

The Board of County Commissioners, Brown County, Ohio, met in regular session this October 31, 2011 with the following members present:

Mr. Ralph Jennings, President
 Mr. William R. Geschwind, Vice President
 Mr. Rick Eagan, Member

IN THE MATTER OF PREVIOUS MINUTES

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

ROLL CALL VOTE
 Mr. Eagan, yea
 Mr. Geschwind, yea
 Mr. Jennings, yea

IN THE MATTER OF APPROPRIATION
 CHANGE – BROWN COUNTY ENGINEER

Motion moved by Mr. Eagan to approve the request of Todd Cluxton, Brown County Engineer, for the following appropriation change. Decrease K-9 (Workers Comp) in the amount of \$1,549.47, Decrease K-22 (Workers Comp) in the amount of \$4,769.93, Decrease K-35 (Workers Comp) in the amount of \$2,453.83 and Increase K-27 (Equipment) in the amount of \$8,773.23.
 Second: Mr. Geschwind.

ROLL CALL VOTE
 Mr. Eagan, yea
 Mr. Geschwind, yea
 Mr. Jennings, yea

IN THE MATTER OF SUPPLEMENTAL
 APPROPRIATION – BROWN COUNTY
 ENGINEER

Motion moved by Mr. Geschwind to approve the request of Todd Cluxton, Brown County Engineer, for a supplemental appropriation of unappropriated P34 (Sewer & Water District Fund) funds in the amount of \$14,000.00 into P34-15 (Other Expenses). Second: Mr. Eagan.

ROLL CALL VOTE
 Mr. Eagan, yea
 Mr. Geschwind, yea
 Mr. Jennings, yea

IN THE MATTER OF SUPPLEMENTAL
 APPROPRIATION – COUNTY GENERAL
 FUND

Motion moved by Mr. Eagan to approve the request of William Carkeek, Probate/Juvenile Court Administrator, for a supplemental appropriations of unappropriated A00 (County General Fund) funds in the amount of \$37,450.72. Into 2d2 (Probate Salaries) the amount of \$22,686.89 and into 2c19 (Juvenile Court Salaries) the amount of \$14,763.38. Second: Mr. Geschwind.

ROLL CALL VOTE
 Mr. Eagan, yea
 Mr. Geschwind, yea
 Mr. Jennings, yea

IN THE MATTER OF SUPPLEMENTAL
 APPROPRIATION – PROSECUTORS
 VICTIMS ASSISTANCE UNIT

Motion moved by Mr. Geschwind to approve the request of Jessica Little, Brown County Prosecutor, for a supplemental appropriation of unappropriated T30 (Prosecutor Victims Assistance Unit) funds in the amount of \$479.60 into T-30-1 (Salaries).
 Second: Mr. Eagan.

ROLL CALL VOTE
 Mr. Eagan, yea
 Mr. Geschwind, yea
 Mr. Jennings, yea

October 31, 2011

IN THE MATTER OF SOFTWARE LICENSE AGREEMENT WITH AFFIDAVIT MAKER

Motion moved by Mr. Eagan to approve the Software License Agreement with Affidavit Maker Software, L.L.C., 2219 Fountain Blvd., Springfield, OH 45504 to provide licensed software for all Law Enforcement Officers and the Prosecutor's Office. The fee is \$2,700.00. The fee will be paid from the Commissioner's budget, 1a11d (Other Expenses). The term of the agreement is September 1, 2011 through February 29, 2012. Second: Mr. Geschwind.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF SUPPLEMENTAL APPROPRIATION – COMM SYSTEMS UPGRADES ARRA

Motion moved by Mr. Geschwind to approve the request of Rob Wilson, Director, Brown County Communication Center, for a supplemental appropriation of unappropriated A24A (Comm Systems Upgrades ARRA) funds in the amount of \$24,367.50 into A25a-11 – Bond Payment. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF ADVANCE - COUNTY GENERAL FUND TO SPECIAL PROJECTS FUND MUNICIPAL

Motion moved by Mr. Geschwind to approve the request of Judge Joseph M. Worley, Brown County Municipal Court, for an advance from County General fund code 15a15a (Advance Out) in the amount of \$2,000.00 to C-90-3 (Advanced In). These funds will be paid back when additional money from the Brown County Clerk of Courts is placed into the C-90 fund. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER TO JOURNALIZE ANNEXATION PETITION TO THE VILLAGE OF SARDINIA (.0201 ACRES)

Motion moved by Mr. Eagan to enter into the journal the following Annexation to the Village of Sardinia. Second: Mr. Geschwind.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

PETITION FOR ANNEXATION ON APPLICATION OF ALL OWNERS
(ORC 709.02 & 709.022)

To: Board of County Commissioners of Brown County, Ohio
Brown County Administration Building
800 Mt. Orab Pike
Georgetown, Ohio 45121

The undersigned, being all of the owners of real estate within the area hereinafter described in Exhibit "A" and adjacent to and contiguous with the Village of Sardinia, do respectfully petition the Board of Brown County Commissioners to cause such territory to be annexed to the Village of Sardinia under authority of Section 709.022 of the Revised Code of Ohio.

(Continued on next page)

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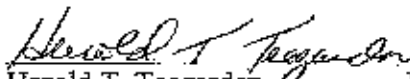
The number of owners within the area are two (2) in total.

1. Attached to this Petition and made a part hereof is an accurate legal description of the perimeter of the territory proposed for annexation, marked Exhibit "A".
2. Attached to this Petition and made a part hereof is an accurate map or plat of the territory proposed for annexation, marked Exhibit "B".
3. Accompanying this Petition is a list of parcels in the area to be annexed and adjacent territory that includes name of owner, mailing address of owner and permanent parcel number, marked Exhibit "C".

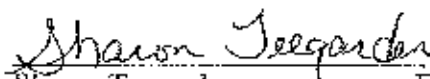
The undersigned Petitioners do hereby designate Jay D. Cutrell, who is located at 118 South Main Street, Georgetown, Ohio 45121, as their agent. His telephone number is (937) 378-6165; fax number is (937) 378-6567; and his email address is jdc@mccomm-cutrell.com.

Petition for Annexation
to the Village of Sardinia

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.


Harold T. Teegarden
4100 Bingamon Road
Bethel, Ohio 45106
Parcel No. 42-081116.1600

Date Signed 10/21/11


Sharon Teegarden
4100 Bingamon Road
Bethel, Ohio 45106
Parcel No. 42-081116.1600

Date Signed 10-21-11

Exhibit "A"

DESCRIPTION

0.201 acres to be Annexed to the Village of Sardinia, Ohio

Situated in Washington Township, Brown County, Ohio, being a part of T. Warring's M.S. No. 3390 and further described as follows:

Beginning at a 1/2" iron pin found at the northeast corner to Lot 13 of Meadowview Subdivision P.B. 7, Pg. 20, Slide 636 conveyed to John Saragusa, Et Al, O.R. 301, Pg. 333 and on the south right of way line of Brookfield Place (50' wide); thence with the south right of way line of Brookfield Place

N 65 deg. 20 min. 40 sec. E, 68.00 feet to a 1/2" iron pin found at the northwest corner to Lot 17 conveyed to James E. Sauk, Jr., Et Al, O.R. 131, Pg. 270; thence with the west line of Lot 17 and the line of James E. Simuts, Jr., Et Al

S 24 deg. 39 min. 20 sec. E, 130.21 feet to a 1/2" iron pin found in the line of the 38.136 acre tract conveyed to Juanita Watson, O.R. 384, Pg. 1369 and in the existing northwest corporation line of the Village of Sardinia (P.C. 1, Slide 798); thence with the line of Juanita Watson and with the existing northwest corporation line of the Village of Sardinia (P.C. 1, Slide 798)

S 67 deg. 27 min. 00 sec. W, 68.05 feet to a 1/2" iron pin found at a corner to the 13.926 acre tract conveyed to Juanita Watson, O.R. 384, Pg. 1369 and the southeast corner to Lot 15 conveyed to John Saragusa, Et Al, O.R. 301, Pg. 333; thence with the east line of Lot 15 and the line of John Saragusa, Et Al

N 24 deg. 39 min. 20 sec. W, 127.71 feet to the place of beginning and containing 0.201 acres to be annexed.

A survey of this property was made February 22, 2011 by James B. Mitchell, Registered Surveyor No. 6692

October 31, 2011

IN THE MATTER OF RESOLUTION
APPROVING ANNEXATION TO THE VILLAGE
OF SARDINIA (.0201 ACRES)

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

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

RESOLUTION OF COUNTY COMMISSIONERS APPROVING ANNEXATION

These proceedings came on for consideration by the Board of County Commissioners of Brown County, Ohio on the petition of Harold T. Teegarden and Sharon Teegarden praying for the annexation of certain territory in Washington Township to the Village of Sardinia. The Board of County Commissioners finds as follows:

1. The petition contains all matter required by law including, without limitation:
 - a) An accurate legal description of the perimeter and an accurate map or plat of the territory proposed for annexation;
 - b) A statement of the total number of owners of real estate in the territory sought to be annexed;
 - c) The name of the person to act as agent for the petitioners.
2. At the time of filing, the petition was accompanied by:
 - a) a list of all tracts, lots, or parcels in the territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that territory or directly across the road from it when the road is adjacent to it, including the name and mailing address of the owner of each tract, lot, or parcel, and the permanent parcel number from the county auditor's permanent parcel numbering system established under section 319.28 of the Revised Code for each tract, lot, or parcel;
 - b) a certified copy of an annexation agreement provided for in section 709.192 of the Revised Code that has been entered into by the municipal corporation and each township any portion of which is included within the territory proposed for annexation.
3. The petition has been filed under section 709.021 of the Revised Code and requests to follow that section and section 709.022 of the Revised Code for the special procedure of annexing land with the consent of all parties; that all owners of real estate in the territory sought to be annexed, not just a majority of owners, have signed the petition; and that the petition contains the notice provided for in division (B) of section 709.022 of the Revised Code.

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Therefore, the prayer of the petition is hereby granted without hearing and the territory described in the petition shall be annexed to the Village of Sardinia. The final transcript of this Board relating thereto together with the accompanying plat and petition and all other papers pertaining thereto shall be delivered forthwith to the Fiscal Officer/Clerk of the Village of Sardinia.

Dated: Oct. 31 , 2011

IN THE MATTER TO PAYBACK ADVANCES -
CHIP HOME FUND TO COUNTY GENERAL
FUND

Motion moved by Mr. Geschwind to approve the request of Kelly Cole, Director, Brown County Department of Economic Development, to pay back the advance from Journal 48, page 398, pay back from A90-I (Advance Out) to 47a County General Fund (Advanced In) in the amount of \$43,041.66. From Journal 48, page 388, pay back from A90-I (Advance Out) to 47a County General Fund (Advanced In) in the amount of \$11,458.34. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF TRANSFER - COUNTY
GENERAL FUND

Motion moved by Mr. Eagan to approve the request of Lisa Spiller, Assistant Clerk, for the following transfer of County General Funds. Transfer from County General Fund 15a15 (Transfer Out) the amount of \$2,681.63 into the A15-15 (Accumulated Leave Transfer In) fund. Second: Mr. Geschwind.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF APPROPRIATION
CHANGE - COUNTY GENERAL FUND

Motion moved by Geschwind to approve the request of Alesha Crawford, Brown County Clerk of Courts Chief Deputy Clerk, for the following appropriation change. Decrease A00 (County General Fund) funds in the amount of \$803.79 and Increase 2E2 (Payroll) in the amount of \$803.79. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF SUPPLEMENTAL
APPROPRIATION - COUNTY GENERAL FUND

Motion moved by Mr. Eagan to approve the request of Joni Dotson, Brown County Common Pleas Court Administrator, for a supplemental appropriation of unappropriated A00 (County General Fund) funds in the amount of \$19,464.59. Into 2c1 (Magistrate's Salary) the amount of \$4,792.31, into 2c2 (Salary) the amount of \$4,669.38 and into 2b28 (PERS) the amount of \$10,002.90. Second: Mr. Geschwind.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF APPROPRIATION
CHANGE - COUNTY GENERAL FUND

Motion moved by Mr. Geschwind to approve the request of Joni Dotson, Brown County Common Pleas Court Administrator, for the following appropriation change. Decrease 2b9 (Transcripts) in the amount of \$11,947.40 and Increase 2b20 (Salaries) in the amount of \$9,437.90 and Increase 2c1 (Salaries) in the amount of \$2,509.50. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

October 31, 2011

10/27/11

Commissioner Ralph Jennings attended a OVRD Meeting in Waverly, Ohio.

10/31/11

The Commissioners met with Dan Wickerham, Brown County Solid Waste Authority/Brown County Recycling Center, Gary Pickerill and Ed Tibbe,, Board Members of the Brown County Solid Waste Authority, to discuss issues of the BCSWA. The Commissioners met with Mike Puckett, resident of Winchester, OH, to discuss a mailbox issue on Schweighart Rd. The Commissioners met with William Carkeek, Brown County Probate/Juvenile Court Administrator, to discuss budget issues. The Commissioners met with Beth Nevel, Brown County EMA Director, to discuss operation of the EMA Office.

IN THE MATTER TO ADJOURN

Motion moved by Mr. Geschwind to adjourn this meeting with no further business before the Board this day October 31, 2011. Second: Mr. Eagan.

ROLL CALL VOTE
Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

Approval: November 2, 2011

Jean Rickey
Jean Rickey, Clerk

Ralph Jennings
Ralph Jennings, President
William R. Geschwind
William R. Geschwind, Vice President
Rick Eagan
Rick Eagan, Member

October 31, 2011