

IN THE MATTER OF AUTHORIZING THE SECUREMENT OF A NOTE FROM FIRST NATIONAL BANK IN NEW BREMEN FOR THE MCKEE DITCH IMPROVEMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2009.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, on January 27, 2009, in Resolution #09-37, the Board of County Commissioners authorized the securement of interest costs for a note in the following amount for the balance of money needed to complete a ditch improvement:

McKee Ditch project.....\$36,177.80

and,

WHEREAS, the following quotation were received for the above mentioned note:

For McKee improvement project:

First National Bank in New Bremen.....4.60%

First Financial Bank passed on the bid;

and,

WHEREAS, quotation was shared with County Auditor Janet Schuler, for her review and recommendation with said recommendation being to award the note to First National Bank in New Bremen for the McKee Ditch project as First National Bank in New Bremen met the bid requirements for this project.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the securement of an eight year (16 semi-annual installment) note in the amount of \$36,177.80 at the rate of interest of 4.60%, from First National Bank in New Bremen for the balance of money needed to complete the payment of the McKee Ditch project.

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

Adopted this
10th day of
February 10, 2009

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
Bidder

IN THE MATTER OF APPROVING THE CONTRACT AND BOND OF TUMBUSCH CONSTRUCTION FOR THE VILLA NOVA SEWER REPLACEMENT PROJECT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2010.

Commissioner Bergman moved the adoption of the following

RESOLUTION

WHEREAS, on January 20, 2009, Resolution #09-25, the Board of County Commissioners awarded the bid for the Villa Nova Sewer Replacement project to Tumbusch Construction for the amount of \$27,634.03; and,

WHEREAS, the Engineer's office has filed with this Board a contract and bond with Tumbusch Construction for labor and materials per specifications for said Villa Nova Sewer Replacement project; and,

WHEREAS, the Board of County Commissioners has been requested to approve and execute the contract and bond, as all appears to be in order.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve the contract and bond with Tumbusch Construction as presented, for the Villa Nova Sewer Replacement project, executing same; and,

BE IT FURTHER RESOLVED that the Clerk of the Board is hereby directed to record said contract and bond in the Commissioners' Journal; and,

BE IT FURTHER RESOLVED funding for the project will be made from the Villa Nova Sewer Fund.

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

Adopted this
10th day of
February, 2009

**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

CONTRACT – VILLA NOVA SEWER

Revised Code, Sec. 6131.41

In the Matter of the VILLA NOVA SEWER PROJECT

THIS AGREEMENT, made and entered into on this day of JANUARY, 2009,
TUMBUSCH CONSTRUCTION of 401 STACHLER DRIVE ST. HENRY, OHIO 45883
and between the County Commissioners of AUGLAIZE COUNTY
Ohio, and hereinafter designated as "First Party," and hereinafter designated as "Second Party."

WITNESSETH, THAT SAID "SECOND PARTY," For and in consideration of the sum of
Twenty Seven Thousand Six Hundred Thirty Four and 03/100 (\$ 27,634.03) Dollars,
to be paid as hereinafter specified, hereby agree to furnish unto said "First Party." all the necessary
materials, and do all the work and labor required to construct the VILLA NOVA SEWER improvement
in accordance with plans, drawings and specifications for the same hereto attached, which plans, drawings
and specifications are hereby declared to be a part of this contract.

Said "Second Party" further agrees to furnish said materials and to do the said work and labor
promptly, in a good substantial and workmanship manner, under the direction of the County Engineer in
charge, without hindrance or delay to any other branch or class of work on said VILLA NOVA
SEWER, and to work in harmony with and to render such assistance to other branches of work as their
connection therewith and the progress of the VILLA NOVA SEWER may require. The whole to be
completed to the satisfaction and acceptance of said "First Party" on or before the 1st day of MAY, 2009.

AND SAID "FIRST PARTY," for and in consideration of the true and faithful performance of
said work and labor and furnishings of said materials as aforesaid, hereby agree to pay unto the said "Second
Party" said sum of Twenty Seven Thousand Six Hundred Thirty Four and 03/100
(\$ 27,634.03) Dollars, in installment from time to time, upon the certificate of acceptance of the County
Engineer and as provided by law

Now if the said TUMBUSCH CONSTRUCTION, INC.
of 401 STACHLER DRIVE ST. HENRY, OH 45883
shall faithfully perform and complete such work and labor and furnish such materials within the time and as
above specified and conditioned, according to the tenor of said Contract, and in accordance with the plans,
descriptions and specifications required and made a part of said Contract, then this obligation shall be void;
otherwise it shall be and remain in full force and virtue in law.

BOND OF DITCH CONTRACTOR

Revised Code, Sec. 6131.42

In the Matter of the VILLA NOVA SEWER PROJECT

KNOW ALL MEN BY THESE PRESENTS, *That we* TUMBUSCH CONSTRUCTION

of 401 STACHLER DRIVE ST. HENRY, OHIO 45883 , as *Principal,* and

ERIE INSURANCE , as *sureties, are held and firmly bound unto*

the state of Ohio for the benefit of AUGLAIZE COUNTY *and for the benefit of any owner*

having a right of action thereon as is provided by law, in the penal sum of Twenty Seven Thousand

Six Hundred Thirty Four and 03/100 (\$ 27,634.03) *Dollars, to the payment of which sum,*

well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and

administrators.

Signed by us, and dated this 31st *day of* JANUARY , 2009

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, whereas, the above Bound

TUMBUSCH CONSTRUCTION

have entered into a Contract with said Board of County Commissioners, First, to furnish the materials and

perform the work and labor for the construction of the VILLA NOVA SEWER *improvement*

specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 1st

day of MAY, 2009, *for the compensation* Twenty Seven Thousand Six Hundred Thirty Four

and 03/100 (\$ 27,634.03) *dollars.*

Second, to save the County from any loss caused by delay in completing the work or furnishing the material within the time and in the manner expressed in the contract, bid and specifications;

Third, for the payment of claims of any person, arising out of the unlawful acts or negligence of the contractor in the performance of his contract;

And Forth, to perform the contract in the time stated in the contract, to furnish and use in the improvement all materials of the grade, kind and quality as stated in the contract and specifications; and to construct the improvement in the manner stated in the contract and specifications.

Now if the said TUMBUSCH CONSTRUCTION

of 401 STACHLER DRIVE ST. HENRY, OHIO 45883

shall faithfully perform and complete such work and labor and furnish such materials within the time and as above specified and conditioned, according to the tenor of said Contract, and in accordance with the plans,

descriptions and specifications required and made a part of said Contract, then this obligation shall be void;

otherwise it shall be and remain in full force and virtue in law.

Executive in Presence of

Russell J. Tark
signed

Nancy A. Tumbusch
witness

Tumbusch Construction Inc.

company

John J. Hall
witness

401 Stachler Dr.

street

St. Henry, Ohio 45883

city, state, zip

The above Bond being good and sufficient is approved this 10th day of February January, 2009.

Douglas B. Goss
commissioner

Don Regula
commissioner

John N. Bergman
commissioner

IN THE MATTER OF APPROVING CONTRACT FOR CHILD CARE SERVICES BETWEEN THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND BETH JAMES AS A TYPE B CARE PROVIDER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2009.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the Auglaize County Department of Job & Family Services presented the Board with a contract for child care services from the following as a Type B day care provider:

Beth James – from February 1, 2009 to January 31, 2010;
and,

WHEREAS, the Board was solicited to approve and execute said contract.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the contract, as presented, for effective dates as mentioned above, between Auglaize County Department of Job & Family Services and Beth James for child care services for said department; and,

BE IT FURTHER RESOLVED that the Board ratifies the execution of said contract.

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

Adopted this
10th day of
February, 2009

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 Job & Family Services Dept. –
Michael Morrow

County Commissioners' Office
Auglaize County, Ohio
February 10, 2009

No 09-54

**IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONIES
CERTIFIED AND NOT APPROPRIATED IN THE HANDGUN LICENSE FUND.**

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 10th day of February, 2009.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, under the date of January 8, 2009, the Annual Appropriation for Auglaize County was accepted, having been prepared with the 2009 Annual Amended Official Certificate of Estimated Resources which was given to the Board of County Commissioners by the County Auditor; and

WHEREAS, Janet Schuler did inform the Board that monies were certified and unappropriated in the Handgun License fund. Therefore, the Board will amend the 2009 Annual Appropriation as follows:

- Increase 020-0020-530300 Supplies by \$ 5,000.00**
- Increase 020-0020-530400 Equipment by \$ 15,000.00**

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does order the 2009 Annual Appropriation Resolution be amended 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 10th day
of February, 2009

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

<u>Douglas A. Spencer</u>	, <u>yes</u>
Douglas A. Spencer	
<u>Don Regula</u>	, <u>yes</u>
Don Regula	
<u>John N. Bergman</u>	, <u>yes</u>
John N. Bergman	

Cc: County Auditor
 Sheriff

IN THE MATTER OF ENTERING INTO AN AGREEMENT WITH BUCKEYE EXTERMINATING, INC. FOR INSECT CONTROL AT AUGLAIZE ACRES.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2009.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, for the past several years, Auglaize Acres has contracted with Buckeye Exterminating, Inc. for the extermination and control of nuisance insects and rodents at the facility to the satisfaction of the administration; and,

WHEREAS, a renewal service agreement between Auglaize Acres and Buckeye Exterminating, Inc. to treat all areas of the kitchen, cafeteria, food storage, laundry, break areas, lobby, utility rooms, common restrooms and up to five (5) resident rooms (as necessary) has been submitted to the Board of County Commissioners for its approval and authorization; and,

WHEREAS, the cost of the exterminating and control services is \$48.00 per month, plus an additional \$3.00 for each resident room treated exceeding the 5 room limitation; an additional cost of \$200.00 for the outside perimeter treatment will apply when performed "per approval" each year; and,

WHEREAS, a 5% discount will apply if the service is prepaid for the entire year; term of contract being, February 1, 2009 to February 1, 2010.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve and accept the agreement of Buckeye Exterminating, Inc. for pest control at Auglaize Acres at the costs as mentioned above; and,

BE IT FURTHER RESOLVED that said Board authorizes Nick Scheck as Administrator of Auglaize Acres to execute the agreement with Buckeye Exterminating, inc. for said services.

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

Adopted this
10th day of
February, 2009

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/ Auglaize Acres
Buckeye Exterminating, Inc.

IN THE MATTER OF AUTHORIZING THE EXECUTION OF THE A CONTRACT ADDENDUM D RENEWAL WITH CREATIVE MICROSYSTEMS, INC. (CMI) FOR HARDWARE MAINTENANCE/ INFRASTRUCTURE HELP DESK SUPPORT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2009.

Commissioner Regula moved the adoption of the following:
RESOLUTION

WHEREAS, the Auglaize County Law Enforcement Center is under contract with Creative Microsystems, Inc. (CMI) for; and,

WHEREAS, it is necessary, at this time, to renew the contract with CMI through an Addendum D at the cost of \$700.00 as an annual fee; and,

WHEREAS, period of coverage for the hardware maintenance/support contract is for February 20, 2009 through February 19, 2010; and,

WHEREAS, said contract addendum was presented by the Sheriff Al Solomon to the Board of County Commissioners for its approval and execution.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the Hardware Maintenance/Infrastructure Help Desk Support Addendum D with; and,

BE IT FURTHER RESOLVED that the Board ratifies the execution of said contract and agreement.

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

Adopted this
10th day of
February, 2009

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, ys
Douglas A. Spencer

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

cc: ✓ Sheriff Al Solomon

IN THE MATTER OF AUTHORIZING EXPENDITURES FOR THE VETERANS SERVICE COMMISSIONERS, OFFICERS & STAFF TO ATTEND STATE/DISTRICT/REGIONAL CONVENTIONS/SEMINARS THROUGHOUT THE REMAINDER OF 2009.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2009.

Commissioner Regula moved the adoption of the following:
RESOLUTION

WHEREAS, Douglas R. Howard, the Auglaize County Veteran Service Officer, submitted correspondence to the Board of County Commissioners informing it that the Veterans Service Commission requests that the Board Members and Office Staff be authorized for travel expenses throughout 2009; and,

WHEREAS, travel expenses requested to be approved and authorized are for Veterans Service Commission Office related conventions, conferences and seminars.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the above request and does authorize the above mentioned expenses, ordering bills to be paid upon proper presentation, providing all is in accordance with the County's Travel Policy.

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

Adopted this
10th day of
February, 2009

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: Veterans Services – Douglas R. Howard