

The Board of County Commissioners, Brown County, Ohio, met in regular session this April 11, 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 – COUNTY GENERAL FUNDS

Motion moved by Mr. Eagan to approve the request of Lisa Spiller, Assistant Clerk, for the following appropriation change. Decrease 17a17a (Contingencies) in the amount of \$2,000.00 into 4B11 (Other Expenses). Second: Mr. Geschwind.

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

IN THE MATTER OF SUPPLEMENTAL
 APPROPRIATION – BROWN COUNTY
 MUNICIPAL COURT

Motion moved by Mr. Geschwind to approve the request of Judge Joseph M. Worley, Brown County Municipal Court, for a supplemental appropriation of C31 (Municipal Court Legal Research) in the amount of \$4,400.00 into C31-11 (Other Expenses).
 Second: Mr. Eagan.

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

IN THE MATTER OF APPROPRIATION
 CHANGE - BROWN COUNTY
 COMMUNICATION CENTER

Motion moved by Mr. Eagan to approve the request of Rob Wilson, Director, Brown County Communication Center, for a appropriation change in A25-9 (Health/Life) in the amount of \$2,000.00 into A25-1b (Non Bargaining Unit Salary). Second: Mr. Geschwind.

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

IN THE MATTER OF PERSONNEL ACTION –
 BROWN COUNTY COMMUNICATION CENTER

Motion moved by Mr. Geschwind upon recommendation of Rob Wilson, Director, Brown County Communication Center, to hire Ashley Dunn 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 \$9.80 an hour. This position offer is also subject to the successful completion of a pre-employment drug screen and background check. Ms. Dunn's effective hire date will be April 17, 2011.
 Second: Mr. Eagan.

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

IN THE MATTER TO APPROVE
 REIMBURSEMENT OF INDIRECT COST-
 JOBS & FAMILY SERVICES

Motion moved by Mr. Eagan to approve the request of David M. Sharp, Director, Brown County Department of Jobs & Family Services, for the reimbursement of the first half payment of indirect cost for calendar year 2010: \$25,934.50 to be expensed

(Continued on next page)

April 11, 2011

From Human Services Fund (H01) line H-15 (Other Expenses) to the County General fund receipt code 450. Second: Mr. Geschwind.

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

IN THE MATTER OF MANDATED SHARE REIMBURSEMENT – JOBS & FAMILY SERVICES

Motion moved by Mr. Geschwind to approve the request of David M. Sharp, Director, Brown County Department of Jobs and Family Services, for the mandated share in the amount of \$49,995.50 from County General Fund Code 9E1 Grants Human Services to Public Assistance H9 Non Revenue Transfers. Second: Mr. Eagan.

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

IN THE MATTER OF SUBGRANT AGREEMENT WITH OHIO DEPARTMENT OF JOB & FAMILY SERVICES

Motion moved by Mr. Eagan to enter into a Subgrant Agreement with the Ohio Department of Job & Family Services to establish the terms, conditions, and requirements governing the administration and use of the financial assistance received by or used by each county family services agency included in the agreement. This Subgrant Agreement is in effect from July 1, 2011 through June 30, 2013. (See complete agreement on file). Second: Mr. Geschwind.

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

IN THE MATTER OF FUND TO FUND TRANSFER

Motion moved by Mr. Geschwind to approve the request of Lisa Spiller, Assistant Clerk, for a transfer of County General Funds 15a15 (Transfer Out) in the amount of \$10,000.00 into Sewer & Water District Fund P34-14b (Transfer In). Second: Mr. Eagan.

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

IN THE MATTER OF POST CERTIFICATES - SOUTHERN OHIO CENTER OF EXCELLENCE

Motion moved by Mr. Eagan to approve the request of Brenda Martin, Executive Director, Southern Ohio Center of Excellence, for the following post certificates. (Funds not encumbered in a timely manner.) Second: Mr. Geschwind.

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

VENDOR	CODE	AMOUNT
Southern Ohio Center of Excellence	T89-5	\$1,350.00
ABCEOI	T89-5	\$ 734.00
Southern Ohio Center of Excellence	T90-1	\$2,166.66
C. Sue Evans	T90-1	\$2,166.66

IN THE MATTER OF PETITION FOR ANNEXATION INTO THE VILLAGE OF MT ORAB (156.559) ACRES

Motion moved by Mr. Eagan to enter upon the journal the following petition for Annexation of 156.559 acres in Sterling Township into the Village of Mt. Orab received in this office on April 7, 2011 from Richard L. Goettke, Mt. Orab Village Solicitor. Second: Mr. Geschwind.

(Continued on next page)

April 11, 2011

PETITION FOR ANNEXATION

To: The Board of County Commissioners
Brown County, Ohio

The undersigned being all of the owners of the real estate in the unincorporated territory of the township hereby requests the annexation of that territory to the Village of Mt. Orab, Brown County, Ohio pursuant to Ohio Revised Code Section 709.02, 709.021, and 709.023.

A. There are four owners of the real estate in the territory proposed for annexation. They are Patricia J. Lucas, Trustee, William B. Lucas and Lisa Lucas, husband and wife, and James R. Lucas, an unmarried person. The four owners have signed the petition below and have dated their signatures.

B. A full and accurate legal description of the perimeter of the territory proposed for annexation is attached hereto and incorporated herein by reference. An accurate map or plat of the territory proposed for annexation is submitted along with this petition and is also incorporated herein by reference.

C. Richard L. Goettke, Solicitor for the Village of Mt. Orab, Ohio, is hereby appointed as agent for the petitioners as required by Ohio Revised Code Section 709.02 to do any and all things necessary and essential in order to obtain the proposed annexation of the territory described in the attached exhibit to the Village of Mt. Orab, Brown County, Ohio without any further expressed consent of the petitioners.

The territory proposed for annexation does not exceed 500 acres.

The territory proposed for annexation shares a contiguous boundary with the Village of Mt. Orab, Brown County, Ohio, for a continuous length of at least 5% of the perimeter of the territory proposed for annexation.

The annexation will not create an unincorporated area of the township that is completely surrounded by the territory proposed for annexation.

By separate ordinance or resolution adopted under Ohio Revised Code Section 709.23(C), the Village of Mt. Orab, Brown County, Ohio, will agree to provide services specified therein.

If a street or highway will be divided or segmented by the boundary line between the township and the Village of Mt. Orab

Brown County, Ohio, as to create a road maintenance problem, the Village of Mt. Orab, Brown County, Ohio will agree to assume the maintenance of that street or highway or to otherwise correct the problem.

This petition is signed by all of the owners of the unincorporated territory of the township proposed for annexation. Annexation proceedings shall be conducted under Ohio Revised Code Section 709.023. As such, the following language in bold face capital letters is placed immediately above the heading for the place of the signature.

(Continued on next page)

April 11, 2011

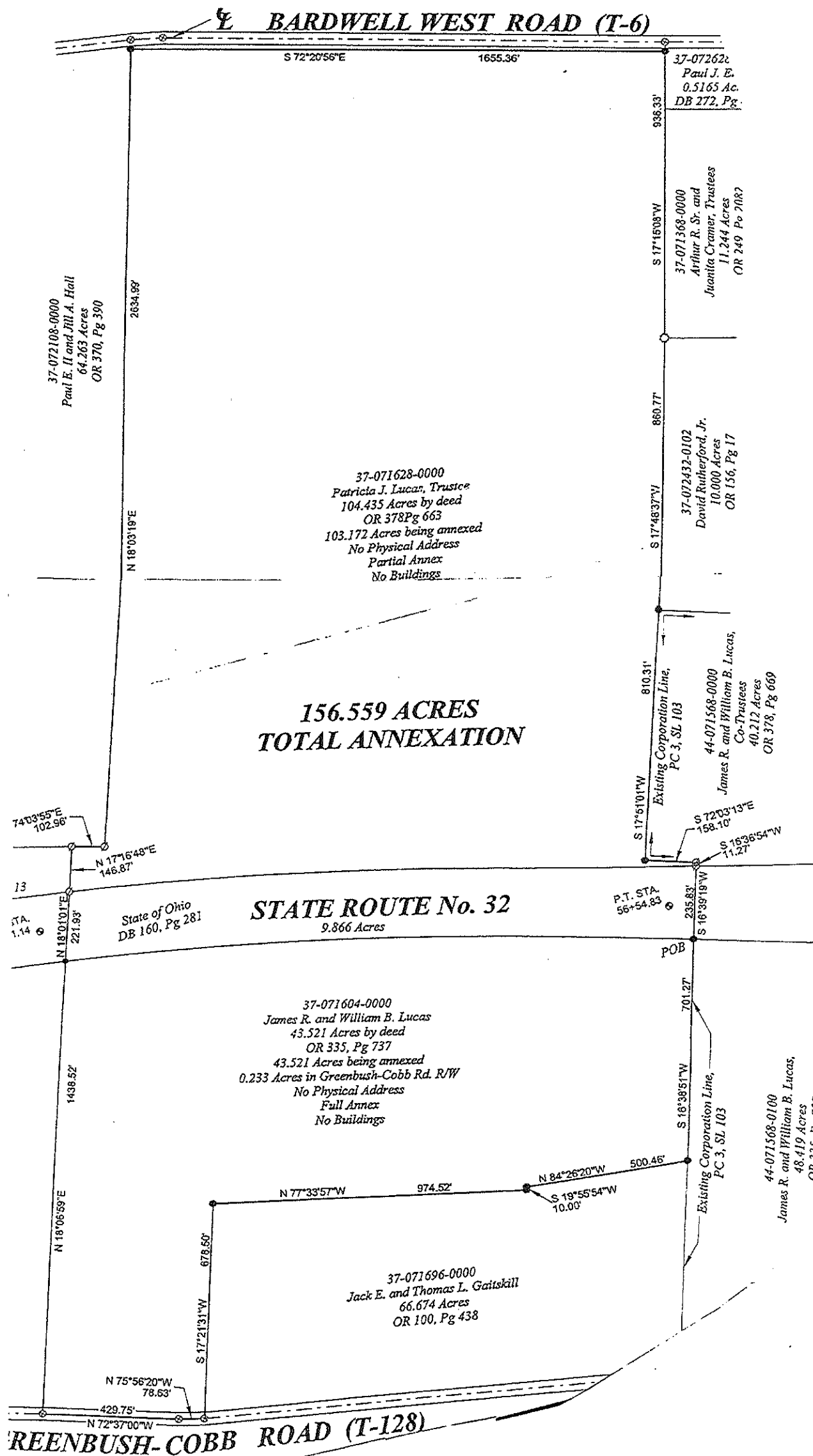
"WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR IN EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THE SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WKIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE."

Date: 3/22/11 Patricia J. Lucas, Trustee
 Date: 3/27/11 Wm. B. Lucas
 Date: 3/22/11 Lisa Lucas
 Date: 3/31/11 James R. Lucas

Situate in J. Harvie's Military Survey No. 3343, Sterling Township, Brown County, Ohio, and being 43.521 Acres identified as parcel 37-071604-0000 (of which 0.233 Acres is in the right-of-way of Greenbush-Cobb Road), conveyed to James R. and William B. Lucas in Official Record Book 335, page 737 and being 103.172 Acres out of the 104.435 Acres identified as 37-071628-0000, conveyed to Patricia J. Lucas, Trustee in Official Record Book 378, page 663 and being 9.866 Acres conveyed to the State of Ohio in Deed Book 160, page 281 in the Brown County, Ohio Recorder's Office and being bounded and more particularly described as follows:

Beginning at a 5/8" iron pin found on the southerly limited access right-of-way line of State Route No. 32 and on the existing corporation line of the Village of Mt. Orab at the most northwesterly corner of James R. and William B. Lucas' 48.419 Acre tract as recorded in Official Record Book 335, page 737 in the Brown County, Ohio Recorder's Office;
 Thence from said beginning point and continuing with the existing corporation line of the Village of Mt. Orab South 16 degrees 38 minutes 51 seconds West a distance of 701.27 feet to a 5/8" iron pin found corner to Jack E. and Thomas L. Gaitskill's 66.674 Acre tract;
 Thence with the line of said Gaitskill for the next four (4) courses:
 North 84 degrees 26 minutes 20 seconds West a distance of 500.46 feet to a 5/8" iron pin found;
 South 19 degrees 55 minutes 54 seconds West a distance of 10.00 feet to a 5/8" iron pin found;
 North 77 degrees 33 minutes 57 seconds West a distance of 974.52 feet to a 5/8" iron pin found;
 South 17 degrees 21 minutes 31 seconds West a distance of 678.50 feet to a spike found in the centerline of Greenbush-Cobb Road;
 Thence with the centerline of said Greenbush-Cobb Road for the next two (2) courses:
 North 75 degrees 56 minutes 20 seconds West a distance of 78.63 feet to a spike found;
 North 72 degrees 37 minutes 00 seconds West a distance of 429.75 feet to a spike found corner to Old West Festival, LLC;
 Thence with the line of said Old West Festival, LLC North 18 degrees 06 minutes 59 seconds East a distance of 1438.52 feet to a 5/8" iron pin found on the southerly limited access right-of-way line of said State Route No. 32;
 Thence crossing said State Route No. 32 North 18 degrees 01 minutes 01 seconds East a distance of 221.93 feet to a 112" iron pin found corner to William L. Heindel's 39.817 Acre tract;
 Thence with the line of said Heindel North 17 degrees 16 minutes 48 seconds East a distance of 146.87 feet to a 112" iron pin found corner to Paul E. II and Jilt A. Hall's 64.263 Acre tract;
 Thence with the line of said Hall for the next two (2) courses:
 South 74 degrees 03 minutes 55 seconds East a distance of 102.96 feet to a 112" iron pin found;
 North 18 degrees 03 minutes 19 seconds East a distance of 2634.99 feet to a 5/8" iron pin found;
 Thence crossing through the 104.435 Acre tract of said Patricia J. Lucas, Trustee South 72 degrees 20 minutes 56 seconds East a distance of 1655.36 feet to a 5/8" iron pin found on the line of Paul J. Elder's 0.5165 Acre tract;
 Thence continuing with the line of said Elder and continuing with the line of Arthur R. Sr. and Juanita Cramer, Trustees' 11.244 Acre tract South 17 degrees 15 minutes 08 seconds West a distance of 936.33 feet to a 3/8" iron pin found corner to David Rutherford, Jr's 10.000 Acre tract;
 Thence with the line of said Rutherford South 17 degrees 48 minutes 37 seconds West a distance of 860.77 feet to a 5/8" iron pin found corner to James R. and William B. Lucas' 40.212 Acre tract and also on the existing Village of Mt. Orab Corporation Line;
 Thence with the line of said Lucas' 40.212 Acre tract and the existing Village of 'Mt. Orab Corporation Line for the next three (3) courses:
 South 17 degrees 51 minutes 01 seconds West a distance of 810.31 feet to a 5/8" iron pin found;
 South 72 degrees 03 minutes 13 seconds East a distance of 158.10 feet to a 112" iron pin found;
 South 16 degrees 36 minutes 54 seconds West a distance of 11.27 feet to a 112" iron pin found on the northerly limited access right-of-way line of State Route No. 32;
 Thence crossing State Route No. 32 South 16 degrees 39 minutes 19 seconds West a distance of 235.83 feet to the place of beginning, CONTAINING 156.559 ACRES, more or less, subject, however to all legal highways and easements of record.
 Basis of bearing is the record bearing South 72 degrees 35 minutes 54 seconds East, the centerline of State Route No. 32 in State of Ohio Right-of Way plans CLE - 32, Section 13.74 and BRO - 32, Section 0.00 and all other bearings and distances were measured in the field.

April 11, 2011



LIST OF ALL TRACTS, LOTS, OR PARCLES
IN TERRITORY PROPOSED FOR ANNEXATION
PURSUANT TO OHIO REVISED OCDE SECTION 709.02(D)

<u>Name and Address</u>	<u>Parcel Number</u>	<u>Description</u>
Patricia A. Lucas, Trustee 8135 Beechmont Ave, E-236 Cincinnati, Ohio 45255	37-071628-0000	103.172 A
William B. Lucas Lisa Lucas 2813 Crittwoods Court Cincinnati, Ohio 45244	37-071604-0000	43.521 A
James R. Lucas 109 Driftwood Drive Lexington, SC 29072	37-071604.0000	43.521 A

LIST OF ALL TRACTS, LOTS, OR PARCELS
LOCATED ADJACENT TO THE TERRITORY OR DIRECTLY
ACROSS THE ROAD FROM IT
PURSUANT TO OHIO REVISED CODE SECTION 709.02 (D)

<u>Name and Address</u>	<u>Parcel Number</u>	<u>Description</u>
James R. Lucas 109 Driftwood Drive Lexington, SC 29072	44-071568-0100 44-071568-0000	48.419 A 40.212 A
William B. Lucas Lisa Lucas 2813 Crittwoods Court Cincinnati, Ohio 45244	44-071568-0100 44-071568-0000	48.419 A 40.212 A
David Rutherford, Jr. 1895 Richards Creek Road Williamsburg, Ohio 45176	37-072432-0102	10.00 A
Arthur R. Crammer, Sr., Trustee Juanita Cramer, Trustee 1940 Bardwell West Road Williamsburg, Ohio 45176	37-071368-0000	11.244 A
Paul J. Elder 1888 Bardwell West Road Williamsburg, Ohio 45176	37-072628-0000	0.5165 A
Jack E. Gaitskill Thomas L. Gaitskill 1778 Cobb Road Williamsburg, Ohio 45176	37-071696-0000	66.674 A
Old West Festival, LLC 3653 Paxton Avenue Cincinnati, Ohio 45208	37-072588-0000	65.281 A
William L. Heindel 3808 Cobb Road Williamsburg, Ohio 45176	37-072588-0200	39.817 A
Paul E. Hall, II Jull A. Hall 105 Agency Lane Mt. Orab, Ohio 45154	37-072108-0000	64.263 A

(Continued on next page)

April 11, 2011

<u>Name and Address</u>	<u>Parcel</u>	<u>Description</u>
Patricia J. Lucas, Trustee 8135 Beechmont Avenue, E-236 Cincinnati, Ohio 45255	37-071640-0000	171.014 A
Allan D. Hunt Ida B. Hunt 1875 Bardwell East Road Williamsburg, Ohio 45176	37-072140-0036	8.246 A
Joseph Q. Leihgeber Lisa Carol Leihgeber Adams 1815 Bardwell West Road Williamsburg, Ohio 45176	37-072140-0002	8.246 A
Joseph Wright Jennifer Wright 1807 Bardwell West Road Williamsburg, Ohio 45176	37-07240-0010	14.905 A
Ronald E. Zike Uelelebelle Zike 1793 Bardwell West Road Williamsburg, Ohio 45176	37-072140-0028	11.120 A
Deron H. Shinkle Jolene Shinkle 1779 Bardwell West Road Williamsburg, Ohio 45176	37-072140-0008	3.344 A
Richard L. Smith Shelba J. Smith 1755 Bardwell West Road Williamsburg, Ohio 45176	37-072470-0100	1.00 A
David W. Hawkins Eugenia M. Cassidy 15674 Lucky Lane Williamsburg, Ohio 45176	37-072140-0035	0.52 A
Diana L. Maloney 15673 Lucky Lane Williamsburg, Ohio 45176	37-0721470-0030	0.51 A
Alfred DeBoard 1598 Greenbush Cobb Road Williamsburg, Ohio 45176	37-071460-0100	2.00 A
Same E. DeBoard Betty L. DeBoard 1482 Greenbush Cobb Road Williamsburg, Ohio 45176	37-071460-0000	52.735 A

IN THE MATTER OF MEMORANDUM OF
UNDERSTANDING – BROWN COUNTY
DEPARTMENT OF JOB & FAMILY SERVICES
– BROWN COUNTY DEPARTMENT CHILD
SUPPORT ENFORCEMENT

Motion moved by Mr. Geschwind to approve the request of David M. Sharp, Director, Job & Family Services and Susan Smith, Director, CSEA, to share the Child, Family and Adult Community and Protective Services allocation, also known as the 533 Line Item. The amount of the award is \$113,692.00 for the purpose to be used for any legitimate Family Service purpose. BCDJFS agrees to transfer a portion of the State of Ohio's General Relief Funds to CSEA. (See Memorandum of Understanding on file).
Second: Mr. Eagan.

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

April 11, 2011

IN THE MATTER TO ENTER INTO EXECUTIVE SESSION

Motion moved by Mr. Geschwind to enter into Executive Session at 4:00 p.m. with Jessica Little, Brown County Prosecutor, Attorney's Charles S. DeRousie and Webb I. Vorys from Vorys Legal Counsel to discuss hospital trade secrets. Second: Mr. Eagan.

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

IN THE MATTER TO LEAVE EXECUTIVE SESSION

Motion moved by Mr. Geschwind to leave Executive Session at 4:30 p.m. Second: Mr. Eagan.

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

IN THE MATTER TO RECESS

Motion moved by Mr. Geschwind to recess at 4:30 p.m. to attend a meeting at the Brown County General Hospital. Second: Mr. Eagan.

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

IN THE MATTER TO RECONVENE

Motion moved by Mr. Geschwind to reconvene at 4:50 p.m. at the Brown County General Hospital. Second: Mr. Eagan.

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

IN THE MATTER OF EXECUTIVE SESSION

Motion moved by Mr. Geschwind to enter into Executive Session at 4:50 p.m. to discuss hospital trade secrets. Second: Mr. Eagan.

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

IN THE MATTER TO LEAVE EXECUTIVE SESSION

Motion moved by Mr. Geschwind to leave Executive Session at 6:05 p.m. Second: Mr. Eagan.

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

IN THE MATTER TO EXTEND DATE ON LETTER OF INTENT – BROWN COUNTY COMMISSIONERS – BOARD OF TRUSTEES OF BROWN COUNTY HOSPITAL – SOUTHWEST HEALTHCARE SERVICES LLC

Motion moved by Mr. Geschwind to approve the amendment extending the Letter of Intent dated by Southwest Healthcare Services LLC on February 3, 2011, between the Brown County Commissioners, Board of Trustees of the Brown County Hospital and Southwest Healthcare Services LLC. The request for the amendment to extend the Letter of Intent until June 1st, 2011, is mutually agreed upon by all parties involved in order to continue the process for the sale of the Brown County General Hospital. Second: Mr. Eagan.

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

April 11, 2011

IN THE MATTER TO RECESS

Motion moved by Mr. Geschwind to recess this meeting at 6:10 p.m. and to reconvene this meeting at the Brown County Board of Commissioners' office at 9:00 a.m., Tuesday April 12, 2011 to conduct further business. Second: Mr. Eagan.

ROLL CALL VOTE

Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER TO RECONVENE

Motion moved by Mr. Geschwind to reconvene the regular meeting at 9:00 a.m. April 12, 2011, to conduct further business. Second: Mr. Eagan.

ROLL CALL VOTE

Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

IN THE MATTER OF POST CERTIFICATE -
SEWER WATER DISTRICT

Motion moved by Mr. Eagan to approve the request of Jean Rickey, Clerk, for the following post certificate. (Funds not encumbered in a timely manner.) Second: Mr. Geschwind.

ROLL CALL VOTE

Mr. Eagan, yea
Mr. Geschwind, yea
Mr. Jennings, yea

VENDOR	CODE	AMOUNT
Environmental Engineering Service	P34-14b	\$8,460.00

4/11/2011

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

IN THE MATTER TO ADJOURN


Motion moved by Mr. Geschwind to adjourn this meeting with no further business before the Board this day April 12, 2011. Second: Mr. Eagan.

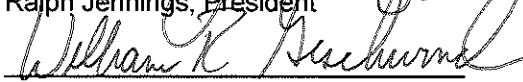
ROLL CALL VOTE


Mr. Eagan, yea
Mr. Geschwind, absent
Mr. Jennings, yea

Approval: April 13, 2011


Jean Rickey, Clerk


Ralph Jennings, President


William R. Geschwind, Vice President


Rick Eagan, Member

April 12, 2011