

The Board of County Commissioner, Brown County, Ohio, met in regular session this February 13, 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. Woodruff to approve the minutes of the previous regular meeting and dispense with the oral reading. Second: Mr. Gray.

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

IN THE MATTER TO APPROVE BILLS

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

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

A00	COUNTY	\$ 53,399.09
B01	DOG & KENNEL	\$ 58,655.00
H10	CHILD SUPPORT ENFORCEMENT AGENC	\$ 125.59
A25	E-911 ¼% SALES TAX	\$ 8,563.50
A35	LAW LIBRARY	\$ 122.87
A26	ENHANCED 911 SURCHARGE	\$ 1,527.98
H01	JOB & FAMILY SERVICES	\$ 13,561.13
S50	CHILDRENS SERVICES	\$ 15,001.55
B20	PROBATE INDIGENT GUARDIANSHIP F	\$ 175.00
D30	CHIP CDBG	\$ 800.00
A70	CONCEALED HANDGUN LICENSE FUND	\$ 1,962.00
K01	AUTO & GAS	\$160,308.81
C43	COMMON PLEAS MEDIATION FEES	\$ 1,050.00
C79	INTENSIVE PROBATION PROGRAM	\$ 840.06
C31	MUNICIPAL COURT LEGAL RESEARCH	\$ 281.64
C45	COMMON PLEAS SPECIAL WORKS	\$ 305.00
C80	PROBATION SERVICES FUND	\$ 44.55
J01	REAL ESTATE ASSESSMENT	\$ 3,437.17
A10A	AIRPORT GRANTS	\$ 41,351.35
T10	COMMUNITY DEVELOPMENT & BLOCK G	\$ 5,092.69
P34	SOLID WASTE DISTRICT/HB 592	<u>\$ 46,500.00</u>
	TOTAL	\$413,104.98

IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – BROWN COUNTY COMMUNITY BOARD OF ALCOHOL DRUG ADDICTION AND MENTAL HEALTH SERVICES

Motion moved by Mr. Gray to approve the request of Deanna J. Vietze, Director of Fiscal Services and Contract Compliance, Brown County Community Board of Alcohol, Drug Addiction and Mental Health Services, for a supplemental appropriations of unappropriated T55 (LGIF) funds in the amount of \$56,855.00 into T55-5 (Contract Services). Second: Mr. Woodruff.

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

IN THE MATTER OF POST CERTIFICATE – BROWN COUNTY COMMUNITY BOARD OF ALCOHOL DRUG ADDICTION AND MENTAL HEALTH SERVICES

Motion moved by Mr. Gray to approve the request of Deanna J. Vietze, Director of Fiscal Services and Contract Compliance, Brown County Community Board of Alcohol, Drug Addiction and Mental Health Services, for the following post certificate. Second: Mr. Woodruff.

VENDOR	CODE	AMOUNT
Counseling Source	T45-5	\$292.50

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

IN THE MATTER OF POST CERTIFICATE – BROWN COUNTY COMMUNITY BOARD OF ALCOHOL DRUG ADDICTION AND MENTAL HEALTH SERVICES

Motion moved by Mr. Woodruff to approve the request of Deanna J. Vietze, Director of Fiscal Services and Contract Compliance, Brown County Community Board of Alcohol, Drug Addiction and Mental Health Serives, for the following
(Continued on next page) **February 13, 2013**

post certificate. Second: Mr. Gray

VENDOR	CODE	AMOUNT
The JRS Group	T55-5	\$10,937.50

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

IN THE MATTER OF POST CERTIFICATE – BROWN COUNTY ENGINEER

Motion moved by Mr. Woodruff to approve the request of Todd Cluxton, Brown County Engineer, for the following post certificate. Second: Mr. Gray.

VENDOR	CODE	AMOUNT
AEP Ohio	K-5	\$6,026.90

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

IN THE MATTER TO ENTER INTO CONTRACT FOR HOUSING PRISONERS IN COUNTY – SARDINIA VILLAGE

Motion moved by Mr. Gray to enter into contract with the Sardinia Village to house prisoners in the Brown County Adult Detention Center at a rate of \$50.00 per day for the period of January 1, 2013 thru December 31, 2013. Second: Mr. Woodruff.

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

IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – BROWN COUNTY EMERGENCY MANAGEMENT AGENCY

Motion moved by Mr. Woodruff to approve the request of Beth Nevel, Director, Brown County Emergency Management, for the following supplemental appropriation of unappropriated K-60 (Emergency Management) in the amount of \$30,100.00. Into K60-11 (Salary) in the amount of \$26,000.00, into K60-12 (PERS) in the amount of \$3,700.00 and into K60-13 (Medicare) the amount of \$400.00. Second: Mr. Gray

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

IN THE MATTER OF NOTICE TO BIDDERS – BROWN COUNTY ENGINEER

Motion moved by Mr. Gary to approve the request of Todd Cluxton, Brown County Engineer, for the following Notice to Bidders. Second: Mr. Woodruff.

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

NOTICE TO BIDDERS

Sealed bids will be received by the Board of County Commissioners of Brown County, at Georgetown, Ohio, at the Office of the Clerk of the Board in the County Administration Building, 800 Mt. Orab Pike, Suite 101, Georgetown, Ohio 45121 until 9:00 a.m. on March 4, 2013, for:

Shinkle Ridge Road Landslide Pier Walls

Phase 1

Bidding forms may be obtained at the Office of the Brown County Engineer, or at www.browncountyengineer.org. Bidders must use the printed forms provided therefore as none others will be accepted. Bidding documents shall be fully executed and must contain the full name of each person or company submitting the bid.

Bidding procedures, time of completion, and bonding requirements shall be as detailed in the Information for Bidders.

The right is reserved to reject any and all Bids. The Contract will be awarded to the lowest and best bidder.

Bids will be opened and read at 10:30 am on March 11, 2013.

By order of the Board of Brown County Commissioners, Brown County, Ohio.

Approved for publication in the News Democrat, Georgetown, Ohio on February 21, 2013

February 13, 2013

IN THE MATTER OF NOTICE OF BIDDERS – BROWN COUNTY ENGINEER

Motion moved by Mr. Gray to approve the request of Todd Cluxton, Brown County Engineer, for the following Notice to Bidders. Second: Mr. Woodruff.

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

NOTICE TO BIDDERS

Sealed bids will be received by the Board of County Commissioners of Brown County, at Georgetown, Ohio, at the Office of the Clerk of the Board in the County Administration Building, 800 Mt. Orab Pike, Suite 101, Georgetown, Ohio 45121 until 9:00 a.m. on March 4, 2013, for:

Ripley Road Landslide Pier Walls – Site 4

Bidding forms may be obtained at the Office of the Brown County Engineer, or at www.browncountyengineer.org. Bidders must use the printed forms provided therefore as none others will be accepted. Bidding documents shall be fully executed and must contain the full name of each person or company submitting the bid.

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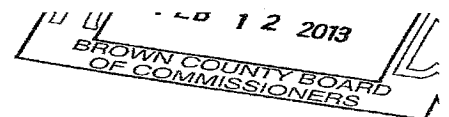
Approved for publication in the News Democrat, Georgetown, Ohio on February 21, 2013.

IN THE MATTER TO JORNALIZE ANNEXATION PETITION TO MT ORAB VILLAGE (59.092 ACRES)

Motion moved by Mr. Gary to enter into the journal the following Annexation to the Mt. Orab Village. Second: Mr. Woodruff.

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

PETITION FOR ANNEXATION



To: The Board of County Commissioners
Brown County, Ohio

The undersigned being all of the owners of the real estate in the unincorporated territory of the townships hereby request the annexation of that territory to the Village of Mt. Orab, Brown County, Ohio pursuant to Ohio Revised Code Section 709.02, 709.021, and 709.023.

A. There are five owners of the real estate in the territory proposed for annexation. They are William B. Lucas and Lisa Lucas, husband and wife, James R. Lucas, an unmarried person, Chris Gray, an unmarried person, and William K. McCord, an unmarried person. The five owners have signed the petition below and have dated their signatures.

B. A full and accurate legal description of the perimeter of the territory proposed for annexation is attached hereto and incorporated herein by reference. An accurate map or plat of the territory proposed for annexation is submitted along with this petition and is also incorporated herein by reference.

C. Richard L. Goettke, Solicitor for the Village of Mt. Orab, Ohio, is hereby appointed as agent for the petitioners as required by Ohio Revised Code Section 709.02 to do any and all things necessary and essential in order to obtain the proposed annexation of the territory described in the attached exhibit to the Village of Mt. Orab, Brown County, Ohio without any further expressed consent of the petitioners.

The territory proposed for annexation does not exceed 500 acres.

2/13/13 The territory proposed for annexation shares a contiguous boundary with the Village of Mt. Orab, Brown County, Ohio, for a continuous length of at least 5% of the perimeter of the territory proposed for annexation.

2/13/13 The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.

2/13/13 By separate ordinance or resolution adopted under Ohio Revised Code Section 709.23(C), the Village of Mt. Orab, Brown County, Ohio, will agree to provide services specified therein.

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If a street or highway will be divided or segmented by the boundary line between the township and the Village of Mt. Orab, Brown County, Ohio, as to create a road maintenance problem, the Village of Mt. Orab, Brown County, Ohio will agree to assume the maintenance of that street or highway or to otherwise correct the problem.

This petition is signed by all of the owners of the unincorporated territory of the townships proposed for annexation. Annexation proceedings shall be conducted under Ohio Revised Code Section 709.023. As such, the following language in bold face capital letters is placed immediately above the heading for the place of the signatures.

"WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR IN EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THE SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE."

Date: 1-11-2013

William B. Lucas
William B. Lucas

Date: 1-11-2013

Lisa M. Lucas
Lisa M. Lucas

Date: 2-11-2013

James R. Lucas
James R. Lucas

Date: 1-30-13

Chris Gray
Chris Gray

Date: 2/7/13

William K. McCord
William K. McCord

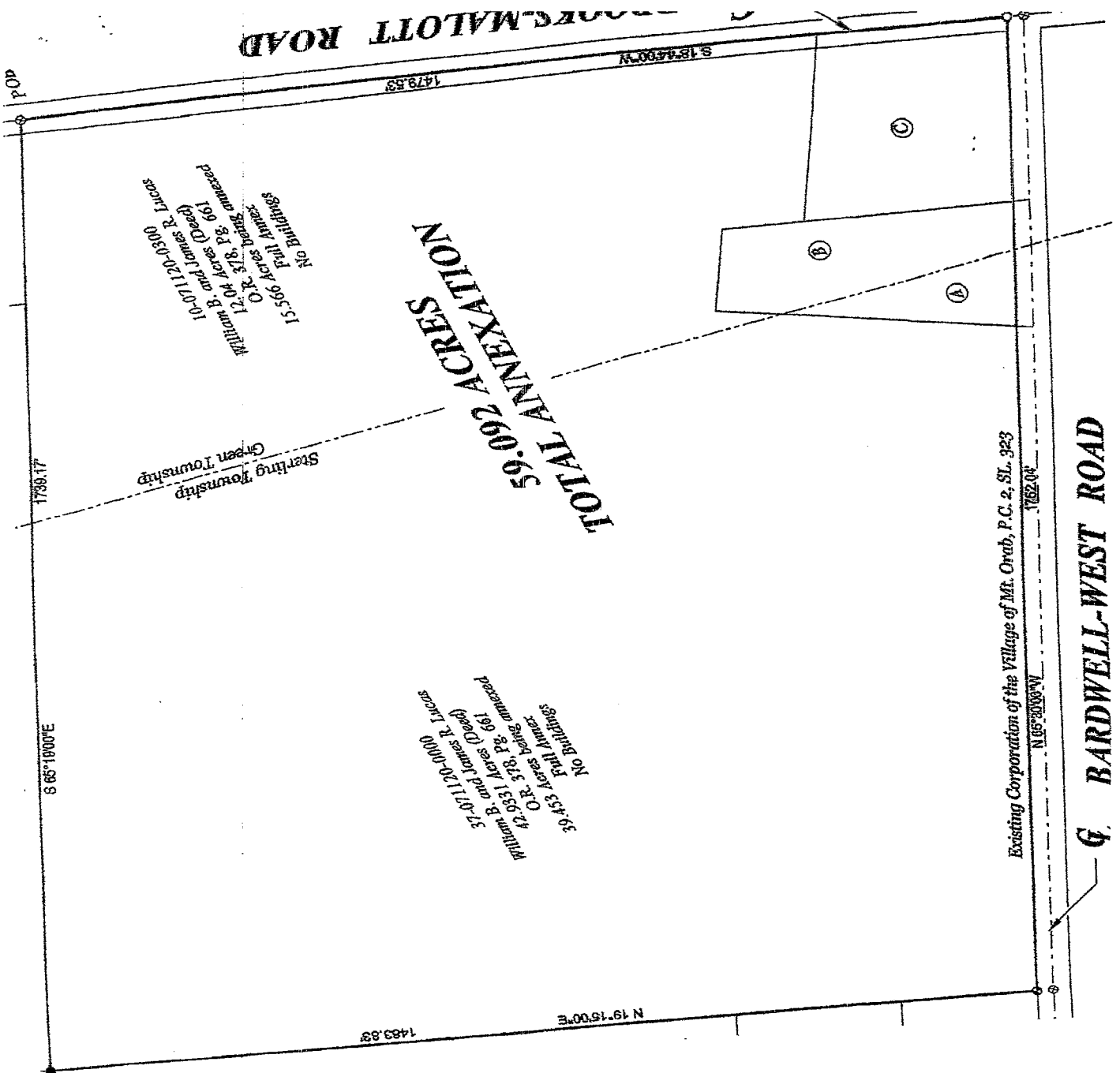
Situate in J. O'Hara and N. Bowsman's Military Survey No.4451, Sterling Township and Green Township, Brown County, Ohio and being 39.453 Acres of the land identified as parcel 37-071120-0000, conveyed to William B. and James R. Lucas in Official Record Book 378, page 661 in the Brown County, Ohio Recorder's Office and being 15.566 Acres of the land identified as parcel 10-071120-0300 conveyed to William B. and James R. Lucas in Official Record Book 378, page 661 in the Brown County, Ohio Recorder's Office and being 0.544 Acres of the land identified as 37-071120-0400 conveyed to Chris Gray in Deed Book 269, page 431 in the Brown County, Ohio Recorder's Office and being 1.293 Acres of the land identified as 10-071120-0400 conveyed to Chris Gray in Deed Book 269, page 431 in the Brown County, Ohio Recorder's Office and being 2.236 Acres of the land identified as 10-071120-0100 conveyed to William K. McCord in Official Record Book 158, page 406 in the Brown County, Ohio Recorder's Office and being bounded and more particularly described as follows:

Beginning at an iron spike found on the centerline of Brooks-Malott Road, said point being the most southeasterly corner of Geneva Gentry's 3.000 Acre tract as recorded in Official Record Book 261, page 191 in the Brown County, Ohio Recorder's Office;
Thence with the centerline of said Brooks-Malott Road South 18 degrees 44 minutes 00 seconds West a distance of 1479.53 feet to a railroad spike set on the existing corporation line of the Village of Mt. Orab as recorded in Plat Cabinet 2, Slide 323 in the Brown County, Ohio Recorder's Office;
Thence with the said existing Village of Mt. Orab corporation line North 65 degrees 30 minutes 00 seconds West a distance of 1752.04 feet to a 1" iron pin set on the line of Maggie aka Maggie M. aka Mary M. Wood's 1.000 Acre tract;
Thence with the line of said Wood's 1.000 Acre tract and continuing with the line of Mary Magdalene Wood aka Magdalene Wood's 0.838 Acre tract and continuing with the line of Kathy Gast North 19 degrees 15 minutes 00 seconds East a distance of 1483.83 feet to a 5/8" iron pin found corner to Geneva Gentry's 129.00 Acre tract;
Thence with the line of said Gentry's 129.00 Acre tract and continuing with the line of said Gentry's 3.000 Acre tract South 65 degrees 19 minutes 00 seconds East a distance of 1739.17 feet to the place of beginning,
CONTAINING 59.092 ACRES more or less subject, however, to all legal highways and easements of record, and being 0.849 Acres in the right-of-way of Brooks-Malott Road.

Basis of bearing is the record bearing South 18 degrees 44 minutes 00 seconds West, established by R. E. Satterfield's February 1979 survey, 2T-109-381 and all other bearings and distances were measured in the field.

Surveyed by Christopher S. Renshaw, P.S. No. 8319 on 12 December 2012.

DHD-MO12064



LIST OF ALL TRACTS, LOTS, OR PARCELS
 IN TERRITORY PROPOSED FOR ANNEXATION
 PURSUANT TO OHIO REVISED CODE SECTION 709.02 (D)

Name and Address	Parcel Number	Description
William B. Lucas	37-071120-0000	39.453 A
Lisa Lucas 2813 Crittwoods Court Cincinnati, Ohio 45244	10-071120-0300	15.566 A
James R. Lucas 109 Driftwood Drive Lexington, South Carolina 29072	37-071120-0000 10-071120-0300	39.453 A 15.566 A
Chris Gray 723 Palenstine Street New Richmond, Ohio 45157	37-071120-0400 10-071120-0400	0.544 A 1.243 A
William K. McCord 3407 Bardwell West Road Mt. Orab, Ohio 45154	10-071120-0100	2.236 A

(Continued on next page)

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LIST OF ALL TRACTS, LOTS, OR PARCELS
LOCATED ADJACENT TO THE TERRITORY OR DIRECTLY
ACROSS THE ROAD FROM IT
PURSUANT TO OHIO REVISED CODE SECTION 709.02 (D)

<u>Name and Address</u>	<u>Parcel Number</u>	<u>Description</u>
Geneva Gentry 15188 Brooks Malott Rd. Mt. Orab, Ohio 45154	10-018024-0100 37-071700-0000	3.000 A 129.000 A
Kathy Gast P.O. Box 170 Mt. Orab, Ohio 45154	37-071140-0000	45.22 A
Mary Magdalene Wood Aka Magdalene Wood 3254 Bardwell West Road Mt. Orab, Ohio 45154	37-073016-0000	0.838 A
Maggie Wood Aka Maggie M. Wood Aka Mary M. Wood 3253 Bardwell West Road Mt. Orab, Ohio 45154	37-073012-0000	1.000 A
Southern State Community College 100 Hobart Drive Hillsboro, Ohio 45133	44-071120-0200 11-071120-0200	57.693 A 5.686 A
Margaret A. Wood, Trustee P.O. Box 177 Mt. Orab, Ohio 45154	11-019336-0000	53.442 A
Gary Bodley 15345 Bodman Road Mt. Orab, Ohio 45154	10-018976-0000	94.516 A
Raymond Bodley 4166 Crestview Drive Loveland, Ohio 45140	10-018976-0000	94.516 A

IN THE MATTER OF PROCLAMATION – FCCLA WEEK

Motion moved by Mr. Gary to adopt the following Proclamation. Second: Mr. Woodruff.

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

Proclamation

**FCCLA Week, February 10-16, 2013
“Make Your Mark”**

WHEREAS, Family, Career and Community Leaders of America, the national nonprofit student organization for Family and Consumer Sciences students through grade 12, helps youth assume their roles in society through Family and Consumer Sciences education in areas of personal growth, family life, vocational preparation, and community involvement; and

WHEREAS, the organization extends classroom learning through chapter projects that develop leadership and initiative and helps young men and women learn how to plan, make decisions and carry out and evaluate programs of action as they work with other youth and adults in their school and community; and

WHEREAS, Family, Career and Community Leaders of America, offers members an opportunity to work together for common purposes for the improvement of themselves, their families and their communities; and

WHEREAS, The week of February 10 through 16, 2013, has been designated NATIONAL FCCLA WEEK with the theme, “Make Your Mark”.

NOW, THEREFORE, we the Brown County Board of Commissioners, hereby proclaim the week beginning February 10th as NATIONAL FCCLA WEEK in Brown County and urge all citizens to acquaint themselves with the activities and values of Family, Career and Community Leaders of America, to show interest in it and give help and encouragement to these young men and women who are working to achieve knowledge and experience that will help prepare them for future responsibilities as active and concerned adult members of society.

IN THE MATTER OF PROCLAMATION – FFA WEEK

Motion moved by Mr. Gary to adopt the following Proclamation. Second: Mr. Woodruff.

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

(Continued on next page)

February 13, 2013

— PROCLAMATION —



Whereas, FFA and agricultural education provide a strong foundation for the youth of America and the future of the food, fiber and natural resources systems; and

Whereas, FFA promotes premier leadership, personal growth and career success among its members; and

Whereas, agricultural education and FFA ensure a steady supply of young professionals to meet the growing demands in the science, business and technology of agriculture; and

Whereas, the FFA motto—"learning to do, doing to learn, earning to live, living to serve"— gives direction of purpose to these students who take an active role in succeeding in agricultural education; and

Whereas, FFA promotes citizenship, volunteerism, patriotism and cooperation.

Therefore, we the Brown County Board of Commissioners do hereby proclaim the week of February 16 through 23, 2013 as FFA Week.

IN THE MATTER OF BROWN COUNTY LOCAL REVIEW COMMITTEE

Motion moved by Mr. Gray to approve the list of persons chosen by the Brown County Board of Commissioners to serve on the Brown County Local Review Committee for the upcoming grant cycle. Barry Woodruff, Brown County Commissioner, Jeff Ratliff, Finance, Beck Cropper, Brown County Extension Services, Heather Utter, Brown County Farm Bureau and Kelly Cole, Brown County Development. Second: Mr. Woodruff.

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

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

Motion moved by Mr. Woodruff 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 \$55.79 per hour. The Prosecutor's Office will provide legal evaluation and review of each case referred from the CSEA to determine appropriation legal action, immediately notify the CSEA of the need to provide location services in the event of failure of service, provide CSEA with the IV-D Contractor Monthly Expense Report and the IV-D Contractor Invoice by the 10th day of each month, meeting with the CSEA, upon request, to discuss problems, concerns or operation of mutual concern and provide legal services for Program Procedures when necessary. The contract period is from January 1, 2013 to December 31, 2013. The Contract Price: \$69,620.17. Second: Mr. Gray.

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

IN THE MATTER TO ENTER INTO EXECUTIVE SESSION

Motion moved by Mr. Gray to inter into Executive Session at 2:45 p.m. with Jessica Little, Brown County Prosecutor, to discuss personnel. Second: Mr. Woodruff.

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

IN THE MATTER TO LEAVE EXECUTIVE SESSION

Motion moved by Mr. Gray to leave Executive Session at 3:05 p.m. Second: Mr. Woodruff.

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

2/7/13

The Commissioners met with Judge Scott Gusweiler, Brown County Common Pleas Court, to discuss various issues of the county.

Commissioner Tony Applegate attended the OVRC&D Meeting in Chillicothe, Ohio.

2/9/13

Commissioner Barry Woodruff and Commissioner Daryll Gray, attended a dinner and fundraiser in Georgetown, Ohio.

Commissioner Barry Woodruff and Commissioner Daryll Gray, attended an event held at the Russellville Fire Station in Russellville, Ohio.

February 13, 2013

2/10/13 – 2/12/13

The Commissioners attended the CCAO Commissioner Training Seminar for New & Veteran County Commissioners in Mt. Sterling, Ohio.

2/13/13

The Commissioners met with Susan Smith, Director, Brown County Child Enforcement Agency, to discuss operation of the Brown County Child Enforcement Agency.

The Commissioners met with John Taylor, resident of Hamersville, Ohio, to discuss the Brown County Veterans Services.

The Commissioners met with Jessica Little, Brown County Prosecutor, to discuss various issues in the county.

The Commissioners met with Rob Wilson, Director, Brown County Communication Center and Beth Henry, Brown County Communication Center, to discuss operation of the Brown County Communication Center.

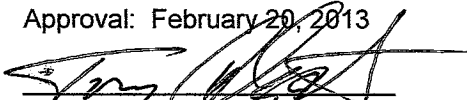
IN THE MATTER TO ADJOURN

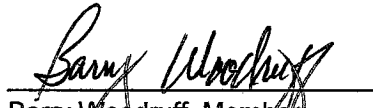
Motion moved by Mr. Gray to adjourn this meeting with no further business before the Board this day February 13, 2013.

Second: Mr. Woodruff.


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

Approval: February 20, 2013


Tony Applegate, President


Barry Woodruff, Member


Daryll Gray, Member


Jean Rickey, Clerk

February 13, 2013