

The Board of County Commissioners, Brown County, Ohio, met in regular session this February 3, 2014 with the following members present. Mr. Barry Woodruff, President Mr. Daryll Gray, Member Mr. Tony Applegate, Member

THE MATTER OF PREVIOUS MINUTES

Motion moved by Mr. Gray approved the minutes of the previous regular meeting and dispense with the oral reading. Second: Mr. Applegate.

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

IN THE MATTER OF PERSONNEL – BROWN COUNTY COMMUNICATION CENTER

Motion moved by Mr. Applegate upon the recommendation of Rob Wilson, Director, Brown County Communication Center, pursuant to the FOP contract previously approved by the Board of Commissioners for the period of January 1, 2012 – December 31, 2014, to increase the following employees rate of pay. Increase Christy Ellis's base rate of pay effective February 25, 2014 to \$14.20 per hour, increase Jason Jackson's base rate of pay effective January 30, 2014 to \$11.60 per hour and increase Samantha Liming's base rate of pay effective January 11, 2014 to \$17.25 per hour. Second: Mr. Gray.

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

IN THE MATTER OF RESOLUTION – DECLARING THE NECESSITY OF LEVYING A TAX AND REQUESTING THE COUNTY AUDITOR TO CERTIFY – PUBLIC LIBRARIES

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

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

RESOLUTION FOR AUDITOR'S CERTIFICATE

The Board of Commissioners, Brown County, Ohio, met in regular session on the 3rd day of February, 2014, at the office of said Board, with the following members present:

- Barry Woodruff
- Daryll Gray
- Tony Applegate

Mr. Applegate moved the adoption of the following resolution:

**BOARD OF COMMISSIONERS
BROWN COUNTY, OHIO**

RENEWAL LEVY IN SUPPORT OF BROWN COUNTY PUBLIC LIBRARIES

RESOLUTION DECLARING THE NECESSITY OF LEVYING A RENEWAL OF AN EXISTING TAX IN EXCESS OF THE TEN-MILL LIMITATION AND REQUESTING THE COUNTY AUDITOR TO CERTIFY MATTERS IN CONNECTION THEREWITH

(R.C. Sections 5705.03, 5705.19) Renewal Levy

Whereas, this Board of Commissioners, Brown County, Ohio, is currently levying a one (1) mill 5-year levy, for the purposes of providing additional funds to public libraries within Brown County, Ohio, for public library services, approved by the voters of Brown County, Ohio on November 3, 2009, and first placed on the tax list and duplicate in 2009 (the "Original Levy") for collection years 2010, 2011, 2012, 2013 and 2014; and

Whereas, this Board of Commissioners, Brown County, Ohio, wishes to initiate proceedings for the submission to the electors of Brown County, Ohio, at the primary election to be held May 6, 2014, the question of a renewal of the Original Levy;

Whereas, pursuant to Section 5705.03 of the Ohio Revised Code as amended by AM. Sub. S.B. No. 201 enacted by the 122nd General Assembly, this Board of Commissioners is required to certify to the county auditor a resolution requesting the county auditor to certify certain matters in connection with such a renewal of the Original Levy:

February 3, 2014

BROWN COUNTY BOARD OF ELECTORS FEB 03 2014 11:03

SECTION 1. That the amount of taxes which may be raised by levy within the ten mill limitation set by Section 5705.02 of the Ohio Revised Code on the taxable property within the incorporated and unincorporated areas of Brown County, Ohio, will be insufficient to provide an adequate amount for the necessary requirements of Brown County.

SECTION 2. That pursuant to the provisions of Ohio Revised Code Section 5705.19(D) of the Ohio Revised Code, it is necessary to renew the Original Levy in excess of the ten-mill limitation, upon the taxable property within the incorporated and unincorporated areas of Brown County, Ohio, for the benefit of the incorporated and unincorporated areas of Brown County, for the purpose of providing additional funds to public libraries within Brown County, Ohio, for public library services.

SECTION 3. That said renewal levy shall be in effect for a period of five years, and shall be placed on the tax list and duplicate beginning January 2014 and covering the following tax years: 2014, 2015, 2016, 2017, and 2018, with first collection in January 2015, at the rate for each year not to exceed one mill on each dollar of the tax valuation, which amounts to ten cents for each one hundred dollars of tax valuation, of the taxable property within the unincorporated and incorporated areas of Brown County, Ohio, in excess of the ten mill limitation set by Section 5705.02 of the Ohio Revised Code;

SECTION 4. If passed, the funds generated by this renewal levy will be divided (apportioned) between the Brown County Library District and the Union Township Library as follows:

Brown County Library District: 72%
Union Township Library: 28%

SECTION 5. That the question of the passage of said renewal tax levy shall be submitted to the electors of this county at the (primary) election to be held on May 6, 2014.

SECTION 6. That it is found and determined that all formal actions of this Board of Commissioners concerning and relating to the adoption of this resolution were adopted in an open meeting of this Board of Commissioners, and that all deliberations of this Board of Commissioners, and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the rules of this Board of Commissioners adopted in accordance therewith.

The Clerk of the Board of Commissioners be, and is hereby directed to certify a copy of this Resolution to the Brown County Board of Elections prior to the time provided by law, and to notify said Board of Elections to make the necessary arrangements for the submission of said question to the electors of said Brown County, Ohio, as provided by law and to notify said Board of Elections to cause notice of election of the question of levying said tax to be given according to law for the May 6, 2014 (primary) election.

Mr. Gray seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Commissioner Barry Woodruff *Barry Woodruff*
Commissioner Daryll Gray *Daryll R. Gray*
Commissioner Tony Applegate *Tony Applegate*

Attest:

Jean Rickey, Clerk

IN THE MATTER OF RESOLUTION – AUTHORIZING THE ISSUANCE OF \$750,000.00 REAL ESTATE ACQUISITION LIMITED TAX GENERAL OBLIGATION BOND ANTICIPATION NOTES, 2014 RENEWAL FOR THE PURPOSE OF REFINANCING NOTES ORIGINALLY ISSUED FOR THE PURPOSE OF ACQUIRING ALL INTEREST OF BROWN COUNTY REGIONAL HEALTHCARE IN CERTAIN REAL PROPERTY OWNED BY THE BOARD OF COUNTY COMMISSIONERS

Motion moved by Mr. Gray to adopt the following resolution. In attendance: Abbot Thayer, Esq., Peck Shaffer & Williams. Second: Mr. Woodruff.

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

February 3, 2014

The Board of County Commissioners of the County of Brown, Ohio, met in regular session on the 3rd day of February, 2014, at the office of said board, in the Brown County Administration Building, 800 Mt. Orab Pike, Georgetown, Ohio, with the following members present: Barry Woodruff – Daryll Gray – Tony Applegate

Commissioner Gray moved the passage of the following resolution:

RESOLUTION NO. 02032014

COUNTY OF BROWN, OHIO

RESOLUTION AUTHORIZING THE ISSUANCE OF \$750,000 REAL ESTATE ACQUISITION LIMITED TAX GENERAL OBLIGATION BOND ANTICIPATION NOTES, 2014 RENEWAL, FOR THE PURPOSE OF REFINANCING NOTES ORIGINALLY ISSUED FOR THE PURPOSE OF ACQUIRING ALL INTERESTS OF BROWN COUNTY REGIONAL HEALTHCARE IN CERTAIN REAL PROPERTY OWNED BY THE BOARD OF COUNTY COMMISSIONERS.

WHEREAS, this board of county commissioners heretofore determined by appropriate resolution to acquire all interests of Brown County Regional Healthcare in certain real property owned by the board of county commissioners, which real property is located in the Village of Mt. Orab, Brown County, Ohio; and

WHEREAS, this board of county commissioners has requested the county auditor to issue her certificate as to the estimated life of the real estate interests to be acquired with the proceeds of the bonds hereinafter referred to, and said county auditor has certified to this board such estimated life as 30 years in accordance with Section 133.20(B)(4)(c) of the Ohio Revised Code and has further certified the maximum maturity of such bonds as thirty (30) years, and of notes in anticipation of the issuance of bonds, as seventeen (17) years; and

WHEREAS, notes issued in anticipation of bonds by this board of county commissioners and are stated to mature on February 13, 2014, and should be renewed in a like principal amount; and

WHEREAS, the board of county commissioners expects to pay the debt charges on the notes and the bonds in anticipation of which they are issued from the General Fund;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Brown County, Ohio:

SECTION 1. That it is necessary to bonds of the county in the principal amount of \$750,000 for the purpose of permanently financing the cost of acquiring all interests of Brown

County Regional Healthcare in certain real property owned by the board of county commissioners.

SECTION 2. That bonds of the county shall be issued in said principal sum of \$750,000 for the purpose aforesaid under authority of the general laws of the State of Ohio, particularly Sections 133.01 to 133.42, inclusive, of the Ohio Revised Code. Said bonds shall be dated approximately February 1, 2015, bear interest at an approximate rate of three and one-quarter percent (3.25%) per annum; payable semiannually, and shall mature in substantially equal annual installments over a period of 30 years.

SECTION 3. That notes shall be issued in anticipation of said bonds and shall be in the amount of \$750,000, which such amount is not in excess of the amount of said bond issue. Said notes shall be dated February 13, 2014, shall bear interest at such rate per annum as is negotiated by the Board of County Commissioners, payable semiannually on August 14, 2014 and February 13, 2015, and shall mature on February 13, 2015, and shall be of such number and denomination as requested by the purchaser.

SECTION 4. That said notes shall bear the manual or facsimile signatures of at least two members of the board of county commissioners and the facsimile or manual signature of the county auditor of Brown County, Ohio, provided that at least one of said officials shall sign manually, and may, but shall not be required to, have affixed the county auditor's seal; they shall be designated "Real Estate Acquisition Limited Tax General Obligation Bond Anticipation Notes, 2014 Renewal" and shall be payable in federal funds of the United States of America at the office of the Brown County Auditor, Georgetown, Ohio.

February 3, 2014

SECTION 5. That said notes shall be sold to First State Bank, Mt. Orab, Ohio at not less than their principal amount plus accrued interest, in accordance with their offer of purchase, which is hereby accepted, and the proceeds from such sale, except any accrued interest thereon, shall be put into the appropriate fund for said acquisition and used for the purpose aforesaid and for no other purpose.

SECTION 6. That said notes shall be the full general obligations of the county and the full faith, credit and revenue of the county are hereby pledged for the prompt payment of the same. The par or discounted value to be received from the sale of the bonds anticipated by said notes and any excess funds, resulting from the issuance of said notes shall, to the extent necessary, be used only for the retirement of said notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 7. That during the year or years while such notes run, there shall be levied on all taxable property in the county, in addition to all other taxes, a direct tax annually not less than that which would have been levied if bonds had been issued without the prior issue of said notes.

SECTION 8. That said tax shall be and is hereby ordered computed, certified, extended and levied upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected.

Said tax shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from said tax levies hereby required shall be placed in a separate and distinct fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of said notes or the bonds in anticipation of which they are issued, when and as the same fall due; provided, however, to the extent other funds are available and appropriated for payment of debt charges, said tax need not be levied.

SECTION 9. That this board of county commissioners, for and on behalf of the County of Brown, Ohio, hereby covenants that it will restrict the use of the proceeds of the notes hereby authorized in such manner and to such extent, if any, and take such other action as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and the regulations prescribed thereunder. The county auditor, or any other officer having responsibility with respect to the issuance of the notes, is authorized and directed to give an appropriate certificate on behalf of the county, on the date of delivery of the notes, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder.

These notes are designated "qualified tax-exempt obligations" for the purposes set forth in Section 265(b)(3) of the Code. The county does not expect to issue more than \$10,000,000 of tax-exempt obligations during the calendar year 2014.

SECTION 10. That the appropriate county officers and officials are hereby authorized and directed to execute and deliver all certificates and closing documents with respect to the issuance of the notes on the recommendation of Peck, Shaffer & Williams LLP, as bond counsel.

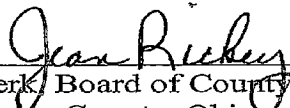
SECTION 11. That this board of county commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this board, and that all deliberations of this board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the law.

SECTION 12. That the clerk of the board is hereby directed to forward a copy of this resolution to the county auditor of Brown County, Ohio.

Commissioner Woodruff seconded the resolution and the roll being called upon its passage, the vote resulted as follows:

Commissioner Woodruff, *yea* Commissioner Gray, *yea* Commissioner Applegate, abstained

PASSED this 3rd day of February, 2014.


 Clerk Board of County Commissioners
 Brown County, Ohio

IN THE MATTER TO APPROVE THE IV-D SERVICE CONTRACT BETWEEN BROWN COUNTY CHILD SUPPORT ENFORCEMENT AGENCY (CSEA) AND BROWN COUNTY COMMON PLEAS COURT

Motion moved by Mr. Applegate to approve the IV-D Service Contract between the Brown County Child Support Enforcement Agency and the Brown County Common Pleas Court for the purchase of services in the amount of \$59,910.41. The effective dates of the contract are January 1, 2014 through December 31, 2014 and will provide the following service for IV-D cases. A court hearing presided over by the magistrate to hear CSEA initiated IV-D motions for contempt, review of sentences, administrative modifications, establishment of child support orders, cash medical orders, etc. Second: Mr. Gray.

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

IN THE MATTER TO APPROVE THE IV-D SERVICE CONTRACT BETWEEN BROWN COUNTY CHILD SUPPORT ENFORCEMENT AGENCY (CSEA) AND BROWN COUNTY PROSECUTOR

Motion moved by Mr. Gray to approve the IV-D Service Contract between the Brown County Child Support Enforcement Agency and the Brown County Prosecutor for the purchase of services in the amount of \$21,215.16. The effective dates of the contract are January 1, 2014 through December 31, 2014 and will provide the following service for IV-D cases. The CSEA agrees to purchase one hour spent for providing legal services, for the CSEA on qualified IV-D cases, including contempts, establishment of orders, cash medical, interstate cases etc. as long as the case is deemed a IV-D case.

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

IN THE MATTER TO APPROVE THE IV-D SERVICE CONTRACT BETWEEN BROWN COUNTY CHILD SUPPORT ENFORCEMENT AGENCY (CSEA) AND THE BROWN COUNTY SHERIFF

Motion moved by Mr. Applegate to approve the IV-D Service Contract between the Brown County Child Support Enforcement Agency and the Brown County Sheriff for the purchase of services in the amount of \$7,168.70. The effective dates of the contract are January 1, 2014 through December 31, 2014 and will provide the following service for IV-D cases. The Sheriff will provide court room security per hour. Second: Mr. Gray.

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

2/3/14

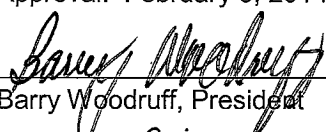
The Commissioners met with Susan Smith, Director, CSEA, to discuss operation of the CSEA.

IN THE MATTER TO ADJOURN

Motion moved by Mr. Gray to adjourn this meeting with no further business before the Board this day February 3, 2014. Second: Mr. Applegate.

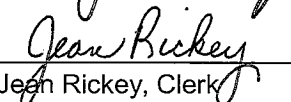
ROLL CALL VOTE: Mr. Gray, yea Mr. Applegate, yea Mr. Woodruff, yea

Approval: February 5, 2014


 Barry Woodruff, President


 Daryll Gray, Member


 Tony Applegate, Member


 Jean Rickey, Clerk

February 3, 2014