

The Board of County Commissioner, Brown County, Ohio, met in regular session this January 30, 2013 with the following members present. Mr. Tony Applegate, President Barry Woodruff, Member Mr. Daryll Gray, Member

**IN THE MATTER OF PREVIOUS MINUTES**

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

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

**IN THE MATTER TO PAYBACK ADVANCES – BROWN COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT**

Motion moved by Mr. Woodruff to approve the request of Kelly Cole, Director, Brown County Department of Economic Development, to pay back the advance from Journal 50, page 2, pay back from D20-9 (CHIP HOME Advance Out) in the amount of \$19,750.00 into 47a (CGF Advance In). Pay back the advance from Journal 50, page 2, pay back from D30-9 (CHIP CDBG Advance Out) in the amount of 6,000.00 into 47a (CGF Advance In). Second: Mr. Gray

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

**IN THE MATTER TO APPROVE BILLS**

Motion moved by Mr. Woodruff to approve the following bills for payment. Second: Mr. Gray.

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

A00	COUNTY	\$ 33,088.78
H01	JOB & FAMILY SERVICES	\$ 10,410.61
S50	CHILDRENS SERVICES	\$ 671.87
B20	PROBATE INDIGENT GUARDIANSHIP F	\$ 1,931.00
P34	SOLID WASTE DISTRICT/HB 592	\$ 821.65
H10	CHILD SUPPORT ENFORCEMENT AGENC	\$ 1,644.35
P340	SEWER & WATER DISTRICT FUND	\$ 59.16
K01	AUTO & GAS	\$ 26,542.58
D20	CHIP HOME 2012	\$ 12,500.00
A25	E-911 ¼% SALES TAX	\$ 2,219.97
A35	LAW LIBRARY RESOURCES FUND	\$ 1,875.31
C43	COMMON PLEAS MEDIATION FEES	\$ 10,000.00
C81	COMMON PLEAS PROBATION	\$ 1,000.00
C45	COMMON PLEAS SPECIAL WORKS	\$ 20,000.00
W50	MARRIAGE LICENSE	\$ 4,955.00
	<b>TOTAL</b>	<b>\$127,720.28</b>

**IN THE MATTER OF RESOLUTION – AUTHORIZING THE ISSUANCE OF \$750,000 REAL ESTATE ACQUISITION LIMITED TAX GENERAL OBLIGATION BOND ANTICIPATION NOTES, 2013 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. Second: Mr. Woodruff.

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

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**RESOLUTION NO. 01302013****COUNTY OF BROWN, OHIO****RESOLUTION AUTHORIZING THE ISSUANCE OF \$750,000 REAL ESTATE ACQUISITION LIMITED TAX GENERAL OBLIGATION BOND ANTICIPATION NOTES, 2013 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 30 years, and of notes in anticipation of the issuance of bonds, as 20 years; and

WHEREAS, notes issued in anticipation of bonds by this board of county commissioners and are stated to mature on February 14, 2013, 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, 2014, bear interest at an approximate rate of six percent (6%) 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 14, 2013, shall bear interest at the rate of three and one-quarter percent (3.25%) per annum, payable semiannually on August 14, 2013 and February 13, 2014, and shall mature on February 13, 2014, 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, 2013 Renewal" and shall be payable in federal funds of the United States of America at the office of the Brown County Auditor, Georgetown, Ohio.

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.

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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 2013.

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.

1/30/13

The Commissioners met with Bruce Preston & John Zuargo from Comp Management and employees of the county to discuss various issues of Workers Compensation.

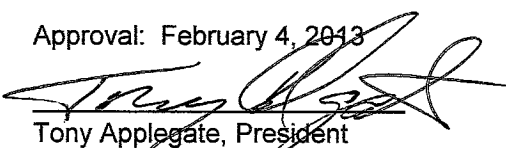
The Commissioners met with Sherri Carbo, Ohio Governor's Office and Lisa Hayes, Ohio Lt. Governor's Office, to discuss various issues.

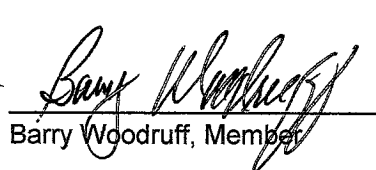
**IN THE MATTER TO ADJOURN**

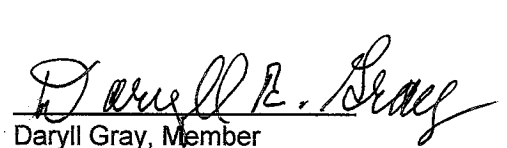
Motion moved by Mr. Gray to adjourn this meeting with no further business before the Board this day January 30, 2013.  
Second: Mr. Woodruff.

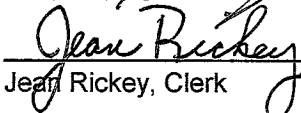
ROLL CALL VOTE: Mr. Gray, yea Mr. Woodruff, yea Mr. Applegate, yea

Approval: February 4, 2013

  
Tony Applegate, President

  
Barry Woodruff, Member

  
Daryll Gray, Member

  
Jean Rickey, Clerk

January 30, 2013