr. Jennings, President Mr. William R. Geschwind, Mr. Tony Applegate, Member

#### IN THE MATTER OF PREVIOUS MINUTES

Motion moved by Mr. Applegate to approve the minutes of the previous regular meeting and dispense with the oral reading. Second: Mr. Geschwind.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

#### IN THE MATTER TO APPROVE BILLS

Motion moved by Mr. Geschwind to approve the following bills for payment. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

A00	COUNTY	\$ 52,636.58
A10	COUNTY CAPITAL IMPROVEMENT FUND	\$ 4,288.00
O07	PROBATE/JUV BLDG PURCHASE BONDS	\$ 38,405.65
J01	REAL ESTATE ASSESSMENT	\$ 2,313.59
B90	CHIP CDBG/OHTF 2010	\$ 5,890.00
A90A	CHIP GRANT 2010 HOME	\$ 880.00
C50	SUPPLEMENTAL EQUIPMENT-RECORDER	\$ 991.68
C60	CERTIFICATE OF TITLE ADM FUND	\$ 451.50
B25	PROBATE CONDUCT OF BUSINESS	\$ 200.00
T30	PROSECUTOR VICTIMS ASSISTANCE U	\$ 60.00
A35	LAW LIBRARY RESOURCES FUND	\$ 116.24
A10B	CLEAN OHIO ASSISTANCE FUND	\$ 11,781.81
C31	MUNICIPAL COURT LEGAL RESEARCH	\$ 21,311.09
C45	COMMON PLEAS SPECIAL WORKS	\$ 175.13
B15	INDIGENT DRIVERS ALCOHOL (IDA)	\$ 1,500.00
C79	INTENSIVE PROBATION PROGRAM	\$ 111.10
C43	COMMON PLEAS MEDIATION FEES	\$ 1,500.00
H10	CHILD SUPPORT ENFORCEMENT AGENC	\$ 2,801.12
K01	AUTO & GAS	\$ 26,507.91
A70	CONCEALED HANDGUN LICENSE FUND	\$ 357.00
T10	COMMUNITY DEVELOPMENT & BLOCK G	\$ 1,934.33
A10A	AIRPORT GRANTS	\$ 15,055.30
H01	JOB & FAMILY SERVICES	\$ 9,887.27
S50	CHILDRENS SERVICES	\$ 3,997.04
	<b>TOTAL</b>	<b>\$203,152.34</b>

#### IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – BROWN COUNTY BOARD OF DEVELOPMENTAL DISABILITIES

Motion moved by Mr. Geschwind to approve the request of Tammie Keller, Business Manager, Brown County Board of Developmental Disabilities, for a supplemental appropriation of unappropriated B50 (Developmental Disabilities) funds in the amount of \$2,000.00 into B50-7 (Advertising/Printing). Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

#### IN THE MATTER OF APPROPRIATION CHANGES – BROWN COUNTY DEPARTMENT OF CHILD SUPPORT ENFORCEMENT

Motion moved by Mr. Applegate to approve the request of Susan Smith, Director, Brown County CSEA, for the following appropriation changes. Decrease H10-11 (Other Expenses) in the amount of \$1,000.00 and Increase H10-9 (Contract Services) in the amount of \$1,000.00. Second: Mr. Geschwind.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

#### IN THE MATTER OF APPROPRIATION CHANGES – BROWN COUNTY PROBATE/JUVENILE COURT

Motion moved by Mr. Geschwind to approve the request of William Carkeek, Court Administrator, Brown County Probate/Juvenile Court, for the following appropriation changes. Decrease 2c26 (Child Support) in the amount of \$9,000.00 and Increase 2c18 (PERS) in the amount of \$9,000.00. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea  
September 12, 2012

**IN THE MATTER OF CONTRIBUTION INTO HEALTH SAVINGS ACCOUNT**

Motion moved by Mr. Geschwind to approve the request of Connie Patrick, Brown County Treasurer, for an advance contribution into a Treasurers employees Health Savings Account in the amount of \$630.00 from A00 (County General Fund) funds. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

**IN THE MATTER OF RESOLUTION – ANNEXATION INTO MT ORAB VILLAGE (5.267 ACRES)**

Motion moved by Mr. Applegate to adopt the following Resolution. Second: Mr. Geschwind.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

RESOLUTION # 738



**A RESOLUTION ENUMERATING SERVICES  
TO BE PROVIDED BY THE VILLAGE  
TO LAND SOUGHT TO BE ANNEXED  
TO THE VILLAGE**

WHEREAS, there has been filed with the Board of County Commissioners of Brown County, Ohio, at Georgetown, Ohio, a petition for the annexation of 5.267 acres of real property located in Pike Township, Brown County, Ohio and owned by Raymond Evans and Julie Evans, husband and wife, and Christopher H. Bingaman, an unmarried person.

WHEREAS, pursuant to law within 20 days after the date that the petition is filed, the council of the Village of Mt. Orab, Ohio must adopt a resolution stating what services the village will provide and an approximate date by which it will provide them to the territory proposed for annexation upon annexation, and;

WHEREAS, if the territory proposed for annexation is subject to zoning regulations adopted either under Chapter 303 or 519 of the Ohio Revised Code, the village shall adopt a resolution stating that if the territory is annexed and becomes subject to zoning by the Village of Mt. Orab, Ohio and that the Village of Mt. Orab, Ohio zoning permits uses in the annexed territory that the Village determines are clearly incompatible with the uses permitted under the current county or township zoning regulations in the adjacent land remaining within the township from which territory was annexed then the village will require in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township.

BE IT THEREFORE RESOLVED, that the Village of Mt. Orab, Ohio, shall have the following services available for the territory proposed for annexation.

Section 1: Sanitary sewage collection and treatment, village water at a reduction in price from that of the out-of-town users, police protection more readily available, a Fire Department and emergency ambulance service, a reduction in insurance rates as a result of the village's State Fire Marshall underwriters rating, and the protection of the Village zoning ordinance, and;

Section 2: The territory proposed for annexation shall receive all other services and benefits as well as liabilities that the citizens of the Village of Mt. Orab, Ohio and the land included therein receives and is subject to.

BE IT THEREFORE FURTHER RESOLVED, that the territory sought to be annexed shall become subject to zoning of the Village of Mt. Orab, Ohio, and that if zoning in the Village of Mt. Orab, Ohio permits uses in the territory proposed for annexation that the village determines are clearly incompatible with the uses permitted under the current county or township zoning regulations in the adjacent land remaining within the township from which territory was annexed, the village shall require in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township. For purposes of this "buffer" shall include open space, landscaping, fences, walls, and other structured elements; streets and street rights-of-way, bicycle and pedestrian paths and sidewalks.

Passed this 4th day of September, 2012.


  
Mayor

ATTESTED:


  
Chief Fiscal Officer
**IN THE MATTER OF FINAL HEARING FOR THE PROPOSED VACATION OF CHERRY ALLEY – PIKE TOWNSHIP**

The Final Hearing for the proposed vacation of Cherry Alley in Pike Township (Trustee's Resolution-Journal 49/page 213-214) was held this day at 10:00 a.m. The Resolution from Todd Cluxton, Brown County Engineer, was approved by the Brown County Commissioners in (Journal 49/page 234-235). The Resolution states that after review, the Brown County Engineer sees no problem with the closing of Cherry Alley. No objections were heard or received. The Board will give this matter careful consideration and a decision will be made regarding the closing. In attendance: Gordon Ruggles, 1352 New Harmony Shiloh Rd., Williamsburg, Ohio. The Hearing was declared over at 10:15 a.m.

**IN THE MATTER TO VACATE CHERRY ALLEY – PIKE TOWNSHIP**

Motion moved by Mr. Geschwind to vacate all of Cherry Alley in Pike Township, located in the unincorporated area of New Harmony, beginning at the west line of lots 1 and 12, fronting on T-143 Meeker Rd., and extending in an easterly direction for approximately 736' to the east line of lots 11 and 22 in the New Harmony Subdivision, P.B.B2.70. This vacation is for the public convenience or welfare of the citizens of Brown County. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

**IN THE MATTER OF MANDATED SHARE COMMITMENT – BROWN COUNTY JOB & FAMILY SERVICES**

Motion moved by Mr. Geschwind to approve the request of David M. Sharp, Director, Brown County Job & Family Services, for the mandated share in the amount of \$48,170.00 from County General Fund Code 9E1 (Grants Human Services) to Public Assistance H9 (Non Revenue Transfers). This amount represents the 2<sup>nd</sup> half payment of the mandated share commitment for calendar year 2012. Second: Mr. Applegate

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

**IN THE MATTER TO APPROVE REIMBURSEMENT OF INDIRECT COST – BROWN COUNTY JOB & FAMILY SERVICES**

Motion moved by Mr. Geschwind to approve the request of David M. Sharp, Director, Brown County Job & Family Services, for the reimbursement of the second half payment of indirect costs for calendar year 2012: \$19,806.50 to be expensed from Human Service Fund (H01) line H-15 (Other Expenses) to the County General Fund receipt code 450 (reimbursements). Second: Mr. Applegate

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

**9/11/12**

Commissioner Ralph Jennings and Commissioner William R. Geschwind attended the Safe Communities Awards at the Brown County Educational Services Center in Georgetown, Ohio.

Commissioner Ralph Jennings and Commissioner William R. Geschwind attended the BET/LEPC Meeting held at the Emergency Management Agency Office in Georgetown, Ohio.

The Brown County Law Library held their monthly meeting in the Commissioner's Office.

Commissioner Ralph Jennings and Commissioner William R. Geschwind attended the EPA Hearing held at the Joint Vocational School in Georgetown, Ohio regarding an air permit for the Rumpke Landfill.

**9/12/2012**

The Commissioners met with Joni Dotson, Court Administrator, Brown County Common Pleas Court, Clark Gray, Brown County Clerk of Courts, Judge Joseph Worley, Brown County Municipal Court and Judge Scott Gusweiler, Brown County Common Pleas Court, to discuss their 2013 budget.

Commissioner Ralph Jennings and Commissioner William R. Geschwind, met with Rob Wilson, Director, Barb Davis and Beth Henry, employees of the Brown County Communication Center, to discuss operation of the Brown County Communication Center.

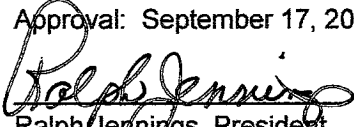
September 12, 2012

**IN THE MATTER TO ADJOURN**

Motion moved by Mr. Applegate to adjourn this meeting with no further business before the Board this day September 12, 2012.  
Second: Mr. Geschwind.

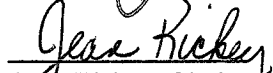
ROLL CALL VOTE: Mr. Jennings, yea    Mr. Geschwind, yea    Mr. Applegate, yea

Approval: September 17, 2012

  
Ralph Jennings, President

absent  
William R. Geschwind, Vice President

  
Tony Applegate, Member

  
Jean Rickey, Clerk

September 12, 2012