

County Commissioners Office
Auglaize County, Ohio
August 28, 2012

NO. 12-360

IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO DRAW WARRANTS FOR THEN AND NOW CERTIFICATE PAYMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of August, 2012.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the practice of using "Then and Now Certificates" has been instituted by the County Auditor.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, the taxing authority for Auglaize County, having thirty (30) days to approve payment by resolution from receipt of "Then and Now Certificates", does hereby approve the following:

<u>Check #</u>	<u>Amount</u>	<u>Vendor</u>
365051	\$36,511.62	Auglaize Industries
365116	\$ 200.00	I. Jean Meckstroth
365125	\$21,973.43	West Central Ohio Network
365129	\$28,717.58	Concept Rehab
365154	\$10,152.26	Treasurer State of Ohio

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: County Auditor

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of August, 2012.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested to authorize budget adjustments as follows: and,

Heritage Trails Park District Fund:

Amount:	From:	To:
\$ 1,500.00	946.0946.530900 (Other Expenses)	946.0946.530600 (Contract Services)
\$ 800.00	946.0946.530400 (Advertising)	946.0946.530600 (Contract Services)

Board of County Commissioners Fund:

Amount	From:	To:
\$ 1,000.00	001.0101.531000 (Prof. Services)	001.0101.530800 (Advertising)

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the budget adjustments to show the changes as tabulated above.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: County Auditor
Heritage Trails Park District

IN THE MATTER OF AUTHORIZING CHANGE ORDER #2 TO THE CONTRACT WITH WESTERHEIDE DEVELOPERS, INC. – MILLWORK CONTRACTOR FOR THE AUGLAIZE COUNTY COURTHOUSE RENOVATION PROJECT; AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AMENDMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of August, 2012.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, on January 31, 2012, in Resolution #12-059, the Board of County Commissioners executed a contract with Westerheide Developers, Inc. for the millwork, acoustical treatment and floor finishes portion for the Auglaize County Courthouse Renovation Project. Westerheide Developers, Inc. has stated in the contract that the base amount for the general construction of the Courthouse Renovation Project is \$428,000.00; Change Order #1 of \$4,467.00; and,

WHEREAS, due to the following change to furnish and install all necessary labor and material to rework Recorders desk in room 201 and rework Judges bench in room 227 add \$14,900.00; and,

WHEREAS, the total increase for the changes stated above for Change Order #2 is \$14,900.00; and,

WHEREAS, the Board of County Commissioners has agreed to this increase; and,

WHEREAS, a Change Order #2 has been prepared by Westerheide Developers, Inc. reflecting above mentioned fee increase; same is to be executed by the President of the Board.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Change Order #2 for the contract with Westerheide Developers, Inc. for the millwork, acoustical treatment and floor finished portion of the Court House Renovation Project; and,

BE IT FURTHER RESOLVED that President of the Board is hereby authorized to execute said Change Order #2 as presented by Westerheide Developers, Inc. thereby increasing said contract by \$14,900.00 to a total of \$447,367.00.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: Westerheide Developers, Inc.
✓Garmann/Miller
✓County Administrator

AIA Document G701™ – 2001

Change Order

PROJECT (Name and address): Auglaize County Courthouse Millwork	CHANGE ORDER NUMBER: 002 DATE: August 10, 2012	OWNER: <input checked="" type="checkbox"/> ARCHITECT: <input checked="" type="checkbox"/> CONTRACTOR: <input checked="" type="checkbox"/> FIELD: <input type="checkbox"/> OTHER: <input type="checkbox"/>
TO CONTRACTOR (Name and address): Westerheide Developers, Inc. 1120 Milligan Court, Suite 105 Sidney, Ohio 45365	ARCHITECT'S PROJECT NUMBER: 10015.02 CONTRACT DATE: January 26, 2012 CONTRACT FOR: Millwork	

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

Furnish all necessary labor and material to:

- 1.) Rework Recorders desk in room 201 and rework Judges bench in room 227. Add \$14,900.00

TOTAL CHANGE: \$14,900.00

(Remaining Millwork, Acoustical . . . Contingency Allowance - \$0.00)

The original Contract Sum was	\$	428,000.00
The net change by previously authorized Change Orders	\$	4,467.00
The Contract Sum prior to this Change Order was	\$	432,467.00
The Contract Sum will be increased by this Change Order in the amount of	\$	14,900.00
The new Contract Sum including this Change Order will be	\$	447,367.00

The Contract Time will be unchanged by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is May 1, 2012

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

<u>Garmann-Miller & Associates, Inc.</u> ARCHITECT (Firm name)	<u>Westerheide Developers, Inc.</u> CONTRACTOR (Firm name)	<u>Auglaize County Commissioners</u> OWNER (Firm name)
38 S. Lincoln Drive, P.O. Box 71, Minster, Ohio 45865 ADDRESS	1120 Milligan Court, Suite 105, Sidney, Ohio 45365 ADDRESS	209 S. Blackhoof- Room 201, Wapakoneta, Ohio 45895 ADDRESS
<u>Ronald C. Spawwood</u> BY (Signature)	<u>[Signature]</u> BY (Signature)	<u>[Signature]</u> BY (Signature)
<u>Ronald C. Spawwood</u> (Typed name)	<u>JAY VESTERHEIDE</u> (Typed name)	<u>Donald A. Spawwood</u> (Typed name) BOCC President
<u>8/10/12</u> DATE	<u>8-13-12</u> DATE	<u>8.28.12</u> DATE

IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO MAKE PERMANENT DITCH MAINTENANCE ASSESSMENTS TO DITCH FUNDS AS DIRECTED BY THE COUNTY ENGINEER.

The Board of Auglaize County Commissioners met in regular session on the 28th day of August, 2012.

Commissioner Regula made the motion to adopt of the following:

RESOLUTION

WHEREAS, Doug Reinhart, County Engineer submitted a letter to the Board of County Commissioners requesting that the Board certify the following ditch maintenance assessments percentages to the Auglaize County Auditor, which are to be included in the next succeeding real estate tax collection; and,

WHEREAS, these maintenance assessments are needed to replenish each ditch maintenance fund for past, present and future maintenance work:

<u>DITCH NAME</u>	<u>DITCH MAINTENANCE ACCOUNT NUMBER</u>	<u>PERCENTAGE OF ORIGINAL ASSESSMENT TO BE LEVIED</u>
Bailey	400	6%
Barnes	401	10%
Blackhoof	403	20%
Greve	404	10%
Brackney	405	2%
Grassley Link	406	6%
Clear Creek	408	3%
Craft #1	410	20%
Dabbelt	412	10%
Doering	414	20%
Doshe	415	20%
Emerson	416	20%
Frazier #2	418	20%
Grassley	419	10%
Haufhaus	421	3%
Heidt #1	422	15%
Hemmert	424	5%
Howell	425	3%
Grubs	428	10%
Kaiser	429	20%
Kaufman	430	20%
Klosterman	434	20%
McName-Petesen Br.	437	20%
McName-Phillips Br.	438	20%
Metz	439	10%
Place	442	10%
Vornholt	443	10%
Porter-Lateral	444	3%
Potts	445	20%
Pusheta	446	6%
Ramga	447	10%
Seibert	448	20%
Reichelderfer	449	20%
Ritchie #1	450	20%
Rohrbaugh-Severt #1	452	15%
St. Joe	453	20%
Sellers #1	456	10%
Shaffer	457	10%
Sherer #1	458	Delete this account
Six Mile	459	20%
Sprague	460	15%
Spray	461	15%
Swartz Joint (Logan)	462	5%
Thrush	463	3%
Wallace Fork #1	465	3%
Waesch	466	5%
Warman	467	15%
Werner #1	468	20%
Wirewille	470	5%

Resolution – continued
 Percentage for Ditch Maintenance Assessments
 August 28, 2012 – page 2

Wright #1	471	15%
Herbst	474	20%
Blasé	475	6%
Fiedderjohann	476	20%
Sellers #2	477	2%
Bush #1	478	5%
McCune	480	5%
Miller	482	5%
Mallory	484	6%
Clause	485	10%
Geiger-Doseck	486	5%
Muchinnippi	487	4%
Schultz	488	6%
Simms-Minnich	489	6%
Swartz Joint w/Van Wert	490	15%
Roediger #2	495	10%
Henkener	496	6%
Bayshore	497	3%
Haberkamp	498	10%
Mile Creek	499	4% by joint county resolution
Foltz	701	6%
Hussey	704	6%
Ritter	705	10%
Virginia Creek	706	3%
Werner No. 2	707	5%
Wright #2	709	6%
Benzing	710	6%
Trotter	719	15%
Spangler	720	3%
Clover	721	4%
Gutman #2	727	10%
Waynesfield West	729	2%
Gray-Harrod	731	15%
Krites	732	10%
Pond View Estates	733	20%
Eisert	737	15%
Doseck	740	15%
Price	741	10%
Eisley	742	10%
Elsass	744	6%
Limbert	746	3%
Santomieri	747	10%
Owl Creek	749	5%
Kellermeyer	753	15%
Cogan	755	20%
Schaub	757	10%
Huffman Run #2	762	10%
Wiesenmayer	763	6%
Prairie Creek	773	6%
Kilger	776	6%
Cisco	782	4%
Kohler No. 3	792	10%
Egley #2	793	3%
St. Marys River	799	10% by joint county resolution
Cook No. 2	805	10%
Summerchase Subdivision	814	2%
Nielsen	827	2%
Arnold	831	4%
Waynesfield Northeast	835	1%
Shearer #3	837	6%
Simms Run	840	5%

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby authorize the County Auditor to make the ditch maintenances assessments as before listed.

Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer Yes
Douglas A. Spencer

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

cc: County Engineer
County Auditor

IN THE MATTER OF THE AUGLAIZE COUNTY COMMISSIONERS CERTIFYING TO THE AUGLAIZE COUNTY AUDITOR, MIAMI AND ERIE CANAL UNPAID ASSESSMENTS TO BE PLACED ON THE 2012 TAX DUPLICATE FOR ASSESSMENT.

The Board of Auglaize County Commissioners met in regular session on the 28th day of August, 2012.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, Doug Reinhart, Auglaize County Engineer, has informed the Auglaize County Commissioners that there are ten unpaid assessments in the amount of \$609.12 for the Miami and Erie Canal Ditch Project and respectfully request that the unpaid assessments be added to the 2012 tax duplicates of the land owners involved, for collection in 2013.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve the ten unpaid assessment for land owners involved for the Miami and Erie Canal Ditch Project on the 2012 tax duplicates for collection in 2013; and,

BE IT FURTHER RESOLVED that the ditch assessment placed on the tax duplicate for 2012 is hereby levied and directed to be certified to the Auglaize County Auditor for collection in the manner prescribed by law.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Jr.
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: ✓Auglaize County Auditor
✓Auglaize County Engineer

CERTIFICATION

As duly appointed Clerk of the Board of County Commissioners, Auglaize County, Ohio, I do hereby certify that the attached is a true and correct copy of Resolution No. _____ passed and approved by the Board County Commissioners of Auglaize County, Ohio, on August 28, 2012.

Esther Leffel, Clerk
Board of County Commissioners
Auglaize County, Ohio

Dated: _____

IN THE MATTER OF AUTHORIZING A TRANSFER OF FUNDS FROM CONTINGENCIES FUND TO THE PERMANENT IMPROVEMENT FUND AS REQUESTED BY THE AUGLAIZE COUNTY ADMINISTRATOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of August, 2012.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the County Administrator, Michael Hensley, requested from the Board of County Commissioners to transfer \$75,000.00 from the Contingencies fund to the Permanent Improvement Fund to draw to a close the expenses for the Courthouse Renovation Project.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the transfer of funds as follows:

From: 001.1701.538000 – Contingencies – Transfer Out - Amount: \$75,000.00

To: 041.0100.40050 – Permanent Improvement – Transfer In - Amount: \$75,000.00

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
28th day of
August, 2012

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: County Auditor
County Administrator