

The Board of County Commissioners, Brown County, Ohio, met in regular session this 17th day of May 2010 with the following members present:

Mrs. Margery Paeltz, President
Mr. Ralph Jennings, Vice President
Mr. William R. Geschwind, Member

IN THE MATTER OF PREVIOUS MINUTES

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

ROLL CALL VOTE

Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

IN THE MATTER TO JOURNALIZE
ANNEXATION PETITION TO THE VILLAGE
OF GEORGETOWN (3.625 ACRES)

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

ROLL CALL VOTE

Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

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

To: Board of County Commissioners of Brown County, Ohio

The undersigned, being the only owner of real estate in the territory, hereby petitions for the annexation of the following described territory hereto to the Village of Georgetown, Brown County, Ohio pursuant to Ohio Revised Code Section 709.022:

Situate in R. Lawson's Military Survey No. 2523, Pleasant Township, Brown County, Ohio and being 0.34405 Acres (of which 0.075 Acres are in the right-of-way of South Main St. aka Old U.S. Route No. 68) identified as Parcel No. 3106024800100 conveyed to Cheryl Kathleen Gardner in Official Record 291, page 1606; and being 3.281 Acres (of which 0.200 Acres are in the right-of-way of South Main St. aka Old U.S. Route No. 68) identified as Parcel No. 3106024800000 conveyed to Cheryl Kathleen Gardner in Official Record 291, page 1606 in the Brown County, Ohio Recorder's Office and being bounded and more particularly described as follows:

Starting at a magnail found in the centerline intersection of Lakeview Acres Drive and South Main Street aka Old U.S. Route No. 68) and on the existing corporation line of the Village of Georgetown North 11 degrees 57 minutes 23 seconds West a distance of 12.45 feet to a magnail found at the true point of beginning;

Thence from said beginning point and continuing with said existing corporation line and with the centerline of said South Main Street (aka Old U.S. Route No 68) North 11 degrees 57 minutes 23 seconds West a distance of 396.91 feet to a magnail found corner to Susan F. Gibson's 0.632 Acre tract;

Thence continuing with the line of said Gibson's 0.632 Acre tract North 81 degrees 41 minutes 37 seconds East passing a 1/2" iron pin found for a total distance of 499.69 feet to a 1" iron pin set in the remains of an old corner post corner to Gerald C. Kistler's 38.392 Acre tract; thence with the line of said Kistler's 38.392 Acre tract for the next three (3) courses:

South 02 degrees 12 minutes 33 seconds East a distance of 96.30 feet to a 3/8" iron pin found;

South 43 degrees 56 minutes 22 seconds West distance of 96.11 feet to a 3/8" iron pin found;

South 21 degrees 18 minutes 37 seconds West a distance of 330.06 feet to a 5/8" iron pin found corner to Gerald C. Kistler's 0.465 Acre tract;

Thence with the line of said Kistler's 0.465 Acre tract North 86 degrees 53 minutes 41 seconds West passing a 3/4" iron pin found at 199.61 feet for a total distance of 229.63 feet to the place of beginning, CONTAINING 3.625 ACRES, more or less, subject, however to all legal highways and easements of record. Bearings are based on Ohio State Plane Coordinates Ohio South 3402; all other bearings are based upon angles and distances measured in the field.

This description was prepared by Christopher S. Renshaw, P.S., Ohio Registration No. 8319 on 20 November 2009.

The territory is adjacent and contiguous with the Village of Georgetown.

Attached is an accurate plat showing the boundaries of the territory sought to be annexed.

marked "Annexation to the Village of Georgetown."

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There is one (1) owner, as defined in Ohio Revised Code Section 709.02, of real estate in the territory proposed for annexation, namely, Cheryl Kathleen Gardner and The Georgetown Baptist Church, who are the sole Petitioners herein.

Jay D. Cutrell is appointed agent for the Petitioners as required by Ohio Revised Code Section 709.02, with full power to amend, increase or decrease the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition, without further expressed consent of the Petitioners.

This Petition is accompanied by a certified copy of an Annexation Agreement provided for in Ohio Revised Code Section 709.192 which has been entered into by the Village of Georgetown and the Township of Pleasant.

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.

Cheryl Kathleen Gardner
Cheryl Kathleen Gardner

Date Signed: 2/7/10, 2009

Included with the Petition: Certified copy of the Annexation Agreement between the Village of Georgetown and Pleasant Township, accurate survey map, list of tracts, lots & parcels within and adjacent to annexation.

IN THE MATTER OF RESOLUTION OF
COUNTY COMMISSIONERS APPROVING
ANNEXATION – PLEASANT TOWNSHIP
(3.625 ACRES)

Motion moved by Mr. Geschwind to adopt the following resolution. Second: Mr. Jennings.

ROLL CALL VOTE
Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, 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 the Cheryl Kathleen Gardner praying for the annexation of certain territory in Pleasant Township to the Village of Georgetown. 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.

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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; that no signature was obtained more than one hundred eighty days before the date on which the petition was filed; that no signatures have been withdrawn from the petition; and that the petition contains the notice provided for in division (B) of section 709.022 of the Revised Code.

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 Georgetown. 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 Georgetown.

N THE MATTER TO AWARD BID-2010
AGGREGATE MATERIAL- ENGINEER

Motion moved by Mr. Jennings to award the 2010 Aggregate Material Bid; Hanson Aggregate, Inc., 4281 Roush Rd. Hillsboro, Ohio 45133 upon the recommendation of Todd Cluxton, Brown County Engineer. Their bid was the best and only bid received.
Second: Mr. Geschwind.

ROLL CALL VOTE
Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

May 17, 2010

**IN THE MATTER OF PROCLAMATION
MAY 2010 - OLDER AMERICANS MONTH**

Motion moved by Mr. Geschwind to issue the following Proclamation-May 2010 - Older Americans Month. Jenni Dovyak, Karen Sowards, Doug Green and Sue Lang were present for the signing of the Proclamation. Second: Mr. Jennings.

ROLL CALL VOTE

Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

WHEREAS, Older Americans Month is observed nationally each May to celebrate the accomplishments of our older citizens and to express our gratitude for the contributions they have made, and continue to make, to our communities; and

WHEREAS, seniors in **Brown County** and around the state can live full and satisfying lives and contribute to making the state a better place through caregiving, volunteerism, employment and family and community leadership; and

WHEREAS, just as older Ohioans are the foundations of their families, they can also be the cornerstones of their communities, serving as leaders, mentors and role models; and

WHEREAS, older Ohioans support their communities through volunteering, caregiving and other activities; and

WHEREAS, older Ohioans are integral to a strong economy and can be valuable assets to employers by re-entering the job market, obtaining additional job training, and more;

NOW, THEREFORE, WE, THE BROWN COUNTY COMMISSIONERS, proclaim

May 2010 - Older Americans Month

and join the Governor of Ohio and the state's aging network in thanking our senior citizens for being positive role models for all generations.

**IN THE MATTER OF LETTER OF
INTENT - MARCS**

Motion moved by Mr. Jennings to approve the following Letter of Intent from Rob Wilson, Director, Brown County Communications: Second: Mr. Geschwind.

ROLL CALL VOTE

Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

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May 17, 2010

Appalachian Interoperability Initiative

Letter of Intent

The Commissioners of **Brown County, Ohio** submit this letter of intent to state our involvement in a multi-county/multi-agency grant project for interoperable communications. The grant application for this project is for the purpose of obtaining State and Federal funds.

Grant funds shall be used solely for the replacement of existing analog equipment, upgrading and enhancing communications systems and to pay user fees for up to three years.

All grant funds shall be used to purchase equipment compatible with the 700-800MHz infrastructure within the Ohio MARCS Voice and Data Network as well as pay user fees for up to three years.

Funds awarded within these grants may require a match of up to 20% from local sources.

The Brown Co. Commissioners agrees to work in cooperation with the other named Counties participating with the Appalachian Interoperability Initiative Radio Grant Project as depicted within the Regional Counties Master Radio Plan.

This letter of intent signifies the participation of Brown County in the planning and local application stages of this grant.

Should an award of funds be granted to Brown County or any separate agency within the Brown County who cannot fulfill the requirements of the required match, that portion of the grant award will be forfeited back to the State/Federal agency and no other actions or penalties will be assessed to that agency.

IN THE MATTER OF PROCLAMATION
BUILDING SAFETY WEEK – MAY 23
THRU 29 - 2010

Motion moved by Mr. Geschwind to issue the following Proclamation - Building Safety Week in Brown County. Second: Mr. Jennings.

ROLL CALL VOTE

Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

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May 17, 2010

**PROCLAMATION
BUILDING SAFETY WEEK IN BROWN COUNTY
MAY 23 – 29, 2010**

Whereas, through our continuing efforts to address critical safety issues in the build environment that affect our citizens, regardless of age or occupation, both in everyday life and in times of natural disaster, we are confident that our structures are safe and sound; and ,

Whereas, vigilant guardians – building safety and fire prevention officials, architects, engineers, builders and others in the construction industry work to ensure the safe construction of buildings by using building codes which include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires and earthquakes, to protect Americans in buildings where we live, learn, work and play; and,

Whereas, Building Safety Week reminds the public about the critical role of our communities' largely unknown guardians of public safety, our local code officials, who help prevent countless deaths and injuries from fires and accidents; and,

Whereas, this year, as we observe Building Safety Week with the theme, "Commemorating a Legacy of Leadership" we encourage all Americans to raise awareness of the importance of building safety, and consider projects to improve building safety at home and in the community, and to acknowledge the essential service to provide to all of us by local and state building departments and federal agencies in protecting lives and property;

Now, therefore, it is hereby proclaimed that May 23rd through May 29th, 2010 is Building Safety Week in Brown County. Accordingly, our citizens are encouraged to join communities across America to participate in Building Safety Week activities.

The Commissioners attended the Law Library Resources Board Meeting held in the Commissioner's Office.

5/13/10

The Brown County Solid Waste Authority held their monthly meeting.

5/17/10

Lucy Hart and Michael Hart met with the Commissioners and Jean Rickey, Clerk, to discuss dog issues.

IN THE MATTER TO ADJOURN

Motion moved by Mr. Geschwind to adjourn this meeting with no further business before the Board this day May 17, April 2010
Second: Mr. Jennings.

ROLL CALL VOTE

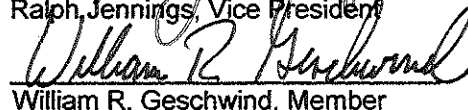
Mrs. Paeltz, yea
Mr. Jennings, yea
Mr. Geschwind, yea

Approval: May 19, 2010


Jean Rickey, Clerk


Margery Paeltz, President


Ralph Jennings, Vice President


William R. Geschwind, Member

May 17, 2010