

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 23rd day of July, 2013.

Commissioner Bergman 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>
375054	\$ 300.00	Treasurer, State of Ohio
375062	\$ 2,304.34	Presence From Innovation
375065	\$ 787.00	Harrod Nagel Electric, Inc.
375085	\$ 220.00	Grand Lake St. Mary's Restoration
375094	\$ 260.00	Klenke's Trash Service, LLC
375103	\$ 637.05	Clemans & Nelson
375113	\$ 8,388.38	Hull & Associates, Inc.
375119	\$ 191.70	First Communications
375129	\$ 530.90	PDG
375145	\$ 443.63	U.S. Bank

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

ABSENT
Douglas A. Spencer

✓cc: County Auditor

IN THE MATTER OF DOCUMENTING RECEIPT OF BIDS FOR THE 2013 COUNTY & TOWNSHIP ROAD RESURFACING PROGRAM; BID AWARD TO THE SHELLY COMPANY; AND THE APPROVAL AND RATIFYING THE EXECUTION OF SAID CONTRACT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, this being the date July 16, 2013 set in Resolution #13-287, the Board of County Commissioners received and opened one bid for the 2013 County & Township Road Resurfacing Program, anticipating the resurfacing of 11.27 miles of county and township maintained roadways; and,

WHEREAS, the following bids were received:

From: The Shelly Co.	\$654,712.25
P.O. Box 3100, Findlay, OH 45839-3100;	
Barrett Paving Materials Inc.	\$673,516.75
3751 Commerce Drive, Middletown, Ohio 45005	

Engineer's Estimate was \$ 685,310.00; and,

WHEREAS, the bids, were reviewed by County Engineer Doug Reinhart and he determined all bids to be a complete bids and acceptable as submitted by the companies; and,

WHEREAS, Engineer Reinhart submitted written recommendation to the Board of County Commissioners stating that the award should be made to The Shelly Company.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby award the bid, in the amount of \$654,712.25 to The Shelly Company as recommended by the County Engineer for the 2013 County & Township Road Resurfacing Program.

WHEREAS, a contract for this bid award was presented this date, by County Engineer Reinhart, to the Board for execution.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the contract between Auglaize County and The Shelly Company for the 2013 Road Resurfacing Program, and does further ratify the execution of said contract by the Auglaize County Board of County 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
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Absent
Douglas A. Spencer

✓ cc: County Engineer
✓ Bidders

IN THE MATTER OF AWARDING THE BID FOR THE FLOOR SYSTEM ON DEEP CUT ROAD BRIDGE RENOVATION (AUG-CR226-04.65) TO HUME SUPPLY AS RECOMMENDED BY COUNTY ENGINEER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on June 18, 2013 the Board of County Commissioners received and publicly opened bids for the erecting a floor system of county bridge AUG-226-04.65 on Deep Cut Road over Miami and Erie Canal; and,

WHEREAS, Hume Supply has provided this office the required 35 year warranty on workmanship and galvanizing. Hume Supply is also ODOT certified in the following categories: Structural Steel Erection; Structural Welding; Structure Repairs and Structural Steel Repairs. Hume Supply has also provided Welder Certifications for the fabrication of the steel members and will provide inspection verification of the galvanizing process.

WHEREAS, bids were presented to County Engineer Doug Reinhart for review; on July 18, 2013 Engineer Reinhart informed the Board that he recommends the lowest and best bid and award the contract for the rehabilitation of this structure to Hume Supply at the cost of \$112,731.00.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, respective of the recommendation of the County Engineer, does hereby award the bid to Hume Supply for providing the necessary labor, equipment, and materials for the erecting the floor system on Bridge on Deep Cut Road over Miami and Erie Canal for the bid amount of \$112,731.00.

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

Absent
Douglas A. Spencer

cc: County Engineer - Doug Reinhart
✓ County Bridge Engineer - Dan Bennett

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 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested by County Engineer, Doug Reinhart, to increase the Annual Appropriation with moneys that were certified and unappropriated; and,

WHEREAS, the request is to amend the 2013 Annual Appropriation to reflect the following increase in the (043) MVGT Capital Improvement Fund:

Increase 043.0043.550100 (Construction) by \$41,088.52.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2013 Annual Appropriation Resolution be amended to show the increase 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
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

Absent
Douglas A. Spencer

cc: /County Auditor
/County Engineer

IN THE MATTER OF APPOINTING DAVID REICHELDERFER AS REPRESENTATIVE FOR THE AUGLAIZE COUNTY SOLID WASTE MANAGEMENT DISTRICT TO THE ORGANIZATION OF SOLID WASTE DISTRICTS OF OHIO.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County Solid Waste Management District has been a member of the Organization of Solid Waste District of Ohio (OSWADO) for many years; and,

WHEREAS, David Reichelderfer, Solid Waste Coordinator for the Auglaize County District met with the Board of County Commissioners which acts as the Board of Directors for the Auglaize County Solid Waste Management District, stating that he is willing, as in the past, to act as the District's representative to OSWADO from September 1, 2013 through August 31, 2014.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby appoint David Reichelderfer to serve as the representative to OSWADO on behalf of the Auglaize County Solid Waste Management District.

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

Absent
Douglas A. Spencer

/cc: Solid Waste Coordinator – David Reichelderfer

**IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE A
SUBORDINATION AGREEMENT FOR THE BENEFIT OF CHIP RECIPIENT ROBIN E.
FUNK.**

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on February 6, 1996, Robin E. Funk, executed a mortgage in favor of the Board of County Commissioners as the Board authorized the expenditure of CHIP funds in the total amount of \$9,455.00 for the renovations of the property where Robin E. Funk now resides; and,

WHEREAS, Robin E. Funk further executed the following mortgages in favor of the Board of County Commissioners as the Board for above mentioned property on July 19, 1996 in the amount of \$5,800.00; and,

WHEREAS, Robin E. Funk has now requested the Board execute a subordination agreement so as to allow him to secure a new loan in the amount of \$101,850.00; and,

WHEREAS, the Board finds the request to be reasonable as the appraised value of the property is \$111,466.00.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby authorize the President of the Board to execute the subordination agreement for the benefit of CHIP recipient Robin E. Funk; and,

BE IT FURTHER RESOLVED that a fully executed copy of this agreement be hereto attached and thus become a part of this Resolution.

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

Adopted this 23rd day
of July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Absent
Douglas A. Spencer

Attachment

Cc: Robin E.Funk
CHIP file
Prosecuting Attorney – Ed Pierce
EverBank

SUBORDINATION AGREEMENT (MORTGAGE)

NOTICE: THIS SUBORDINATION AGREEMENT RESULTS IN YOUR SECURITY INTEREST IN THE PROPERTY BECOMING SUBJECT TO AND OF LOWER PRIORITY THAN THE LIEN OF SOME OTHER OR LATER SECURITY INSTRUMENT. IT IS RECOMMENDED THAT, PRIOR TO THE EXECUTION OF THIS SUBORDINATION AGREEMENT, THE PARTIES CONSULT WITH THEIR ATTORNEYS WITH RESPECT THERETO.

THIS AGREEMENT is made on this 23rd day of July 2013, between ROBIN E. FUNK, which is the owner of the land hereinafter described (the "Borrower(s)"), and BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY, OHIO (the "Mortgagee").

WHEREAS, Borrower executed a mortgage (the "Subordinated Mortgage"), dated JANUARY 30, 1996 for the benefit of Mortgagee and which encumbers the following described real property:

See attached Exhibit "A"

(the "Property"), to secure a note in the sum of \$9,455.00 dated JANUARY 30, 1996, in favor of Mortgagee (the "Subordinated Note"), which Subordinated Mortgage was recorded on FEBRUARY 6, 1996 in Official Records as BOOK 257, PAIGE 128 OFFICIAL RECORDS, in the office of the AUGLAIZE County Recorder, OHIO.

WHEREAS, EVERBANK (the "New Lender"), desires to loan the sum of not to exceed \$101,850 Dollars (the "New Loan") on note of Borrower (the "New Note"), secured by a mortgage on and covering the Property (the "New Mortgage").

WHEREAS, to induce New Lender to make the New Loan, it is necessary that the Subordinated Mortgage be subordinated to the lien of the New Mortgage.

WHEREAS, it is to the mutual benefit of the parties that New Lender make the New Loan to Borrower, and Mortgagee is willing to agree that the New Mortgage will constitute a lien upon the Property which is unconditionally prior and superior to the lien of the Subordinated Mortgage.

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties and other valuable consideration the receipt and sufficiency of which consideration is hereby acknowledged, and in order to induce New Lender to make the New Loan, it is hereby declared understood and agreed as follows:

SECTION ONE: SUBORDINATION

Mortgagee hereby covenants, consents, and agrees that the Subordinated Mortgage is and shall continue to be subject and subordinate in lien to the lien of the New Mortgage and any renewals or extension thereof. Mortgagee also covenants and agrees to place an endorsement upon the Subordinated Note stating that the Subordinated Mortgage has been subordinated to the lien of the New Mortgage.

SECTION TWO: APPROVAL OF LOAN TERMS

Mortgagee declares, agrees and acknowledges that it consents to and approves of (i) all provisions of the New Note and the New Mortgage; and (ii) all agreements, including but not limited to any loan or escrow agreements, between Borrower and New Lender for the disbursement of the proceeds of the New Loan.

SECTION THREE: BINDING EFFECT

This Agreement shall be binding on Mortgagee and its successors and assigns, including each and every subsequent owner and holder of the Subordinated Note, and the terms of this Agreement shall inure to the benefit of New Lender, its successors and assigns, including, without limitation, each and every subsequent owner and holder of the New Note, or any renewal extension, or rearrangement thereof.

SECTION FOUR: ENTIRE AGREEMENT

This Agreement shall be the whole and only agreement with regard to the subordination of the lien of the Subordinated Mortgage to the lien of the New Mortgage and shall supersede and cancel, but only insofar as would affect the priority between the New Mortgage and the Subordinated Mortgage, any prior agreements as to such subordination, including, but not limited to, those provisions, if any contained in the Subordinated Mortgage, which provide for the subordination of the lien thereof to another deed or deeds of trust or to another mortgage or mortgages.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first above written,

BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY, OHIO,

By: Don Pagala

Its:

Date: 7-23-10

ACKNOWLEDGMENT OF MORTGAGEE'S SIGNATURE

On this ____ day of _____, 2013, before me came _____ who stated that he/she is the _____ of _____ and acknowledged that he executed the above instrument as the act and deed of _____ with full authority to do so.

(Seal)

Notary Public

My Commission Expires:

When recorded return to: _____

SUBORDINATION AGREEMENT (MORTGAGE)

NOTICE: THIS SUBORDINATION AGREEMENT RESULTS IN YOUR SECURITY INTEREST IN THE PROPERTY BECOMING SUBJECT TO AND OF LOWER PRIORITY THAN THE LIEN OF SOME OTHER OR LATER SECURITY INSTRUMENT. IT IS RECOMMENDED THAT, PRIOR TO THE EXECUTION OF THIS SUBORDINATION AGREEMENT, THE PARTIES CONSULT WITH THEIR ATTORNEYS WITH RESPECT THERETO.

THIS AGREEMENT is made on this 23rd day of July 2013, between ROBIN E. FUNK, which is the owner of the land hereinafter described (the "Borrower(s)"), and BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY, OHIO (the "Mortgagee").

WHEREAS, Borrower executed a mortgage (the "Subordinated Mortgage"), dated JULY 08, 1996 for the benefit of Mortgagee and which encumbers the following described real property:

See attached Exhibit "A"

(the "Property"), to secure a note in the sum of \$5,800 dated JULY 8, 1996, in favor of Mortgagee (the "Subordinated Note"), which Subordinated Mortgage was recorded on JULY 19, 1996 in Official Records as BOOK 272, PAIGE 192 OFFICIAL RECORDS, in the office of the AUGLAIZE County Recorder, OHIO.

WHEREAS, EVERBANK (the "New Lender"), desires to loan the sum of not to exceed \$101,850 Dollars (the "New Loan") on note of Borrower (the "New Note"), secured by a mortgage on and covering the Property (the "New Mortgage").

WHEREAS, to induce New Lender to make the New Loan, it is necessary that the Subordinated Mortgage be subordinated to the lien of the New Mortgage.

WHEREAS, it is to the mutual benefit of the parties that New Lender make the New Loan to Borrower, and Mortgagee is willing to agree that the New Mortgage will constitute a lien upon the Property which is unconditionally prior and superior to the lien of the Subordinated Mortgage.

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties and other valuable consideration the receipt and sufficiency of which consideration is hereby acknowledged, and in order to induce New Lender to make the New Loan, it is hereby declared understood and agreed as follows:

SECTION ONE: SUBORDINATION

Mortgagee hereby covenants, consents, and agrees that the Subordinated Mortgage is and shall continue to be subject and subordinate in lien to the lien of the New Mortgage and any renewals or extension thereof. Mortgagee also covenants and agrees to place an endorsement upon the Subordinated Note stating that the Subordinated Mortgage has been subordinated to the lien of the New Mortgage.

SECTION TWO: APPROVAL OF LOAN TERMS

Mortgagee declares, agrees and acknowledges that it consents to and approves of (i) all provisions of the New Note and the New Mortgage; and (ii) all agreements, including but not limited to any loan or escrow agreements, between Borrower and New Lender for the disbursement of the proceeds of the New Loan.

SECTION THREE: BINDING EFFECT

This Agreement shall be binding on Mortgagee and its successors and assigns, including each and every subsequent owner and holder of the Subordinated Note, and the terms of this Agreement shall inure to the benefit of New Lender, its successors and assigns, including, without limitation, each and every subsequent owner and holder of the New Note, or any renewal extension, or rearrangement thereof.

SECTION FOUR: ENTIRE AGREEMENT

This Agreement shall be the whole and only agreement with regard to the subordination of the lien of the Subordinated Mortgage to the lien of the New Mortgage and shall supersede and cancel, but only insofar as would affect the priority between the New Mortgage and the Subordinated Mortgage, any prior agreements as to such subordination, including, but not limited to, those provisions, if any contained in the Subordinated Mortgage, which provide for the subordination of the lien thereof to another deed or deeds of trust or to another mortgage or mortgages.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first above written,

BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY, OHIO,

By: Don Regula

Its:

Date: 7-23-13

ACKNOWLEDGMENT OF MORTGAGEE'S SIGNATURE

On this ____ day of _____, 2013, before me came _____ who stated that he/she is the _____ of _____ and acknowledged that he executed the above instrument as the act and deed of _____ with full authority to do so.

(Seal)

Notary Public

My Commission Expires:

When recorded return to: _____

IN THE MATTER OF FINDING THE AUGLAIZE COUNTY CRISIS CENTER, INC. AS AN ELIGIBLE DOMESTIC VIOLENCE SHELTER TO RECEIVE FUNDING FOR CALENDAR YEAR 2013.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to Ohio Revised Code Section 3113.34, the County Probate Court receives funds for each marriage license issued in the county to provide financial assistance to shelters for victims of domestic violence and the County Common Pleas Court, pursuant to Ohio Revised Code 2303.201 (D), collects funds in each action or proceeding for annulment, divorce or dissolution of marriage for the purchase of funding shelters for victims of domestic violence pursuant to Ohio Revised Code Section 3113.35 to 3113.39 ; and,

WHEREAS, Auglaize County Crisis Center, Inc. complies with all appropriate standards for Domestic Violence Shelters and has requested of the Board of County Commissioners to release the funds, which have been collected by Probate Court and Common Pleas Court, to said Crisis Center.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby find the Auglaize County Crisis Center, Inc. to be an eligible and qualifying domestic violence shelter to receive funding from fees collected in the County Probate Court and Common Pleas Court; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Auglaize County Crisis Center, Inc. and the County Auditor as their notification of eligibility for funding; and,

BE IT FURTHER RESOLVED that payments of above mentioned funding be made, pursuant to Ohio Revised Code, Section 3113.35 (C), to the Auglaize County Crisis Center, Inc. on a semi-annual basis.

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula , ye
Don Regula

John N. Bergman , ye
John N. Bergman

Absent , _____
Douglas A. Spencer

- ✓ cc: County Auditor
- ✓ Auglaize County Crisis Center, Inc.

IN THE MATTER OF DOCUMENTING RECEIPT OF BID FOR THE PAVING PROJECT AUG-CR33A-00.02; BID AWARD TO THE SHELLY COMPANY AND AUTHORIZES THE BOARD OF AUGLAIZE COUNTY COMMISSIONERS TO EXECUTE SAID CONTRACT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, this being the date July 16, 2013 set in Resolution #13-280, the Board of County Commissioners received and opened one bid for the Paving Project AUG-CR33A-00.02, for the repairing and repaving the County Road 33A; and,

WHEREAS, the following bid was received:

From: The Shelly Co. \$1,629,338.82
P.O. Box 3100, Findlay, OH 45840-3100;

Engineer's Estimate was \$ 2,066,325.25; and,

WHEREAS, the bid, was reviewed by County Engineer Doug Reinhart and County Bridge Engineer Dan Bennett and determined to be a complete bid and acceptable as submitted by The Shelly Co.; and,

WHEREAS, Engineer Reinhart submitted a written letter of recommendation to the Board of County Commissioners stating that the award should be made to The Shelly Company.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby award the bid, in the amount of \$1,629,338.82 to The Shelly Company as recommended by the County Engineer for the Paving Project AUG-CR33A-00.02; and,

BE IT FURTHER RESOLVED that the Board of County Commissioners of Auglaize County, Ohio to execute said contract.

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Absent
Douglas A. Spencer

✓ cc: County Engineer
/ Bidder

CONTRACT

PID 89123

For Paving Construction

This Agreement is made this the 23rd day of July, 2013 by and between the **Auglaize County Board of Commissions**, herein called the Owner and The Shelly Company of Findlay, Ohio, herein called the Contractor.

The Owner, as LPA for the Ohio Department of Transportation, agrees to pay the Contractor a sum of one million six hundred twenty nine thousand three hundred thirty eight dollars and eighty two cents for the completion of AUG-CR33A-00.02 also known as the paving CR 33A according to the plans, specifications, General Conditions and Addendums governing this project.

The Contractor agrees to furnish all necessary material, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the above described project. Work will commence on or before 23rd day of July, 2013 and complete the project by November 8, 2013. Liquidated damages for this project are \$1000.00 for each consecutive day thereafter.

IN WITNESS WHEREOF, the parties to these presents have executed this contract on the date stated above.

ATTEST:

Clerk: Esther Luffel

Witness: Esther Luffel

BOARD OF COUNTY COMMISSIONERS

Don Requea

John N Bergma

ATTEST:

Clerk: Esther Luffel

Witness: [Signature]

CONTRACTOR

By: [Signature]

Title: [Signature]
The Shelly Company
P.O. Box 3100
Findlay, Ohio 45839-3100

IN THE MATTER OF RATIFYING THE EXECUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE CONTRACT WITH PRESTRESS SERVICES INDUSTRIES, LLC FOR THE BRIDGE SAL-190-05-37 FOR PRESTRESSED BOX BEAMS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved adoption of the following:

RESOLUTION

WHEREAS, on June 25, 2013 in Resolution #13-292, the Board of County Commissioners awarded the bid for the Prestress Services Industries, LLC (SAL-190-05-37) for the amount of \$102,000.00 as recommended by the County Bridge Engineer; and,

WHEREAS, a contract between Auglaize County and Prestress Services Industries, LLC has been presented to the Board for execution.

THEREFORE BE IT RESOLVED that the Board of County Commissioners does hereby approve the contract between Auglaize County and Prestress Services Industries, LLC as presented; and,

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

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

Adopted this
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula *yes*
Don Regula

John N. Bergman *yes*
John N. Bergman

ABSENT
Douglas A. Spencer

✓cc: County Engineer – Doug Reinhart
✓County Bridge Engineer – Dan Bennett

CONTRACT

For Bridge Construction

This Agreement is made this the 23rd day of July, 2013 by and between the **Auglaize County Board of Commissions**, herein called the Owner and Prestress Services Industries, LLC, herein called the Contractor.

The Owner agrees to pay the Contractor a sum of One hundred two thousand dollars and zero cents for the completion of Salem Noble Road Prestressed Box Beams, according to the plans, specifications, General Conditions and Addendums governing this project.

The Contractor agrees to furnish all necessary material, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the above described project. Work will commence on or before the 31st day of July, 2013 and complete the project by October 31, 2013. Liquidated damages for this project are \$1000.00 for each consecutive day thereafter.

IN WITNESS WHEREOF, the parties to these presents have executed this contract on the date stated above.

ATTEST:

Clerk: Esther Lippel

Witness: Esther Lippel

BOARD OF COUNTY COMMISSIONERS

Don Regule

John N Bergman

ATTEST:

Clerk: Esther Lippel

Witness: M. Lee Patterson

CONTRACTOR

By: Bary Bangs

Title: VP Sales
Prestress Services Industries, LLC
216 Fountain Court, 2nd Floor.
Lexington, Kentucky 40509

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS AND AWARDING THE BID TO COTTERMAN & COMPANY INC. FOR THE AUGLAIZE ACRES FLAT ROOF REPLACEMENT PROJECT, USING FY '12 CDBG FORMULA/RLF PROGRAMS FUNDS; AND AUTHORIZING THE EXECUTION OF CONTRACT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of July, 2013.

Commissioner Bergman moved the adoption of the following:
RESOLUTION

WHEREAS, in Resolution #13-257 dated May 30, 2013, the Board of County Commissioners set this date, June 27, 2013 at 2:00 p.m. as the date and time to receive and open bids for Auglaize Acres Roof Replacement Project to be funded through FY 2012 CDBG Formula Program; and,

WHEREAS, architect from Garmann/Miller Associates, Ron Smallwood did open three (3) bids for said project; same being as follows:

From: Cotterman & Company Inc.	Bid
04513 St. Rt. 66 N., P.O. Box 75, Minster, OH 45865	\$123,975.00
Kalkreuth Roofing & Sheet Metal	\$145,750.00
8345 N. Green Meadows Dr., Lewis Center, OH 43035	
Frost Roofing	\$127,755.00
2 Broadway Street, Wapakoneta, OH 45895	
Architect's Estimate - \$118,000.00	

and,

WHEREAS, those present at the time of the bid opening were Commissioners Spencer and Regula; County Administrator Hensley; Garmann/Miller architect, Ron Smallwood; and three bidders; and,

WHEREAS, the Board presented the bids, as received, to Garmann/Miller Associates, for review, requesting that upon the completion of said review a letter of recommendation as to bid award be submitted to the Board; and,

WHEREAS, Garmann/Miller Associates Inc. submitted a letter of recommendation to award the bid to Cotterman & Company Inc. of Minster, Ohio, appears to be the lowest, responsible bidder.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby document the receipt and opening of the above mentioned bids for the Auglaize Acres Roof Replacement Project being funded with F.Y. '12 CDBG Formula/RLF Program; and,

BE IT FURTHER RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby award the bid for the Auglaize Acres Roof Replacement Project to Cotterman & Company Inc. in the amount of \$123,975.00, using FY '12 CDBG Formula/RLF Program funding; and,

BE IT STILL FURTHER RESOLVED, that said Board of County Commissioners does authorize contract and sustaining documentation to be prepared for this award; and does further authorize the execution of the project contract by the Board of County 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
23rd day of
July, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula . yes
Don Regula

John N. Bergman . yes
John N. Bergman

ABSENT
Douglas A. Spencer

- ✓cc: Poggemeyer Design Group – Dianne Guenther
- ✓ Bidders
- ✓ Garmann/Miller Associates, Inc.
- ✓ Auglaize Acres – Connie Pierce