

The Board of County Commissioners, Brown County, Ohio, met in regular session this 5th day of February 2020 with the following members present: Barry L. Woodruff, President Daryll R. Gray, Member Tony 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. Gray.

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

IN THE MATTER TO APPROVE THE BILLS

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

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

DEPT	EXPENDITURE
AUDITOR	\$73,447.58
BOE	\$1,129.49
BUILDING DEPT	\$0
CLERK OF COURTS	\$59,235.00
COMMISSIONERS	\$4,561.42
COMMON PLEAS	\$5,985.00
CORONER	\$3,200.00
CSEA	\$313.92
DOG TAGS	\$0
E911	\$2,405.99
ECONOMIC DEVELOPMENT	\$0
EMA	\$904.55
ENGINEER HWY	\$223,187.24
ENGINEER OFFICE	\$187.87
ENGINEER SEWER & WATER	\$61.72
JFS	\$28,734.08
JURY COMMISSION	\$0
PROBATE/JUVENILE	\$1,915.40
LAW LIBRARY	\$0
MAINTENANCE	\$4,685.93
MUNICIPAL	\$527.93
PROSECUTOR	\$0
RECORDER	\$0
SHERIFF	\$6,644.89
TITLE	\$17,337.61
TREASURER	<u>\$1,406.02</u>
GRAND TOTAL	\$435,871.64

IN THE MATTER OF RESOLUTION – AUTHORIZING PARTICIPATION IN OHIO LOCAL AGRICULTURAL EASEMENT PURCHASE PROGRAM

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

Resolution No. 02052020-1

A RESOLUTION to the extent permitted by law, Authorizing Participation in Ohio Local Agricultural Easement Purchase Program (LAEPP).

The Board of County Commissioners of Brown County met in a public session on February 5, 2020 at the office of the Board of County Commissioners of Brown County with the following members present:

Tony Applegate
Daryll Gray
Barry Woodruff

Mr. Applegate moved for adoption of the following Resolution: 02052020-1

WHEREAS, on February 04, 2020 the Board of County Commissioners of Brown County received a request from the Cardinal Land Conservancy, on behalf of Jerry Schwallie and Jane Schwallie for their 119 acre farm at 11954 Hamer Rd, Georgetown, OH 45121 and for their 135 acre farm at 11046 Purdy Rd, Sardinia, OH 45171 for support of their applications to the State of Ohio for purchase of agricultural easements on said properties, and,

WHEREAS, the Board of Commissioners of Brown County has reviewed this request and determined that the nomination of the properties for purchase of agricultural easements is compatible with the County’s goals to preserve and promote agriculture as an important part of the area’s economy; and,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Brown County support the participation of the above named landowners in the LAEPP and acknowledge that participation in the LAEPP does not conflict with any existing or known proposed land use plans of Brown County.

Mr. Gray seconded the motion and the role was called. The vote was as follows:

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

IN THE MATTER TO ESTABLISH A NEW FUND – MUNICIPAL COURT

Motion moved by Mr. Gray to approve the request of Joni Dotson, Court Administrator, to establish a new fund to track funds provided to Municipal Court; the new fund code will be 2424 *Municipal Special*. Second: Mr. Applegate.

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

IN THE MATTER OF PERSONNEL – DEPARTMENT OF PUBLIC SAFETY

Motion moved by Mr. Applegate to approve the request of Barb Davis, DPS Director, to accept the resignation of Emily Madison, Telecommunication Supervisor, effective 2/16/2020. Second: Mr. Gray.

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

IN THE MATTER OF PERSONNEL – JFS

Motion moved by Mr. Gray to approve the request of Mitch Sharp, JFS, to hire Maddi Barber, effective 2/10/2020 as an Children Services Social Worker II pay range 28 step 1 with a base rate of \$14.90 + 1.00 supplemental + \$1.00 for Bachelor Degree for a total of \$16.90/hr. Ms. Mason is also eligible for county benefits. In attendance: Mitch Sharp, JFS, and Madeline Barber. Second: Mr. Applegate.

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

IN THE MATTER OF RESOLUTION AUTHORIZING THE SALE OF FORFEITED REAL PROPERTY AND AUTHORIZING THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A DEED TRANSFERRING SAID REAL PROPERTY – PROSECUTOR

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

RESOLUTION NO. 02052020-2

The Board of County Commissioners, Brown County, Ohio, met in regular session on the 5th day of February, 2020, with the following members present:

Barry Woodruff, President
Tony Applegate, Member
Daryll Gray, Member

RESOLUTION AUTHORIZING THE SALE OF FORFEITED REAL PROPERTY AND AUTHORIZING THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A DEED TRANSFERRING SAID REAL PROPERTY

Mr. Applegate moved for the adoption of the following Resolution:

WHEREAS, the Brown County Board of County Commissioners FBO the Brown County Drug and Major Crimes Task Force is the owner of property located at 10707 Eastside Road, in Clark Township, Brown County, Ohio, and identified by Parcel Identification Number 03-002436.0200 (the "Eastside Road Property") pursuant to an agreed forfeiture from Shane M. Jarvis and Jeffery L. Jarvis as a result of criminal proceedings instituted by the Brown County Drug and Major Crimes Task Force under Brown County Court of Common Pleas Case No. CRI2018-2095 and pursuant to a Quit Claim Deed recorded on August 19, 2019; and

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WHEREAS, the Brown County Board of County Commissioners FBO the Brown County Drug and Major Crimes Task Force is the owner of property located at 12697 Heaton Road, Eagle Township, Brown County, Ohio, and identified by Parcel Identification Number 07-006880.0200 (the "Heaton Road Property") pursuant to an agreed forfeiture from Delbert Malott, Jr. as a result of criminal proceedings instituted by the Brown County Drug and Major Crimes Task Force under Brown County Court of Common Pleas Case No. CRI2018-2256 and pursuant to a Quit Claim Deed recorded on March 20, 2019; and

WHEREAS, Ohio Revised Code Section 2981.12 provides that property forfeited through a court order may be sold without appraisal at a public auction, to the highest bidder for cash following notice of the proposed sale given in accordance with Ohio Law; and

WHEREAS, the Board of County Commissioners has been advised by the Brown County Drug and Major Crimes Task Force that the Eastside Road Property and the Heaton Road Property is not needed for use by the Brown County Drug and Major Crimes Task Force; and

WHEREAS, the Board of County Commissioners now desires to dispose of the Eastside Road Property and the Heaton Road Property in accordance with the provisions of Ohio Revised Code Sections 2981.12, 307.09 and 307.10; and

WHEREAS, the Board of County Commissioners desires to have the Eastside Road Property and the Heaton Road Property sold at public auction through the Brown County Prosecutor's Office.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Brown County, Ohio, with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Board finds that the property located 10707 Eastside Road, in Clark Township, Brown County, Ohio, and the 12697 Heaton Road, Eagle Township, Brown County, Ohio are not needed for public use nor for use by the law enforcement agency who instituted the criminal proceedings which resulted in its forfeiture.

SECTION II

That the properties be offered for sale, without appraisal, at public auction, to the highest bidder for cash under the following rules and conditions:

- A. The properties will be sold by public auction.
- B. The Heaton Road property will be sold on March 14, 2020 at 10:00 a.m.
- C. The Eastside Road property will be sold on March 14, 2020 at 1:00 p.m.
- D. Each sale will be conducted at the respective property address and will be available for viewing and inspection one hour before the sale.
- E. Notice of the sale will be given at least thirty (30) days prior to the date of the auction in the Brown County Press, a paper of general circulation in the county.
- F. The properties are being sold "as is."
- G. The successful bidder(s) of each property must pay a deposit of \$5,000.00 on the date of the auction, by certified check payable to the Brown County Treasurer with appropriate identification, and the balance shall be paid by certified check payable to the Brown County Treasurer within thirty (30) days of the date of auction.

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- H. In the event the successful bidder(s) does not fulfill the obligations identified in Item F above, the successful bidder(s) shall forfeit the deposit of \$5,000.00 and the property shall be re-auctioned.
- I. The successful bidder(s) shall be responsible for completing the transfer of the Property and payment of the taxes, real estate transfer fees and deed recording fees.
- J. The Board reserves the right to withdraw the properties from the auction at any point prior to the sale by auction and the Board reserves the right to reject all bids. If the Board rejects the bids, the deposit will be returned to the bidder.

SECTION III

That upon full payment by the successful bidder, the President of the Board of County Commissioners of Brown County, Ohio, is authorized to execute a Deed transferring the Property to the successful bidder.

SECTION IV

That the 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 its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. Gray seconded the motion and on roll call, the vote resulted as follows:

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

IN THE MATTER TO ADJOURN

Motion moved by Mr. Gray to adjourn this meeting with no further business before the Board this 5th day of February, 2020.
Second: Mr. Applegate.

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

2/5/2020

Commissioners met with Kyle Arn, BC Health Department, to discuss Air Quality and Mold Testing.
Commissioners met with Darrin Schweickart, DS2, to discuss potential building addition.
Commissioners met with Samuel Knight, U.S. Census Bureau, for a Complete Count Committee Training. Also in attendance: Lynn Harden, Amber Becraft-Johnan, Becky Cropper, Samantha Barr, and Tyler Thompson.

Approval: February 10, 2020

absent
Barry Woodruff, President

Daryll R Gray
Daryll Gray, Member

Tony Applegate
Tony Applegate, Member

Sarah Beath
Sarah Beath, Clerk

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