

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

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

County Home Fund:

Amount:	From:	To:
\$174,782.68	097.0097.530600 (Contract Services)	097.0097.510200 (Salary)
\$ 41,138.26	097.0097.530300 (Supplies)	097.0097.536600 (Hospitalization)
\$ 19,788.72	097.0097.530500 (Contract Repair)	097.0097.536700 (PERS)
\$ 4,179.06	097.0097.530400 (Equipment)	097.0097.536700 (PERS)
\$ 1,351.85	097.0097.510100 (Official Salary)	097.0097.536700 (PERS)

Solid Waste Management Fund:

Amount:	From:	To:
\$ 2,500.00	004.0004.530400 (Equipment)	004.0004.530600 (Contract Services)
\$ 500.00	004.0004.530400 (Equipment)	004.0004.530300 (Supplies)

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman . yes
John N. Bergman

Douglas A. Spencer . yes
Douglas A. Spencer

Don Regula . yes
Don Regula

cc: County Auditor
Auglaize Acres
Solid Waste

**IN THE MATTER OF SETTING DATE AND TIME TO RECEIVE BIDS FOR THE COURT HOUSE
RENOVATION MILLWORK, ACOUSTICAL TREATMENT AND FLOOR FINISHES PROJECTS FOR
THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, contract documents, including drawings and specifications have been drafted by Garmann/Miller for the Millwork, Acoustical Treatment and Floor Finishes Projects; and,

WHEREAS, the drawings and specifications have been approved by the State; and,

WHEREAS, the Board wishes, at this time, to set a date and time to receive and publicly open bids for said Millwork, Acoustical Treatment and Floor Finishes Projects.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby set Tuesday, the 10th day of January, 2012 at 1:30 p.m. as the date and time to receive and publicly open bids, at the Auglaize County Board of Commissioners Chambers - Acres, located at 13093 Infirmiry Road, 2nd Floor East, for the Court House Millwork, Acoustical Treatment and Floor Finishes Projects.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman . yes
John N. Bergman

Douglas A. Spencer . Yes
Douglas A. Spencer

Don Regula . yes
Don Regula

/ cc: Garmann/Miller Architects

*BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO
209 S. Blackhoof St., Wapakoneta, Ohio 45895*

Phone: 419-739-6710

Fax: 419-739-6711

December 15, 2011

TO: The Evening Leader

FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Legal Notice **to be published in The Wapakoneta Daily News and the Evening Leader**

Please publish legal notices in the Legal Section of your newspaper, on the following date December 20th, 2011.

Please send **Certificates of Publication and invoices** to:

Board of County Commissioners
209 S. Blackhoof St., Room 201
Wapakoneta, OH 45895

Thank you.

Esther Leffel,
BOCC Clerk

NOTICE TO BIDDERS

The bid date of December 20, 2011 at 1:30pm for the Millwork, Acoustical Treatment and Floor Finishes for the Auglaize County Courthouse has been voided. To allow contractors more time to review the project the following time and date are set for opening of the bids.

Sealed proposals will be received by Auglaize County Commissioners at Commissioners Chambers, Second Floor of Auglaize Acres, 13093 Infirmary Road, Wapakoneta, Ohio 45895 until 1:30 pm (local time) Tuesday, January 10, 2012, at which time and place proposals will be opened publicly and read aloud. Proposals received after 1:30 pm will be returned unopened. Proposals shall be for the furnishing of materials and the performance of labor necessary for the:

Millwork, Acoustical Treatment and Floor Finishes for the
Auglaize County Courthouse
201 Willipie Street
Wapakoneta, Ohio 45895

All in accordance with the Contract Documents prepared by Garmann/Miller & Associates, Inc., 38 S. Lincoln Drive, P.O. Box 71, Minster, Ohio 45865:

A Lump Sum bid for the project will be received.

An open door walk around will be held from 1:00pm to 4:00pm on December 21, 2011, at the Courthouse, main floor off Willipie Street. You will be able to view the trim lumber the County has on storage. The storage sites are in 2 different buildings, but arrangements will be made. This building is considered a construction zone and all General Contractor safety regulations must be obeyed.

A Bid Security in the form of a certified check, cashier's check, irrevocable letter of credit, or surety company bond pursuant to Chapter 1305 of the Ohio Revised code in the amount of 10% of the total bid shall accompany each bid; or a bid guaranty bond in accordance with Chapter 153.571 of the Ohio Revised Code in the amount of 100% of the total bid shall accompany each bid.

If a bid security in the amount of 10% of the full bid amount is submitted with this bid, each successful bidder is required to furnish a Performance Bond and Labor and Material Bond from an acceptable surety in the amount of 100% of the full contract amount in accordance with Section 153.571 of the Ohio Revised Code.

If a bid guaranty bond in the amount of 100% of the total bid is submitted with the bid, no additional Performance and Labor and Material Bond is required to be furnished by the successful Bidder.

Successful Bidders shall conform with the Ohio "Schedule of Prevailing Wages" included in the Supplementary Conditions.

The Contract Documents, including Drawings and Specifications, are on file for public inspection at the office of the Architect:

Garmann/Miller & Associates, Inc
38 South Lincoln Drive
PO Box 71
Minster, Ohio 45865
Phone 419 628-4240 - Fax 419-628-4299

and at the office of the County Commissioners; Construction News Corporation, 7261 Engle Road, Cleveland, Ohio; the McGraw Hill - Dodge Plan Room in Columbus, Ohio; and the Builders Exchange in Dayton, Ohio and Toledo Ohio.

Contract Documents may be obtained by placing a deposit with the printer, Key Blueprint Inc., 195 East Livingston Ave., Columbus, Ohio 43215; Phone 800-537-1907; www.keycompanies.com, in the amount of \$100.00 payable to Auglaize County Commissioners. The deposit is completely refundable if drawings and specifications are returned in good condition within ten (10) days after bidding. Each bidder is limited to two (2) complete sets of Contract Documents under the refundable deposit provisions. Each Bidder is responsible for shipping cost or providing a shipping number for billing to the bidders account.

Bidders may request additional complete sets of documents, beyond the additional two sets for the non-refundable amount of \$100.00 per set. No partial sets will be issued.

Each bid must be submitted in duplicate on a blank form furnished by the Architect, in a sealed envelope. Mark plainly on the outside of the envelope, the branch of work bid upon. No bidder may withdraw his bid for a period of sixty (60) days after the bid opening

The owner reserves the right to reject any or all bids and to waive informalities, irregularities and/or errors in the bids to the extent permitted by law. This includes the right to extend the date and time for receipt of bids.

County Commissioners Office
Auglaize County, Ohio
December 15, 2011

No. 11-480

IN THE MATTER OF DECLARING RESOLUTION # 11-466 NULL AND VOID AS REQUESTED BY THE COUNTY ADMINISTRATOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on December 6, 2011, in Resolution #11-466, the Board of County Commissioners set date and time to receive bids for the Court House Renovation Millwork, Acoustical Treatment and Floor Finished Projects; and,

WHEREAS, the County Administrator has informed the Board of County Commissioners that this resolution was incorrect and should be declared null and void.

THEREFORE BE IT RESOLVED, the Board of Commissioners of Auglaize County, Ohio does hereby, at the request and direction of the County Administrator, declare the following Resolution null and void:

Reso. #11-466 of setting date and time to receive bids for the Court House Renovation Millwork, Acoustical Treatment and Floor Finishes projects for the Auglaize County Board of Commissioners.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: County Administrator
Garmann/Miller

IN THE MATTER OF ACCEPTING A REQUEST FOR VACATION OF RIGHT-OF-WAY ON CR #33A AS FILED BY THE COUNTY ENGINEER, DOUGLAS REINHART AND THE COUNTY OF AUGLAIZE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Ohio Revised Code 5553.04 provides that when the Board of County Commissioners is of the opinion that it will be for the public convenience or welfare to locate, establish, alter, widen, straighten, vacate, or change the direction of a public road, it shall so declare by resolution, which resolution shall set forth the general route and termini of the road, or part of the road, to be located, established, or vacated, or the general manner in which the road is to be altered, widened, or straightened, or the direction of the road is to be changed.

WHEREAS, a request was filed with Clerk of the Board of county Commissioners on October 27, 2011 by County Engineer on behalf of Auglaize county regarding the vacation of a right-of-way for CR #33A to vacate .232 acres portion of the right-of-way along County Road #33A just to the west of Wapakoneta, west of Presar Road on the south side of the roadway and owned by the Greenlawn Cemetery Association; and,

WHEREAS, in accordance with the Ohio Revised Code, Section 5553.04 through 5553.11, the Board of County Commissioners does accept the request for the vacation of a right-of-way for CR #33A and sets the date of view in connection with same for January 12, 2012 at 11:00 a.m. meeting at the site of vacation; setting the date of hearing for January 19, 2012 at 11:00 a.m. to be held in he office the Auglaize County Commissioners, Auglaize Acres Building, 13093 Infirmary Road – 2nd Floor, Wapakoneta, OH 45895.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does this day accept the above mentioned request and does officially set above dates and times for view and hearing on the vacation of a right-of-way for CR #33A as petitioned.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

- cc: Director of Natural Resources
- Duchouquet Township Trustees - %Cathy M. Oen, Clerk
- County Engineer
- County Auditor
- County Prosecuting Attorney
- Greenlawn Cemetery Association

December 15, 2011

TO: The Evening Leader

FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Legal Notice **to be published in The Wapakoneta Daily News and The Evening Leader.**

Please publish the accompanying Legal Notice in your newspaper on Tuesday, December 22, 2011 and December 29, 2011.

Please send **Certificate of Publication and invoice** to:
Board of County Commissioners
209 S. Blackhoof St., Room 201
Wapakoneta, OH 45895

Thank you!

LEGAL NOTICE

Douglas Reinhart, County Engineer, on behalf of Auglaize County, is requesting, pursuant to Ohio Revised Code 5553.04, that a portion of right-of-way located along CR #33A just to the west of Wapakoneta, west of Presar Road on the south side of the roadway, located in the Duchouquet Township, Auglaize County, State of Ohio and hereinafter briefly described be vacated.

The following described tract of land is part of the Northwest Quarter of Section 31, Town 5 South, Range 6 East, Duchouquet Township, Auglaize County, Ohio and is more particularly described as follows:

Commencing at a Stone found at the Southwest corner of the Northwest Quarter of Section 31, Duchouquet Township;

Thence N.01°08'04"W. along the West line of the Northwest Quarter of said Section 31, a distance of 947.68 feet to a point in the South line of the existing 30 foot right-of-way line of County Road 33-A;

Thence S.81°23'42"E. along the South line of the existing 30 foot right-of-way line of County Road 33-A, a distance of 307.07 feet to a wooden corner post which is the PLACE OF BEGINNING for the tract of land herein described;

Thence N.08°43'13"E. a distance of 13.21 feet to a Railroad Spike set;

Thence S.81°27'32"E. a distance of 256.42 feet to an iron pin set;

Thence S.81°17'59"E. a distance of 241.31 feet to an iron pin set;

Thence S.80°24'41"E. a distance of 153.87 feet to an iron pin set;

Thence S.79°53'00"E. a distance of 183.48 feet to an iron pin set;

Thence S.77°05'09"E. a distance of 74.69 feet to a Mag Nail set;

Thence N.81°23'42"W. a distance of 909.50 feet to the wooden corner post that was the true PLACE OF BEGINNING;

Containing in all 0.232 Acre, being subject to all legal easements, restrictions and reservations, if any or of record on said premises. The purpose of this description is to vacate a portion of the County's 33-A Road right-of-way so that the existing cemetery fence and graves are on the cemetery property and not on County road right-of-way. This plat and description is recorded in Survey Book "Q", page 668, in the Auglaize County's Engineer's Office. Basis of bearings for this survey is holding the West line of the Northwest Quarter of Section 31 as N.01°08'04"W. from a previous survey by James Ken (DUC-31-24), 09/10/2003.

Notice is further given that the Board of Auglaize County Commissioners will view said premises on January 12, 2012 at 10:00 a.m., with a public hearing for said vacation request to be held on January 19, 2012 at 11:00 a.m. in the Chambers of the County Commissioners, Auglaize Acres Building, 13093 Infirmary Road – 2nd Floor, Wapakoneta, Ohio.

By Order of the Board of County Commissioners

Auglaize County, Ohio

John N. Bergman, President
Douglas A. Spencer, Vice President
Don Regula, Member

By: Esther Leffel, Clerk



AUGLAIZE COUNTY

Engineering Department

P.O. Box 59
1014 S. Blackhoof Street
Wapakoneta, Ohio 45895

TELEPHONE 419-739-6520
FAX 419-739-6521
Email: doug@augcoeng.com



Douglas Reinhart
COUNTY ENGINEER

Board of Auglaize County Commissioners
October 27, 2011

I have applied and anticipate receiving federal gas tax funds to pay for 80% of the cost of resurfacing CR# 33A from Wapakoneta to St. Marys. The project is currently estimated at \$2 million dollars.

In order to obtain federal funding the road right-of-way has to be "clear" of all encroachments. Just to the west of Wapakoneta, west of Presar Road and on the south side of the roadway, there exists a wrought iron fence that belongs to the Greenlawn Cemetery Association that is located within the dedicated road right-of-way.

This fence has been there for several decades and was installed when this roadway was then State Route # 33. Not only does this fence exist, but I would not rule out the existence of graves since this cemetery is well over 100 year old.

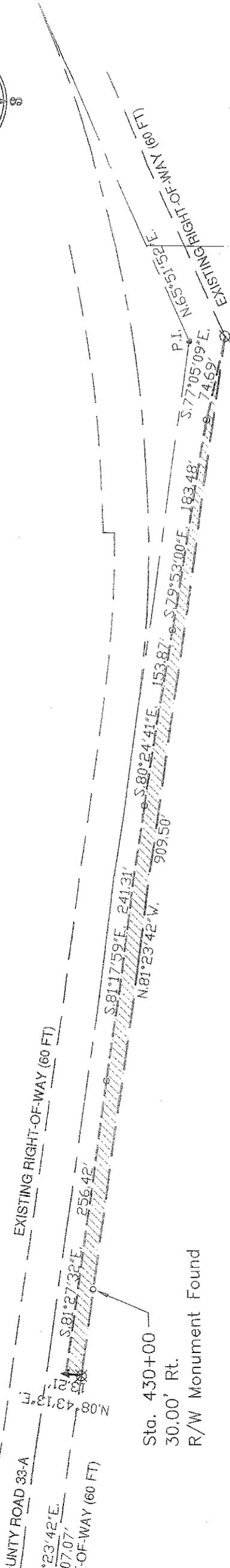
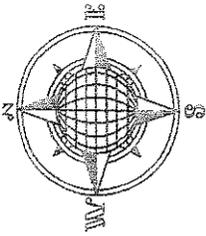
In order to clear the right-of-way for the federal aid project, I am requesting the commissioners vacate that portion of right-of-way south from the existing fence. This vacation will not cause a hazard to the traveling public, site distance restrictions, create maintenance difficulties or restrict future improvements to the roadway.

Attached is a plat and legal description that the county prosecuting attorney can use for the vacation procedures. The only adjacent landowner affected by this vacation is the Greenlawn Cemetery Association.

Respectfully submitted,

Douglas Reinhart, P.E., P.S.
Auglaize County Engineer

GREENLAWN CEMETERY ACQUISITION OF 0.232 ACRE RIGHT-OF-WAY



P.I. Sta. 438+21.26
 Delta = 32°44'26"
 Radius = 1,145.92'
 Tangent = 336.62'

Centerline Presar Road

SURVEYOR'S DESCRIPTION

The following described tract of land is part of the Northwest Quarter of Section 31, T-5-S, R-6-E, Duchouquet Township, Auglaize County and is more particularly described as follows:

Commencing at a Stone found at the Southwest corner of the Northwest Quarter of Section 31, Duchouquet Township;

thence N.01°08'04"W. along the West line of the Northwest Quarter of said Section 31, a distance of 947.68 feet to a point in the South line of the existing 30 foot right-of-way line of County Road 33-A; thence S.81°23'42"E. along the South line of the existing 30 foot right-of-way line of County Road 33-A, a distance of 307.07 feet to a wooden corner post which is the PLACE OF BEGINNING for the tract of land herein described;

thence N.08°43'13"E. a distance of 13.21 feet to a Railroad Spike set;
 thence S.81°27'32"E. a distance of 256.42 feet to an iron pin set;
 thence S.81°17'59"E. a distance of 241.31 feet to an iron pin set;
 thence S.80°24'41"E. a distance of 153.87 feet to an iron pin set;
 thence S.79°53'00"E. a distance of 183.48 feet to an iron pin set;
 thence S.77°05'09"E. a distance of 74.69 feet to a Mag Nail set;
 thence N.81°23'42"W. a distance of 909.50 feet to the wooden corner post that was the true PLACE OF BEGINNING.

Containing in all 0.232 Acre, being subject to all legal easements, restrictions and reservations, if any or of record on said premises. The purpose of this description is to vacate a portion of the County's 33-A Road right-of-way so that the existing cemetery fence and graves are on the cemetery property and not on County road right-of-way. This plat and description is recorded in Survey Book "Q", page 668, in the Auglaize County's Engineer's Office. Basis of bearings for this survey is holding the West line of the Northwest Quarter of Section 31 as N.01°08'04"W. from a previous survey by James Kent (DUC-31-24), 09/10/2003.

LEGEND

- R/W Monument
- Iron Pin Set
- ∅ Mag Nail Set
- Stone Found
- Iron Pin Found
- ⊗ Wooden Post Found
- ▲ Railroad Spike Set



SCALE

IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONEYS CERTIFIED AND NOT APPROPRIATED.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested by County Administrator Joseph Lenhart and County Auditor Janet Schuler to increase the Annual Appropriation with moneys that were certified and unappropriated; and,

WHEREAS, the requests are to amend the 2011 Annual Appropriation to reflect the following increases in the (004) Solid Waste Management Fund, (048) Indigent Appl. Fees Fund, (076) Airport Rotary Fund, (089) Insurance Fund and (092) Human Services Building Debt Services Fund:

- Increase 004.0004.540700 (Advance Repayment) by \$160,000.00,**
- Increase 048.0048.538000 (Payment to State) by \$212.76,**
- Increase 076.0076.510200 (Salary) by \$247.97,**
- Increase 089.0089.535800 (Insurance Claims) by \$624,660.31,**
- Increase 092.0092.540100 (Note Principal) by \$5,000.00.**

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2011 Annual Appropriation Resolution be amended to show the increases as tabulated above.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: County Auditor
County Administrator
Solid Waste – Dave Reichelderfer

**IN THE MATTER OF SETTING DATE, TIME AND LOCATION AT WHICH TO CONVENE
SPECIAL SESSION OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to Ohio Revised Code Section 305.07, "the Board of County Commissioners may provide by Resolution for the holding of special sessions"; and,

WHEREAS, the Board must set a special sessions on Friday, December 30, 2011 from 2:00 p.m. to 4:00 p.m. to attend the retirement party for County Administrator Joseph Lenhart held at the Commissioners Chambers, Wapakoneta, Ohio or until the conclusion of the business for the purpose stated above.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby set Friday, December 30, 2011 from 2:00 p.m. to 4:00 p.m. or until such time as the meeting is concluded, at the location so named above as the date, time and place to convene a special session for said Board; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be provided to The Evening Leader, The Wapakoneta Daily News, The Lima News and The Daily Standard to ensure adequate public notice of these special sessions.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman . yes
John N. Bergman

Douglas A. Spencer . yes
Douglas A. Spencer

Don Regula . yes
Don Regula

cc: newspapers

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

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

Board of DD Fund:

Amount:	From:	To:
\$ 16,000.00	019.0019.510200 (Salary)	019.0019.536600 (Insurance)

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman yes
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

Don Regula yes
Don Regula

cc: County Auditor
Board of DD

IN THE MATTER OF AMENDING RESOLUTION #11-482 AS REQUESTED BY THE AUDITOR'S OFFICE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of December, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board approved Resolution #11-482 on December 15, 2011; and,

WHEREAS, Auditor's Office stated the appropriation line item was incorrect and the Board needs to amend the Resolution #11-482 to have the correct appropriation line item changed to:

Increase 004.0004.550300 (SW Lawsuit) by \$160,000.00.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2011 Annual Appropriation Resolution be amended to show the increases as tabulated above.

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

Adopted this
15th day of
December, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman Yes
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

Don Regula yes
Don Regula

cc/ County Auditor
Solid Waste – Dave Reichelderfer