

**IN THE MATTER OF APPROVING THE GRANT AGREEMENT DOCUMENTS WITH THE FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT PROGRAM GRANTS, AIP PROJECT NO. 3-39-0084-1108; AUTHORIZING PAYMENT OF THE LOCAL MATCH BY THE COUNTY; AUTHORIZING THE EXECUTION OF SAME BY THE PRESIDENT OF THE BOARD.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 17th of June, 2008 with the following members present:

John N. Bergman                      Douglas A. Spencer                      Ivo J. Kramer

Mr. Spencer moved the adoption of the following

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners, Auglaize County, Ohio, has received a Grant offer issued by authority of the Administrator of the Federal Aviation Administration (FAA) on behalf of the United States to pay the Government's share of the allowable project costs of AIP Project No. 3-39-0084-1108, up to a maximum of \$111,240.00 for the construction of a Terminal Building (Design); construction of Snow Removal Equipment Building (Design) and obstruction removal (Trees) at the Neil Armstrong Airport as set forth in the offer for the subject project.; and,

**WHEREAS**, an Attachment A, "Special Conditions" has been included in the grant document as forwarded by the FAA to the Board of County Commissioners; and,

**WHEREAS**, a local match of funding in the amount of \$5,855.00 is required for this grant with the Board of County Commissioners agreeing to assume payment of said match; and,

**WHEREAS**, it is necessary for the Board of Auglaize County Commissioners, serving as sponsors for the grant, to execute the grant offer with Attachment A document.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the Federal Aviation Administration Grant offer for the AIP Project No. 3-39-0084-1108 in the amount of \$111,240.00 as presented; and,

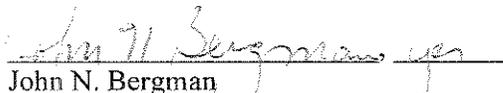
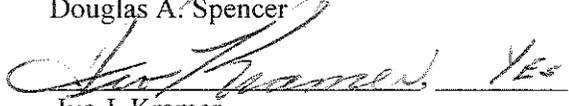
**BE IT FURTHER RESOLVED** that the Board of County Commissioners authorizes the payment of the local match of \$5,855.00 to be made with County funds; and,

**BE IT FURTHER RESOLVED** that said Board does authorize the President of the Board of Auglaize County Commissioners, John N. Bergman to execute the grant offer document with Attachment A, on behalf of said Board of County Commissioners and the Neil Armstrong Airport Authority..

Mr. Kramer seconded the Resolution, and upon the roll being called, the Vote resulted in the adoption of the Resolution as follows:

Adopted this  
17th day of  
June, 2008

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

  
John N. Bergman  
  
Douglas A. Spencer  
  
Ivo J. Kramer

cc: FAA, Detroit Airports District Office –  
Matthew J. Thys  
Asst. Clerk of the Board  
Delta Airport Consultants, Inc. – Rick Grice  
VODOT-06A



### GRANT AGREEMENT

Date of Offer: June 12, 2008

Recipient: Auglaize County Commissioners, Ohio (herein called the "Sponsor")

Project No.: 3-39-0084-1108

Airport: Neil Armstrong Airport

#### OFFER

THE FEDERAL AVIATION ADMINISTRATION (FAA), FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States' share, ninety-five percent (95%) of the allowable costs incurred in accomplishing the project consisting of the following:

"Construct Terminal Building (Design); Construct Snow Removal Equipment Building (Design); Obstruction Removal (Trees)"

as more particularly described in the Project Application, dated May 20, 2008.

The maximum obligation of the United States payable under this Offer shall be **\$111,240.00** for airport development.

This Offer is made in accordance with and for the purpose of carrying out the provisions of Title 49, United States Code, herein called Title 49 U.S.C. Acceptance and execution of this Offer shall comprise a Grant Agreement, as provided by Title 49 U.S.C., constituting the contractual obligations and rights of the United States and the Sponsor.

UNITED STATES OF AMERICA  
FEDERAL AVIATION ADMINISTRATION

  
\_\_\_\_\_  
Manager, Detroit Airports District Office

#### SPECIAL CONDITIONS

See Attachment A.

#### ACCEPTANCE

The Sponsor agrees to accomplish the project in compliance with the terms and conditions contained herein, in the Project Application, and in the June 2005 "Terms and Conditions of Accepting Airport Improvement Program Grants" signed on August 16, 2005.

Executed this 17th day of June, 2008

  
\_\_\_\_\_  
Signature of Sponsor's Designated Official Representative  
John N. Bergman, President  
Auglaize County Board of Commissioners  
\_\_\_\_\_  
Title

Auglaize County Commissioners, Ohio  
Sponsor / Seal

#### CERTIFICATE OF SPONSOR'S ATTORNEY

I, Edwin A. Pierce, acting as Attorney for the Sponsor do hereby certify: That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of Ohio. Further, I have examined the foregoing Grant Agreement, and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and the Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and Title 49 U.S.C. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Executed this 17th day of June, 2008

  
\_\_\_\_\_  
Signature of Sponsor's Attorney

**ATTACHMENT A: SPECIAL CONDITIONS****1. Trafficking In Persons:****(a) Provisions applicable to a recipient that is a private entity.**

- (1) You as the recipient, your employees, subrecipients under this award, and subrecipients' employees may not: (i) engage in severe forms of trafficking in persons during the period of time that the award is in effect; (ii) procure a commercial sex act during the period of time that the award is in effect; or (iii) use forced labor in the performance of the award or subawards under the award.
- (2) We as the Federal awarding agency may unilaterally terminate this award, without penalty, if you or a subrecipient that is a private entity: (i) is determined to have violated a prohibition in Paragraph (a)(1) of this award term; or (ii) has an employee who is determined by the agency official authorized to terminate the award to have violated a prohibition in Paragraph (a)(1) of this award term through conduct that is either: (A) associated with performance under this award; or (B) imputed to you or the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR Part 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," as implemented by our agency at 49 CFR Part 29.

**(b) Provision applicable to a recipient other than a private entity.** We as the Federal awarding agency may unilaterally terminate this award, without penalty, if a subrecipient that is a private entity:

- (1) Is determined to have violated an applicable prohibition in Paragraph (a)(1) of this award term; or
- (2) Has an employee who is determined by the agency official authorized to terminate the award to have violated an applicable prohibition in Paragraph (a)(1) of this award term through conduct that is either: (i) associated with performance under this award; or (ii) imputed to the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR Part 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," as implemented by our agency at 49 CFR Part 29.

**(c) Provisions applicable to any recipient.**

- (1) You must inform us immediately of any information you receive from any source alleging a violation of a prohibition in Paragraph (a)(1) of this award term.
- (2) Our right to terminate unilaterally that is described in Paragraph (a)(2) or (b) of this section: (i) implements section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)); and (ii) is in addition to all other remedies for noncompliance that are available to us under this award.
- (3) You must include the requirements of Paragraph (a)(1) of this award term in any subaward you make to a private entity.

**(d) Definitions.** For purposes of this award term:

- (1) "Employee" means either: (i) an individual employed by you or a subrecipient who is engaged in the performance of the project or program under this award; or (ii) another person engaged in the performance of the project or program under this award and not compensated by you including, but not limited to, a volunteer or individual whose services are contributed by a third party as an in-kind contribution toward cost sharing or matching requirements.
- (2) "Forced labor" means labor obtained by any of the following methods: the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.
- (3) "Private entity": (i) means any entity other than a state, local government, Indian tribe, or foreign public entity, as those terms are defined in 2 CFR 175.25; and (ii) includes: (A) a nonprofit organization, including any nonprofit institution of higher education, hospital, or tribal organization other than one included in the definition of Indian tribe at 2 CFR 175.25(b), and (B) a for-profit organization.
- (4) "Severe forms of trafficking in persons," "commercial sex act," and "coercion" have the meanings given at section 103 of the TVPA, as amended (22 U.S.C. 7102).

2. For purposes of computing the United States' share of the allowable project costs of the project, the allowable cost of the terminal building and snow removal equipment building development included in the project shall be amended into the grant by letter.

**IN THE MATTER OF AUTHORIZING EXPENSES FOR THE COUNTY DOG WARDEN TO ATTEND A TRAINING ACADEMY.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 17th day of June, 2008 with the following members present:

John N. Bergman      Douglas A. Spencer      Ivo J. Kramer

Mr. Kramer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners was informed by Russell Bailey, Auglaize County Dog Warden, that he will be attending a National Animal Control Association Training Academy NACA 100 Level 1 in Dayton, Ohio on August 11 – 15, 2008; and

**WHEREAS**, expenses requested to be authorized for payment are: Seminar Tuition - \$525.00; Parking and Meal expenses pursuant to County Travel Policy; a county vehicle will be used .

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve and authorize the above requested registration and travel expenses and does order bills to be paid upon proper presentation providing all is in accordance with the County Travel Policy.

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

Adopted this  
17th day of  
June, 2008

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

*John N. Bergman*, yes  
John N. Bergman

*Douglas A. Spencer*, yes  
Douglas A. Spencer

*Ivo J. Kramer*, Yes  
Ivo J. Kramer

cc: ✓ Auglaize County Dog Warden  
✓ Asst. Clerk of the Board

**IN THE MATTER OF SETTING DATE, TIME AND LOCATION AT WHICH TO CONVENE A  
SPECIAL SESSION OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**  
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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 17th day of June, 2008 with the following members present:

John N. Bergman                      Douglas A. Spencer                      Ivo J. Kramer

Mr. 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 session on the following date, time and location for the reason so given:

- on June 18, 2008 from 3:30 p.m. until meeting is completed, approximately 6:00 p.m., for the purpose of attending the Official Groundbreaking Ceremony on the West Campus Grounds of the Wright State University - Lake Campus. An Alumni Reception and Inaugural Chapter Establishment will follow; and,

**WHEREAS**, the Board will be in special session until such time as the event, as noted above, is completed.

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby set the above mentioned date, time and place to convene a special session of 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 session.

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

Adopted this  
17th day of  
June, 2008

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

  
John N. Bergman

  
Douglas A. Spencer

  
Ivo J. Kramer

cc: newspapers

**IN THE MATTER OF AUTHORIZING THE PURCHASE OF RADIO EQUIPMENT FOR USE BY THE COUNTY DOG WARDEN FROM COMMERCIAL COMMUNICATIONS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 17th day of June, 2008 with the following members present:

John N. Bergman      Douglas A. Spencer      Ivo J. Kramer

Mr. Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the newly employed Auglaize County Dog Warden is in need of radio equipment to assist in carrying out his duties; and,

**WHEREAS**, Commercial Communications has presented the Board of County Commissioners with a quotation for the purchase of used radio equipment as follows:

Description	Quantity	Price	Amount
Tune two used Maxon SP=2250 portables on 155.13 for County Dog Warden	2.00	15.00	30.00
Tune one used Kenwood Modal TK-730HK Mobile to 155.13 for County Dog Warden	1.00	20.00	20.00
SA 1256 Battery for Maxon Portables	2.00	45.00	90.00
New KMC-14 Microphone for Kenwood Mobile	1.00	30.00	30.00
K-220 Magnet Mount Antenna			\$58.00
Install Mobile Equipment at CCI shop			\$100.00

for a total cost of \$328.00.

**THEREFORE BE IT RESOLVED** by the Board of Commissioners of Auglaize County, Ohio does hereby authorize the purchase, at the cost so quoted, of the above mentioned radio equipment from Commercial Communications for use by the County Dog Warden; and,

**BE IT FURTHER RESOLVED** that the Asst. Clerk of the Board encumber \$328.00 for said authorized purchase, drawing funds from the Dog & Kennel fund.

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

Adopted this  
17<sup>th</sup> day of  
June, 2008

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

*John N. Bergman* yes  
John N. Bergman

*Douglas A. Spencer* Yes  
Douglas A. Spencer

*Ivo J. Kramer* YES  
Ivo J. Kramer

cc: Commercial Communications  
Asst. Clerk of the Board – Patricia Hill  
Dog Warden – Russ Bailey

**IN THE MATTER OF SETTING DATE AND TIME TO RECEIVE BIDS FOR PAVEMENT MARKING AND TRAFFIC SURVEY FOR THE COUNTY ROADWAYS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 17th day of June, 2008 with the following members present:

John N. Bergman                      Douglas A. Spencer                      Ivo J. Kramer

Mr. Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners has been asked by the County Engineer's staff to set a date and time to receive bids for pavement marking & traffic survey for county roadways.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby set July 10, 2008 at 2:00 p.m. as the date and time to receive and publicly open bids for the 2008 County Road Pavement Marking and Traffic Survey for county roadways; and,

**BE IT FURTHER RESOLVED** that the Board authorizes the County Engineer to proceed with the necessary legal steps to cause the above bid opening.

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

Adopted this  
17th day of  
June, 2008

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, YES  
Douglas A. Spencer

Ivo J. Kramer, YES  
Ivo J. Kramer

cc: ✓ County Engineer