

The Board of County Commissioners, Brown County, Ohio, met in regular session this September 26, 2012 with the following members present. Mr. Jennings, President Mr. William R. Geschwind, Mr. Applegate, Member

IN THE MATTER OF PREVIOUS MINUTES

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

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

IN THE MATTER TO APPROVE BILLS

Motion moved by Mr. Geschwind to approve the following bills for payment. Second: Mr. Applegate.

ROLL CALL VOTE: Mr. Jennings, abstained Mr. Geschwind, yea Mr. Applegate, yea

T10	COMMUNITY DEVELOPMENT & BLOCK G	\$ 40.00
A00	COUNTY	\$ 65,540.15
A10	COUNTY CAPITAL IMPROVEMENT FUND	\$ 49,305.31
B25	PROBATE CONDUCT OF BUSINESS	\$ 218.87
B01	DOG & KENNEL	\$ 11,894.73
A25	E-911 ¼% SALES TAX	\$ 3,832.30
B50	DEVELOPMENT DISABILITIES	\$ 6,110.57
S40	RESIDENTIAL FACILITY/DD	\$ 294.84
B10	TREASURER DTAC	\$ 438.36
K01	AUTO & GAS	\$ 44,950.06
H01	JOB & FAMILY SERVICES	\$ 2,078.76
S50	CHILDRENS SERVICES	\$ 6,357.55
C23	JUVENILE COURT SPECIAL PROJECTS	\$ 4,350.35
C20	JUVENILE COURT COMPUTERIZATION	\$ 2,272.16
C10	PROBATE COURT COMPUTERIZATION	\$ 2,853.77
H10	CHILD SUPPORT ENFORCEMENT AGENC	\$ 233.48
T21	HOME SEWAGE TREATMENT SYSTEM	\$ 12,800.00
B90	CHIP CDBG/OHTF 2010	\$ 679.70
A31	NEIGHBORHOOD REVITALIZATION	\$ 9,233.00
A90A	CHIP GRANT 2010 HOME	\$ 5,050.00
	TOTAL	<u>\$228,533.96</u>

IN THE MATTER OF PERSONNEL – BROWN COUNTY COMMUNICATION CENTER

Motion moved by Mr. Applegate to approve the request of Rob Wilson, Director, Brown County Communication Center, to hire Darleen Diskete as a Telecommunication Specialist/E911 Dispatcher to fill an existing vacancy within the Revised Table of Organization adopted by the Board of Commissioners on September 15, 2008. This position will have a probationary period of 365 days and will start at a probationary hourly rate of \$10.45 an hour. This position offer is also subject to the successful completion of a pre-employment drug screen and background check. Mrs. Diskete's effective hire date will be October 1, 2012.
Second: Mr. Geschwind.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

IN THE MATTER OF RESOLUTION – DECLINATION OF RIGHT OF FIRST REFUSAL AND REJECTION OF THIRD PART OFFER – SOUTHWEST HEALTH CARE

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

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

RESOLUTION 09262012

**DECLINATION OF RIGHT OF FIRST REFUSAL
AND REJECTION OF THIRD PARTY OFFER**

(Continued on next page)

September 26, 2012

The Board of County Commissioners of Brown County, Ohio, met on the 26th day of September, 2012, in regular session at the offices of said Board in the Administration Building, Georgetown, Ohio, with the following members present:

Ralph Jennings, President
William R. Geschwind, Vice President
Tony Applegate, Member

The following Resolution was presented by Mr. Geschwind, who moved its adoption, and seconded by Mr. Applegate.

WHEREAS pursuant to the Asset Purchase Agreement of the Brown County General Hospital, ("APA"), Brown County had previously conveyed real estate to Southwest Healthcare of Brown County Ohio, LLC, described as 425 Home Street, Georgetown, Ohio, pursuant to a Limited Warranty Deed, dated June 2, 2011, and recorded in the Brown County Recorders Office in Book 404, Pages 1027-1028, (the "Deed"), subject to a perpetual right of first refusal;

WHEREAS pursuant to Article VII, section 7.3(f) of the APA and the Deed, the Board has received a bona fide Third Party Offer from Joan Jgiusto Phillips Living Trust to purchase 100% of the ownership interest of Southwest Healthcare of Brown County Ohio, LLC, from Southwest Healthcare of Brown County Ohio Trust, described as a "Unit Purchase Agreement" attached hereto and fully incorporated herein;

WHEREAS, the Board has duly considered the Third Party Offer and the perpetual right of first refusal and hereby finds it is not in the best interest of the county to purchase said real estate;

THEREFORE, BE IT RESOLVED: The Board shall reject the Third Party Offer and decline to reacquire said real estate;

BE IT FURTHER RESOLVED: Pursuant to the Consent attached hereto, the Board shall consent to the sale of the ownership interest of Southwest Healthcare of Brown County Ohio Trust to Joan Jgiusto Phillips Living Trust as described in the Unit Purchase Offer, attached hereto and fully incorporated herein;

BE IT FURTHER RESOLVED:

The Board is authorized to execute the Consent agreement attached hereto and any other documents in furtherance of this Resolution.

IN THE MATTER OF UNIT PURCHASE AGREEMENT – SOUTHWEST HEALTH CARE TO JOAN JGIUSTO PHILLIPS LIVING TRUST

Motion moved by Mr. Applegate to approve the Unit Purchase Agreement for the sale of Southwest Health Care to Joan Jgiusto Phillips Living Trust with an effective date of September 20th, 2012. The purchase price for the 100% of the membership units shall be a total of \$150,000.00 (One Hundred Fifty Thousand Dollars). See complete agreement on file. Second: Mr. Geschwind.

ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, yea

Commissioner Tony Applegate left at noon for the remainder of the day.

September 26, 2012

9/25/12

Commissioner Ralph Jennings attended a OVRC&D Meeting held at the OSU South Center, in Piketon, Ohio.

9/26/12

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

The Commissioners met with Jessica Little, Brown County Prosecutor, to discuss the sale of Southwest Health Care.


IN THE MATTER TO ADJOURN

Motion moved by Mr. Geschwind to adjourn this meeting with no further business before the Board this day September 26, 2012.
Second: Mr. Jennings.

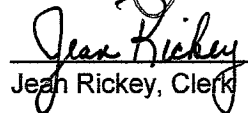
ROLL CALL VOTE: Mr. Jennings, yea Mr. Geschwind, yea Mr. Applegate, absent

Approval: October 1, 2012


Ralph Jennings, President


William R. Geschwind, Vice President


Tony Applegate, Member


Jean Rickey, Clerk

September 26, 2012