

The Board of County Commissioner, Brown County, Ohio, met in regular session this April 29, 2013 with the following members present. Mr. Tony Applegate, President, Mr. 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, President, yea

IN THE MATTER TO APPROVE SOUTHERN OHIO AGRICULTURAL AND COMMUNITY DEVELOPMENT FOUNDATION ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT

Motion moved by Mr. Woodruff to enter into a Grant Agreement with the Southern Ohio Agricultural and Community Development Foundation Economic Development Program. SOACDF hereby grant to Brown County a one-time, total grant award of twenty thousand dollars (\$20,000) from SOACDF funds to replace the production of tobacco in southern Ohio. (See complete agreement on file). Second: Mr. Gray.

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

IN THE MATTER OF APPOINTMENT TO BOARD OF BROWN COUNTY COMMUNITY BOARD OF ALCOHOL DRUG ADDICTION AND MENTAL HEALTH SERVICES

Motion moved by Mr. Applegate to appoint Ralph Jennings to the Board of Brown County Community Board of Alcohol, Drug Addiction and Mental Health Services with a term of May 1, 2013 through April 30, 2017. Motion died from a lack of a second.

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

IN THE MATTER OF APPOINTMENT TO BOARD OF WORKFORCE INVESTMENT

Motion moved by Mr. Applegate to appoint Ralph Jennings to the Board of Workforce Connections to replace Mr. Seibert. Motion died from a lack of a second.

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

IN THE MATTER OF RESOLUTION – AGREEMENT FOR REPAYMENT OF OVERFUNDED HEALTH SAVINGS ACCOUNT

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

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

RESOLUTION NO. 04292013

AGREEMENT FOR REPAYMENT OF OVERFUNDED HSA

The Board of County Commissioners of Brown County, Ohio, met on the 29th day of April, 2013, in regular session at the offices of said Board in the Administration Building, Georgetown, Ohio, with the following members present:

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

The following resolution was presented by Mr. Woodruff, who moved its adoption, and seconded by Mr. Gray.

WHEREAS, the Board finds the County has erroneously over funded the HSA of a current county employee;

WHEREAS, the Board finds it would be a hardship upon the employee to require an immediate lump sum repayment

WHEREAS, the Board has been advised by said employee that the Board can discontinue HSA deposits into her account until said over funded amount has been repaid, under the terms of the Agreement attached hereto and fully incorporated herein;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Brown County, Ohio, the Board may enter into the Agreement, attached hereto, with said Employee for the repayment of the overfunded amount erroneously deposited into Employee's HSA;

BE IT FURTHER RESOLVED, the President of the Board may execute any documents in furtherance of this resolution.

April 29, 2013

IN THE MATTER OF AGREEMENT – REPAYMENT OF OVERFUNDED HEALTH SAVINGS ACCOUNT

Motion moved by Mr. Gray to enter into an agreement with Jamie McKeehan, employee of the Brown County Sheriff's Office. Second: Mr. Woodruff.

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

AGREEMENT

This Agreement is entered into by and between the Brown County Board of Commissioners, Brown County, Ohio, hereinafter referred to as the "County," and Jamie McKeehan, hereinafter referred to as "Employee," employed in the office of the Brown County Sheriff.

WHEREAS, the County erroneously over funded Employee's Health Savings Account ("HSA") by the amount of three thousand six hundred twenty five dollars (\$3,625.00);

WHEREAS, the County recognizes it would be an undeserving burden upon Employee to immediately refund the entire overfunded amount to the County;

WHEREAS, the parties agree the County will cease making the \$125.00 monthly deposits into Employee's HSA until the overfunded amount due and owing the County has been satisfied;

WHEREAS, the County agrees and understands the monthly deposit amount of \$125.00 applied to the balance due will be increased or decreased as necessary to conform to any future changes in Employee's union contract;

WHEREAS, Employee agrees that if she becomes separated from County employment for any reason, she shall refund any remaining balance due the County within 30 days of her last day of employment;

WHEREAS, Employee agrees and understands if Employee is separated from County employment for any reason, the County may in its discretion, keep and retain Employee's final check and apply said funds to any remaining balance due the County;

WHEREAS, Employee agrees and understands if the County, in its discretion, terminates the HSA program before any remaining balance has been repaid, Employee shall make monthly payments of \$125.00 per month to the County until said balance has been satisfied;

This agreement has been approved and adopted by the County in Resolution #04292013, dated April 29th, 2013.

IN WITNESS WHEREOF, the parties have hereunder set their hands this 29th day of April 2013 at Georgetown, Ohio.

IN THE MATTER OF TRANSFER – COUNTY GENERAL FUND

Motion moved by Mr. Gray to approve the request of Sonja Cropper, Director, Brown County Travel & Tourism, for a transfer from County General Fund 15a15 (Transfer Out) in the amount of \$935.23 into A45-3 (Transfer In). This is to pay salary, Medicare and PERS. Second: Mr. Woodruff.

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

IN THE MATTER TO ENTER INTO AGREEMENT TO PARTICIPATE IN THE MULTI-COUNTY BRANCH OF THE OFFICE OF THE OHIO PUBLIC DEFENDER

Motion moved by Mr. Woodruff to enter into an agreement upon the recommendation of Jessica Little, Brown County Prosecutor, with the Office of the Ohio Public Defender, 250 East Broad St., Suite 1400, Columbus, Ohio 45315 for the following services. In attendance: John Alge, Director of Administration and Herman Carson, Assistant State Public Defender. Second: Mr. Gray

- 1.1 The Contractor agrees to provide legal representation and defense of defendants in the municipal, county and common pleas courts for felony and misdemeanor cases subject to the restrictions contained in section 3 arising in Brown County on or after the commencement date and during the term of this agreement in which the defendant is indigent and charged with the commission of an offense or act for which the penalty or any possible adjudication includes the potential loss of liberty. (Capital murder cases are excluded under section 3.3, and appeals are subject to the restrictions in section 3.4, respectively).
- 1.2 The Contractor agrees to provide legal representation and defense of indigent defendants in Juvenile Court, arising in Brown County, on or after the commencement date and during the term of this agreement, where the right to counsel applies, and as further defined in section 3.2. Appeals are subject to the restrictions in section 3.4 of this agreement.

(See complete agreement on file) The term of this agreement is July 1, 2013 to June 30, 2014, for the sum of \$107,560.00. The contract is based on an estimated statewide rate of 40 percent for reimbursement of county level indigent defense systems.

April 29, 2013

IN THE MATTER OF CONTRACTS – MOVING OHIO FORWARD GRANT

Motion moved by Mr. Gray to enter into contract with Purdy Excavating and Construction, 3590 Loudon Rd., Georgetown, Ohio for the following demolition of blighted unsafe structures paid through the Moving Ohio Forward Grant received from the Ohio Attorney General's Office. Second: Mr. Woodruff.

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

1	Georgetown	626 E. State Street	\$	6,200.00
2	Georgetown	4145 Kincheloe Road	\$	6,200.00
3	Georgetown	509 Fulton Ave.	\$	3,100.00
4	Georgetown	11315 Smoky Row	\$	3,800.00
5	Sardinia	7455 TriCounty Hwy.	\$	4,200.00
6	Sardinia	7731 Yochum Road	\$	9,480.00
7	Sardinia	157 Tri County Hgwy	\$	4,800.00
8	Mt. Orab	14117 Up Cumberland	\$	3,956.00
9	Mt. Orab	4583 Upper 5 Mile E.	\$	2,932.00
10	Higginsport	307 Jackson Street	\$	3,941.00
11	Bethel	11688 SR 774	\$	6,889.00
12	Higginsport	409 Washington St.	\$	2,998.00
13	Russellville	326 N. Columbus St.	\$	7,215.00
14	Mt. Orab	3564 Carpenter Road	\$	2,274.00
			\$	67,985.00

IN THE MATTER OF CONTRACT – MOVING OHIO FORWARD GRANT

Motion moved by Mr. Woodruff to enter into contract with Bonar Construction & Excavation, 3485 Loudon Rd, Georgetown, Ohio for the following demolition of blighted unsafe structures paid through the Moving Ohio Forward Grant received from the Ohio Attorney General's Office. Second: Mr. Gray.

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

1	Decatur	Lot 14, Water St.	\$	2,900.00
2	Hamersville	802 Fees-Poetown	\$	5,880.00
3	Sardinia	6521 TriCounty Hwy.	\$	1,000.00
4	Sardinia	7490 TriCounty Hwy.	\$	4,900.00
5	Sardinia	101 Broad Street	\$	26,050.00
6	Sardinia	110 Kelly Street	\$	3,950.00
7	Sardinia	13007 Hamer Road	\$	8,295.00
8	Sardinia	163 Winchester Street	\$	15,700.00
9	Georgetown	200 S. Main Street	\$	14,000.00
10	Georgetown	109 W. Cherry Street	\$	10,000.00
11	Georgetown	402 S. Main Street	\$	13,000.00
12	Georgetown	430 Kenwood Ave.	\$	2,900.00
13	Ripley	4402 St. Rt. 763	\$	6,180.00
			\$	114,755.00

4/25/13

Commissioner Barry Woodruff, Commissioner Daryll Gray and Jean Rickey, Clerk, attended the Clermont County Chamber 2013 Economic Forecast Meeting in Clermont County.

4/29/13

The Commissioners met with Kelly Cole, Director, Brown County Economic Development and Jeremy Germann, Mayor of Georgetown, Ohio, to discuss various issues in the county.

The Commissioners met with Cindy Charles, Portsmouth Local Air Agency, to discuss air testing fees.

The Commissioners met with Kim Layman and Barb Edmisten, Maintenance Dept. to discuss operation of the Maintenance Dept.

The Commissioners met with Terry Kimmel, Jenny Dixon, Will Goudreau, Meritain, Susan Stockman and Sara Neimeyer, USI to discuss health insurance.

The Commissioners met with Ed Burns, Time Warner, to discuss phone services.

The Commissioners met with Mike Darnell, Brown County Dog Warden, to discuss operation of the Brown County Animal Shelter.

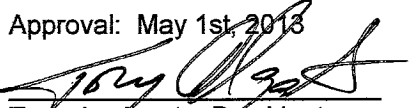
April 29, 2013

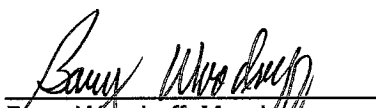
IN THE MATTER TO ADJOURN

Motion moved by Mr. Gray to adjourn this meeting with no further business before the Board this day April 29, 2013.
Second: Mr. Woodruff.

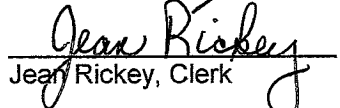
ROLL CALL VOTE: Mr. Gray, yea Mr. Woodruff, yea Mr. Applegate, yea

Approval: May 1st, 2013


Tony Applegate, President


Barry Woodruff, Member


Darryl Gray, Member


Jean Rickey, Clerk