

The Board of County Commissioners, Brown County, Ohio, met in regular session this 26th day of August 2019 with the following members present: Tony Applegate, President Daryll R. Gray, Member Barry L. Woodruff, Member

IN THE MATTER OF PREVIOUS MINUTES

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

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

IN THE MATTER OF LEASE AGREEMENT – GROW, INC.

Motion moved by Mr. Gray to enter into a lease agreement with Grow, Inc., lessee, for property known as 9116 Hamer Road, Georgetown, Ohio 45121, beginning July 1, 2019, lessee will pay \$2,500 due and payable in advance on the 1st day of each month to Brown County, lessor, on a month to month basis, lease may be terminated by either party with a 30 day written notice. Second: Mr. Woodruff.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – AUDITOR

Motion moved by Mr. Woodruff to approve the request of Jill Hall, Auditor, for a supplemental appropriation of unappropriated funds from 2022 *Real Estate Assessment* in the amount of \$120,000.00 into 2022-1001-52118 *Contract Services*. Second: Mr. Gray.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

IN THE MATTER OF AMENDED CERTIFICATE

Motion moved by Mr. Gray to accept as a matter of record the following Amended Certificate. Second: Mr. Woodruff.

AMENDED OFFICIAL CERTIFICATE OF ESTIMATED RESOURCES
Office of Budget Commission, Brown County, Ohio
To the **TAXING AUTHORITY OF BROWN COUNTY COMMISSIONERS**

The following is the amended certificate of estimated resources for the fiscal year beginning January 1st, 2019 as revised by the Budget Commission of said County, which shall govern the total appropriations made at any time during such year.

Fund	Unencumbered Balance 1/1/19	Taxes	Other Sources	Total
General Fund	\$ 3,389,984.82	\$2,900,000.00	\$ 7,972,901.00	\$14,262,885.82
Special Revenue	\$17,045,056.71		\$35,582,521.04	\$52,627,577.75

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

IN THE MATTER OF ESTIMATE – FLAUGHER HILL ROAD SITE - 3 – BROWN COUNTY ENGINEER

Motion moved by Mr. Woodruff to approve the request of Todd Cluxton, Brown County Engineer, for the following estimate for the Flaughner Hill Road, Site 3 project. Second: Mr. Gray.


ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

PROJECT DESCRIPTION: FLAUGHER HILL ROAD – SITE 3

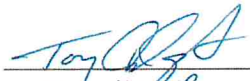
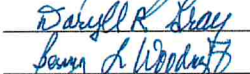

ESTIMATE

Item No.	ODOT SPEC. NO.	Description	Units	Quantities	Unit Prices		Total Cost		
					Dollar	Cts	Dollar	Cts	
RETAINING WALLS									
4.	507	Steel Piles, Misc.: HP 12 x 53 Steel Beam	FT.	221	40	00	8840	00	
5.	524	Drilled Shafts, 30" Diameter, Above Bedrock	FT.	130	60	00	7800	00	
6.	524	Drilled Shafts, 30" Diameter, Into Bedrock	FT.	91	70	00	6370	00	
7.	524	Drilled Shafts, Misc.: Plug Pile, 30" Diameter, Unreinforced	FT.	252	60	00	15120	00	
MAINTENANCE OF TRAFFIC									
8.	614	Maintaining Traffic	LUMP	LUMP	2500	00	2500	00	
9.	624	Mobilization	LUMP	LUMP	5000	00	5000	00	

Respectfully Submitted:


Todd Cluxton
Brown County Engineer
Date: 8-19-19



Grand Total \$51,945.00

August 26, 2019

PROJECT DESCRIPTION: FLAUGHER HILL ROAD – SITE 3

ESTIMATE

Item No.	ODOT SPEC. NO.	Description	Units	Quantities	Unit Prices		Total Cost	
					Dollar	Cts	Dollar	Cts
ROADWAY								
1.	203	Embankment	Cu. Yd.	67	25	00	1675	00
2.	606	Guardrail, Type 5 w/steel post	FT.	75	50	00	3750	00
EROSION CONTROL								
3.	659	Seeding and Mulching	Sq. Yd.	89	10	00	890	00

IN THE MATTER OF BID OPENING – 2019 MARTIN HILL ROAD GABION BASKETS - ENGINEER

A bid opening was held this day in the office of the Board of Commissioners at 10:00 a.m. for the Martin Hill Road Gabion Baskets; the following bids were received timely:

Sunesis Construction Co.	\$52,300.00
Cooper's Excavating	\$17,900.00
Towne Construction Services	\$33,090.00
Evans Landscaping	\$39,805.00

In attendance: Jim Snyder, Sunesis Construction Co., Edmund McVey, Cooper's Excavating, and Matt Stephens, Towne Construction. Bids will be forwarded to the BC Engineer for review and awarded at a later date.

IN THE MATTER TO ENTER A SUBGRANT AGREEMENT - PROSECUTOR

Motion moved by Mr. Woodruff to enter a subgrant agreement on behalf of the Brown County Drugs and Major Crime Task Force with Office of Criminal Justice Services, 1970 West Broad Street, Columbus, Ohio 43218-2032 award period is from 7/1/2019 through 6/30/2020, OCJS Funds 7,484.97 with a Cash Match of \$2,494.99 for a project total of \$9,979.96, Subgrant Number: 2018-DL-LEF-5823A. Second: Mr. Gray.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

IN THE MATTER OF RESOLUTION AUTHORIZING THE SALE OF FORFEITED REAL PROPERTY AND AUTHORIZING THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A DEED TRANSFERRING SAID REAL PROPERTY – PROSECUTOR

Motion moved by Mr. Woodruff to adopt the following resolution. Second: Mr. Gray.

RESOLUTION NO. 08262019

The Board of County Commissioners, Brown County, Ohio, met in regular session on the 26th day of August, 2019, with the following members present:

- Tony Applegate, President
- Barry Woodruff, Member
- Daryll Gray, Member

RESOLUTION AUTHORIZING THE SALE OF FORFEITED REAL PROPERTY AND AUTHORIZING THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A DEED TRANSFERRING SAID REAL PROPERTY

Mr. Woodruff moved for the adoption of the following Resolution:

WHEREAS, the Brown County Board of County Commissioners FBO the Brown County Drug and Major Crimes Task Force is the owner of property located at 10707 Eastside Road, in Clark Township, Brown County, Ohio, and identified by Parcel Identification Number 03-002436.0200 (the "Eastside Road Property") pursuant to an agreed forfeiture from Shane M. Jarvis and Jeffery L. Jarvis as a result of criminal proceedings instituted by the Brown County Drug and Major Crimes Task Force under Brown County Court of Common Pleas Case No. CRI2018-2095 and pursuant to a Quit Claim Deed recorded on August 19, 2019; and

WHEREAS, the Brown County Board of County Commissioners FBO the Brown County Drug and Major Crimes Task Force is the owner of property located at 12697 Heaton Road, Eagle Township, Brown County, Ohio, and identified by Parcel

Identification Number 07-006880.0200 (the "Heaton Road Property") pursuant to an agreed forfeiture from Delbert Malott, Jr. as a result of criminal proceedings instituted by the Brown County Drug and Major Crimes Task Force under Brown County Court of Common Pleas Case No. CRI2018-2256 and pursuant to a Quit Claim Deed recorded on March 20, 2019; and

WHEREAS, Ohio Revised Code Section 2981.12 provides that property forfeited through a court order may be sold without appraisal at a public auction, to the highest bidder for cash following notice of the proposed sale given in accordance with Ohio Law; and

WHEREAS, the Board of County Commissioners has been advised by the Brown County Drug and Major Crimes Task Force that the Eastside Road Property and the Heaton Road Property is not needed for use by the Brown County Drug and Major Crimes Task Force; and

WHEREAS, the Board of County Commissioners now desires to dispose of the Eastside Road Property and the Heaton Road Property in accordance with the provisions of Ohio Revised Code Sections 2981.12, 307.09 and 307.10; and

WHEREAS, the Board of County Commissioners desires to have the Eastside Road Property and the Heaton Road Property sold at public auction through the Brown County Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Brown County, Ohio, with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board finds that the property located 10707 Eastside Road, in Clark Township, Brown County, Ohio, and the 12697 Heaton Road, Eagle Township, Brown County, Ohio are not needed for public use nor for use by the law enforcement agency who instituted the criminal proceedings which resulted in its forfeiture.

SECTION II

That the properties be offered for sale, without appraisal, at public auction, to the highest bidder for cash under the following rules and conditions:

- A. The properties will be sold through the Brown County Sheriff's public auction.
- B. The properties will be sold on October 7, 2019, at 1:00 p.m. local time.
- C. Notice of the sale will be given at least thirty (30) days prior to the date of the auction in the Brown County Press, a paper of general circulation in the county.
- D. The properties are being sold "as is."
- E. The successful bidder(s) of each property must pay a deposit of \$5,000.00 on the date of the auction, by certified check payable to the Brown County Treasurer with appropriate identification, and the balance shall be paid by certified check payable to the Brown County Treasurer within thirty (30) days of the date of auction.
- F. In the event the successful bidder(s) does not fulfill the obligations identified in Item F above, the successful bidder(s) shall forfeit the deposit of \$5,000.00 and the property shall be re-auctioned.
- G. The successful bidder(s) shall be responsible for completing the transfer of the Property and payment of the taxes, real estate transfer fees and deed recording fees.
- H. The Board reserves the right to withdraw the properties from the auction at any point prior to the sale by auction and the Board reserves the right to reject all bids. If the Board rejects the bids, the deposit will be returned to the bidder.

SECTION III

That upon full payment by the successful bidder, the President of the Board of County Commissioners of Brown County, Ohio, is authorized to execute a Deed transferring the Property to the successful bidder.

SECTION IV

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Gray seconded the motion and on roll call, the vote resulted as follows:

Mr. Applegate	<u>yea</u>
Mr. Woodruff	<u>yea</u>
Mr. Gray	<u>yea</u>

IN THE MATTER OF EXECUTIVE ORDER

Motion moved by Mr. Gray to adopt the following Executive Order. Second: Mr. Woodruff.

Executive Order No. 08262019-01

**An Executive Order Establishing
The Brown County Complete Count Committee**

- Whereas,* the Constitution of the United States mandates a headcount every 10 years of everyone residing in all 50 states and territories; and
- Whereas,* the first Census was conducted in 1790 and it has been conducted every 10 years since then, therefore the next Census will be taken in 2020; and
- Whereas,* the federal government uses Census data to make decisions about the level and types of federal funding our community will receive, including the funds for education, public transportation, elderly programs, and many other programs.

Now, therefore, I, Tony Applegate, Commissioner, do hereby order and direct the following:

1. The Complete Count Committee for Brown County is hereby created.
2. The Committee shall encourage all residents of Brown County to complete their Census forms.
3. The Committee shall consider the unique characteristics of Brown County and develop strategies to ensure participation in the census.
4. The Committee shall include designees selected by organizations with experience in government, workforce development, faith-based community, education, media, technology, community organizations, businesses, and such other representatives from our community needed to ensure a complete count of all residents in Brown County.
5. The Committee shall target the unique characteristics of the Brown County to further ensure participation in the Census.

IN THE MATTER TO ADJOURN

Motion moved by Mr. Woodruff to adjourn this meeting with no further business before the Board this 26th day of August, 2019. Second: Mr. Gray.

ROLL CALL VOTE: Mr. Woodruff, yea Mr. Gray, yea Mr. Applegate, yea

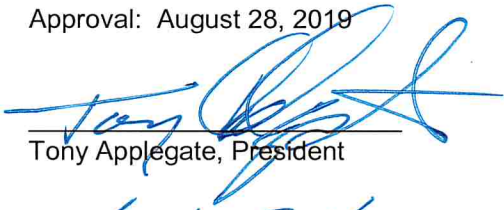
8/22/19
Commissioner, Barry Woodruff, attended the GRIT Meeting, Piketon.

8/23/19
Commissioner, Barry Woodruff, and Assis. Clerk, Miranda Hanselman, attended the CORSA Annual Membership Meeting.

8/26/19
Commissioner, Barry Woodruff, met with Brian Carrington, Xtreme Carpet Cleaning. Commissioners held a Complete County Committee Meeting to prepare and plan for the upcoming 2020 Census. In attendance: Kathryn Greene, Lake Lorelei POA, Inc., Jim Frazier, Brown County ESC, Denise Neu, ABCAP, and Al Norris, ABCAP.

August 26, 2019

Approval: August 28, 2019



Tony Applegate, President



Daryll Gray, Member



Barry Woodruff, Member



Sarah Beath, Clerk

August 26, 2019