

IN THE MATTER OF AUTHORIZING THE PRESIDENT OR VICE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE ANY F.S.A. APPLICATIONS FOR TENANT FARMERS OF COUNTY OWNED FARMLAND.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of June, 2010.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County, Ohio is the owner of various pieces of farmland within the county, which are overseen by the Board of County Commissioners; and leased to local farmers; and,

WHEREAS, government agencies made certain agricultural payments available to farmers.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners , Auglaize County, Ohio, does hereby approve of any Farm Service Agency (F.S.A.) applications for which the tenant farmers of county owned farmland are eligible; and,

BE IT FURTHER RESOLVED that the President or Vice President of the Board of County Commissioners, at the time of any application presentation, is authorized to execute said F.S.A. application, enabling the tenant farmer to receive grant payments.

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

Adopted this
3rd day of
June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula , yes
Don Regula
John N. Bergman , yes
John N. Bergman
Douglas A. Spencer , Yes
Douglas A. Spencer

cc: ✓ Auglaize County F.S.A. Office

IN THE MATTER OF AUTHORIZING BENCHMARK CUSTOM HOMES INC. TO RENOVATE A COUNTER IN THE COUNTY AUDITOR'S OFFICE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of June, 2010.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, County Auditor Janet Schuler met with the Board of County Commissioners submitting a written request to modify the height of one of the counters located in her office area; and,

WHEREAS, Auditor Schuler obtained a proposal from Benchmark Custom Homes Inc. to "Remove 5'6" countertop from 1/2 wall, remove existing wall and replace with taller wall, hang, finish and paint drywall on new wall. Make new laminate front using laminate provided by county. Re-install existing countertop."; and,

WHEREAS, the proposed cost of the project supplied by Benchmark Custom Homes Inc. is \$865.00.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve the renovation of a counter in the office area of the County Auditor located in the Administration Building; and,

BE IT FURTHER RESOLVED that said Board does accept the proposal of Benchmark Custom Homes Inc in the amount of \$865.00 for said project., and further authorizes Benchmark Custom Homes Inc. to proceed with renovation.

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

Adopted this
3rd day of
June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

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

cc: County Auditor
 Co. Administrator

IN THE MATTER OF APPROVING THE QUIC & RMS MAINTENANCE PLAN CONTRACT WITH MAXIMUS FOR JOB AND FAMILY SERVICES DEPARTMENT. AUTHORIZING THE PRESIDENT OF THE BOARD, DON REGULA, TO EXECUTE THE CONTRACT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of June, 2010.

Commissioner Bergman moved the adoption of the following:
RESOLUTION

WHEREAS, the Auglaize County Department of Job & Family Services operates under a software license agreement with Maximus Inc. for the Quarterly Information Consolidation System and Random Moment Sampling System (QuIC & RMS); and,

WHEREAS, MAXIMUS has presented to the Board a proposed software maintenance agreement for a 12 month period beginning July 1, 2010 through June 30, 2011; and,

WHEREAS, the software maintenance service fees are \$2,850.00 for the 12 month period.

THEREFORE, BE IT RESOLVED by the Board of Commissioners, Auglaize County, Ohio, does hereby approve the software maintenance agreement for Quarterly Information Consolidation System – Random Moment Sampling System between Auglaize County Department of Job & Family Services and MAXIMUS; and,

BE IT FURTHER RESOLVED that said Board does hereby authorize the President of the Board, Don Regula, to execute said contract.

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

Adopted this
3rd day of
June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO
Don Regula, yes
Don Regula
John N. Bergman
John N. Bergman
Douglas A. Spencer, ye
Douglas A. Spencer

cc/ County Department of Job & Family Services -
Michael Morrow

IN THE MATTER OF AUTHORIZING AN AGREEMENT BETWEEN AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND OHIO AREA #8 WORKFORCE INVESTMENT ACT BOARD FOR TANF SUBSIDIZED SUMMER YOUTH EMPLOYMENT PROGRAM; RATIFYING THE EXECUTION OF AGREEMENT.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 3rd day of June, 2010.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners has been presented with an agreement between Auglaize County Department of Job and Family Services and Ohio Area #8 Workforce Investment Act Board for the TANF Subsidized Summer Youth Employment Program; and,

WHEREAS, said program benefits TANF-eligible Ohio youth ages 14 – 24 to gain work experience; and,

WHEREAS, the term of proposed agreement will be in effect from June 1, 2010 through August 31, 2010 unless this agreement is suspended or terminated; and,

WHEREAS, total amount of funds available for this Summer Youth Program is \$160,754.00 and will be funded through the TANF Emergency Contingency Fund CFDA # 93.714.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners. Auglaize County, Ohio does hereby approve and authorize the agreement between Auglaize County Department of Job and Family Services and Ohio Area #8 Workforce Investment Act Board; and,

BE IT FURTHER RESOLVED that said Board does ratify the execution of said agreement as presented.

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

Adopted this
3rd day
of June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Cc: Jobs & Family Services

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF
AUGLAIZE COUNTY, OHIO

PETITION FOR ANNEXATION
TO THE VILLAGE OF NEW BREMEN, OHIO OF
90.501 ACRES, MORE OR LESS,
IN GERMAN TOWNSHIP

RECEIVED

JUN 3 2010

Board of County Commissioners
Auglaize County, Ohio

Pursuant to Sections 709.02, 709.021 and 709.022 of the Ohio Revised Code, the undersigned ("Petitioners"), being all of the "owners" (as defined by Section 709.02(E) of the Ohio Revised Code) of real estate in the "Territory" as hereinafter defined, petition for the annexation of certain real property located in German Township, Auglaize County, Ohio (the "Territory") to the Village of New Bremen, Auglaize County, Ohio (the "Village"). The Territory consists of 90.501 acres, more or less, located contiguous and adjacent to the Village. Petitioner has attached as Exhibit A and made an integral part of this Petition an accurate legal description of the perimeter of the Territory. Petitioner has attached as Exhibit B and made an integral part of this Petition an accurate map (or plat) of the Territory. Petitioner has attached as Exhibit C and made an integral part of this Petition a certified copy of the Annexation Agreement of May 11, 2010 between the Village and the Board of Trustees of German Township, Auglaize County, Ohio. The number of "owners" of real estate in the Territory is four (4).

Petitioners hereby requests that the Territory be annexed in accordance with the special procedure for annexing land with the consent of all parties set forth in Section 709.022 of the Ohio Revised Code (i.e. an Expedited Type I annexation).

Steven J. Davis is appointed agent for the Petitioners as required by Section 709.02(C)(3) of the Ohio Revised Code and is granted full power and authority to amend, alter, change, correct, withdraw or refile this Petition, increase or decrease the size of the Territory and take any other action necessary to the granting of this Petition.

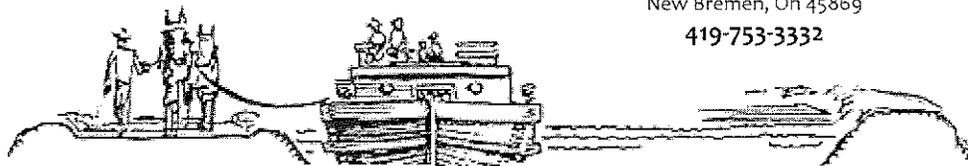
[Signatures on Following Page]

Exhibit A

Lock Two Surveying, LLP.

5166 Lock Two Rd.
New Bremen, Oh 45869
419-753-3332

Cell: Jenny Saintignon 419-733-9606
Chris Harmon P.S. 419-733-9607



DESCRIPTION OF 90.501 ACRES FOR ANNEXATION PURPOSES

SITUATE IN THE NORTHEAST QUARTER OF SECTION 10, THE NORTHWEST QUARTER OF SECTION 11 AND THE SOUTHWEST QUARTER OF SECTION 11, T 7S, R 4E, GERMAN TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING ALL THOSE LANDS OWNED BY THE NEW BREMEN FOUNDATION INCORPORATED AS RECORDED IN O.R. 531 PG. 2433, O.R. 531 PG. 2441 & O.R. 537 PG. 629 AND ALL THOSE LANDS OWNED BY CROWN EQUIPMENT CORPORATION AS RECORDED IN O.R. 248 PG. 137 & O.R. 248 PG. 142, ALL THOSE LANDS REMAINING OWNED BY THOMAS E. KUENNING, JR. & SHELLEY L. KUENNING (TRUSTEES) AS RECORDED IN OFFICIAL RECORD 499 PAGE 1077 AND PART OF THE FORMER MIAMI AND ERIE CANAL LANDS OWNED BY THE STATE OF OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning for reference at the northwest corner of the northwest quarter of Section 11;

Thence, with the north line of the northwest quarter of Section 11 and the centerline of Lock Two Road, North 88°20'42" East, 312.00 feet to the True Point of Beginning;

Thence, continuing with the north line of the northwest quarter of Section 11 and the centerline of Lock Two Road, North 88°20'42" East, 1255.67 feet;

Thence, with the west line of a 2.620 acre tract of land owned by C. & D. Leshar as recorded in Deed Vol. 257 Pg. 156, South 01°54'18" East, 502.92 feet;

Thence, with the south line of said 2.620 acre tract and a 1.420 acre tract of land owned by L. & R. Schwartz as recorded in O.R. 529 Pg. 1832, North 88°25'48" East, 428.04 feet to a point in the east line of the Miami and Erie Canal lands, 83.54 feet left of Station 6321+54.27;

Thence, with the east line of the Miami and Erie Canal lands owned by the State of Ohio, the following 5 courses:

1. South 24°23'11" West, 669.77 feet;
2. South 25°23'42" West, 490.85 feet;
3. South 35°08'29" West, 932.84 feet with the existing Corporation Line of New Bremen as recorded in Survey GER 11-9;
4. South 35°38'42" West, 210.43 feet with the existing Corporation Line of New Bremen as recorded in Survey GER 11-9;
5. South 35°04'03" West, 332.93 feet with the existing Corporation Line of New Bremen as recorded in Survey GER 11-9 to a point 69.00 feet left of Station 6347+78.55 feet;

Thence, with the north line of a 1.391 acre tract of land owned by the Village of New Bremen as recorded in Official Record 199 Page 101 and the existing Corporation Line of New Bremen as per an annexation plat created by Mote & Associates, Inc. May, 2003, North 55°53'55" West, 79.58 feet to a point in the west line of said Miami and Erie Canal Lands;

Thence, with the east line of a 5.010 tract of land owned by J. Hoffman as recorded in Deed Vol. 265 Pg. 704 and the west line of said Miami and Erie Canal Lands, North 35°05'30" East, 330.85 feet;

Thence, with the north line of said 5.010 acre tract, South 89°23'44" West, 764.27 feet to the east line of Section 10;

Thence, with the north line of a 5.320 acre tract of land owned by J. Hoffman as recorded in Deed Vol. 265 Pg. 704, South 89°31'37" West, 850.76 feet to the centerline of State Route 66;

Thence, with the centerline of State Route 66, North 09°59'51" East, 374.94 feet to the intersection of State Route 66 and New Bremen – New Knoxville Road;

Thence, with the centerline of New Bremen – New Knoxville Road, North 40°34'54" East, 155.23 feet;

Thence, with the south line of a 1.139 acre tract of land owned by F. Bushman as recorded in O.R. 290 Pg. 059, South 89°52'41" East, 620.23 feet;

Thence, with the east line of said 1.139 acre tract and the east line of a 1.465 acre tract owned by J. & N. Ritter as recorded in O.R. 509 Pg. 1026, North 10°10'04" East, 201.37 feet;

Thence, with the east line of 1.232 acre tract of land owned by N. & K. Wiedeman as recorded in O.R. 451 Pg. 935, North 13°26'28" East, 102.20 feet, passing for reference at 78.56 feet the east line of Section 10;

Thence, with the east line of said 1.232 acre tract and the east line of a 1.178 acre tract of land owned by D. Scheer as recorded in O.R. 561 Pg. 1953, North 26°48'14" East, 211.74 feet;

Thence, with the lines of said 1.178 acre tract, the following 3 courses:

1. North 43°50'35" East, 84.98 feet;
2. North 54°36'17" East, 59.95 feet;
3. South 88°14'32" West, 41.41 feet;

Thence, with the north line of a 0.806 acre tract of land owned by D. Scheer as recorded in O.R. 564 Page 146, North 84°50'13" West, 337.39 feet to the centerline of New Bremen – New Knoxville Road;

Thence, with the centerline of New Bremen – New Knoxville Road the following 4 courses;

1. North 14°39'36" East, 557.90 feet;
2. North 00°19'22" East, 108.20 feet;
3. North 88°40'22" East, 13.01 feet;
4. North 00°48'27" West, 204.61 feet

Thence, with the lines of a 1.383 acre tract of land owned by S. & R. Pape as recorded in Official Record 539 Page 1981, the following 3 courses:

1. North 88°20'10" East, 341.86 feet;
2. North 03°48'24" West, 175.02 feet;
3. South 88°20'10" West, 26.23 feet;

Thence, with the east lines of a 1.004 acre tract of land owned by N. & M. Homan as recorded in O.R. 145 Pg. 222 and a 1.000 acre tract of land owned by S. & B. Howell as recorded in O.R. 538 Pg. 2646, North 00°19'22" East, 280.02 feet to the True Point of Beginning containing 90.501 acres more or less (10.173 acres being in Section 10 and 80.328 acres being in Section 11) and being subject to all legal rights of ways, easements, restrictions and agreements of record.

Bearings listed above are based upon the north line of the northwest quarter of Section 11 being North 88°20'42" East as per Survey Ger 10-33. The deed records referenced are all recorded in the Auglaize County Recorder's Office.

The above description was prepared by Lock-Two Survey, LLP from a compilation of record surveys and legal descriptions and is not a boundary survey pursuant to Chapter 4733-37 of the Ohio Administrative Code, by Christopher S. Harmon, Professional Surveyor #7988.

616701.1

ALL PROPERTIES PROPOSED TO BE ANNEXED

C0901100402

C0901100403

C0901007204

C0901100700

C0901100801

New Bremen Foundation Inc.
40 S. Washington Street
New Bremen, Ohio 45869

C0901100800

C0901007300

Crown Equipment Corporation, successor by merger to Crown Control Inc.
40 S. Washington Street
New Bremen, Ohio 45869

C0901007301

Crown Equipment Corporation, successor by merger to Crown Control Inc.
40-44 S. Washington Street
New Bremen, Ohio 45869

C0901100400

C0901006900

Thomas E. Kuenning Jr. & Shelly L. Kuenning, Trustees of the Thomas E. Kuenning Jr. Living Trust
2528 Spanish Moss Court
Reston, VA 20191

Miami-Erie Canal
State of Ohio
Department of Natural Resources
2045 Morse Road
Columbus, Ohio 43229-6693

OWNERS OF ALL PROPERTIES ADJACENT TO PROPERTIES TO BE ANNEXED

1. C0901100501
Scott D. & Brenda K. Howell
04022 Lock Two Rd.
New Bremen, OH 45869

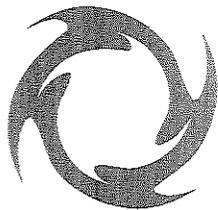
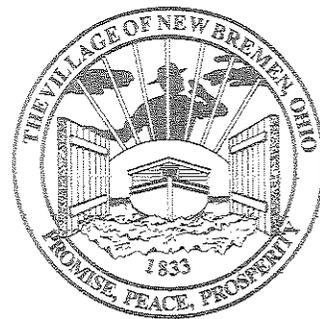
2. C0901100500
Nicholas V. & Melissa R. Homan
06986 New Bremen-Knoxville Rd.
New Bremen, OH 45869

3. C0901100401
Steven J. & Rebecca A. Pape
463 Canal St.
New Bremen, OH 45869
4. C0901007100
C0901006800
Gerald A. & Ann D. Hirschfeld
06757 New Bremen-Knoxville Rd.
New Bremen, OH 45869
5. C0901006801
Gregory A. Dicke
06781 New Bremen-Knoxville Rd.
New Bremen, OH 45869
6. C0901006601
Eddie V. & Donna L. Burke
6813 New Bremen-Knoxville Rd.
New Bremen, OH 45869
7. C0901006602
C0901006600
James A. & Meredith L. Speckman
5253 Mercer Auglaize Co. Line Rd.
St. Marys, OH 45885
8. C0901006500
Karl R. Mesloh Trust
06945 New Bremen-Knoxville Rd.
New Bremen, OH 45869
9. C0901100401
Steven J. & Rebecca A. Pape
463 Canal St.
New Bremen, OH 45869
10. C0901007203
C0901100701
Dorothy A. Scheer
6758 New Bremen-Knoxville Rd.
New Bremen, OH 45869
11. C0901007202
C0901100702
Neil D. & Karla J. Wiedeman
6754 New Bremen-Knoxville Rd.
New Bremen, OH 45869

12. C0901007205
Joseph B. & Nancy A. Ritter
06718 Knoxville Ave.
New Bremen, OH 45869
13. C0901007201
William G. Bushman Sr.
06700 New Bremen-Knoxville Rd.
New Bremen, OH 45869
14. C0901101000
C0901007400
John P. Hoffman
216 N. Franklin St.
New Bremen, OH 45869
15. C1002204500
Bernard L. & Judith J. Martin
06556 New Knoxville Ave.
New Bremen, OH 45869
16. C1002204300
Scott D. & Kristina M. Paul
06520 New Knoxville Ave.
New Bremen, OH 45869
17. C0901100300
Dorothy I. & Clarence Leshner Trustees
04336 Lock Two Rd.
New Bremen, OH 45869
18. C0901100200
Louis Schwartz
04358 Lock Two Rd.
New Bremen, OH 45869
19. C0901007000
James E. Hudson Rev. Living Trust
Anna Mae Hudson Rev. Living Trust
06775 St. Rt. 66
New Bremen, OH 45869

20. C0900200801
C0900200600
German Protestant Cemetery
c/o Don Scheer, Secretary
19 Rummel Creek Dr.
New Bremen, OH 45869
21. C0900200300
William A. & Cynthia Ann Young
07357 New Bremen-Knoxville Rd.
New Bremen, OH 45869
22. C1002110200
C1002110100
C0901101700
C0901101800
Crown Equipment corporation, successor by merger to Crown Control Inc.
40 South Washington St.
New Bremen, OH 45869
23. C0901101901
Gary Lester & Sherree May Topp
06932 Lock Two Rd. North
New Bremen, OH 45869

The Village of New Bremen



Mayor Jeffrey Pape 419-629-2827
Administrator Wayne York 419-629-2827
Fiscal Officer Diane Gast 419-629-2447

Your Community Utility Partner

CERTIFICATION

I, Diane Gast, as Fiscal Officer of the Village of New Bremen, Auglaize County, Ohio, do hereby certify that the attached Annexation Agreement dated May 4th and May 11th 2010 is true and correct.



Diane Gast, Fiscal Officer
Village of New Bremen
Auglaize County, Ohio

Dated: 5/20/10

GERMAN TOWNSHIP-VILLAGE OF NEW BREMEN
ANNEXATION AGREEMENT

This Agreement is made at Auglaize County, Ohio, by and between the Board of Trustees for German Township, Auglaize County, Ohio (hereinafter referred to as "Township"), whose mailing address is 123 North Main Street, New Bremen, Ohio 45869, and the Village of New Bremen (hereinafter referred to as "Village"), whose mailing address is 214 North Washington Street, New Bremen, Ohio 45869.

WITNESSETH:

WHEREAS, Township and Village desire to establish an Annexation Agreement, as permitted under Ohio Revised Code Section 709.19.2 for the development of certain real property (hereinafter referred to as "Property"), as more fully described in Exhibit 'A', attached hereto, which property is situated in Township; and

WHEREAS, the foregoing described property is proposed for annexation to Village from Township; and

WHEREAS, Township and Village are desirous of entering into an annexation agreement which contemplates that the property will be annexed into the Village; and

WHEREAS, both Township and Village residents will benefit from the provisions of the Agreement; and

WHEREAS, Township has agreed to enter into this annexation agreement, pursuant to a Resolution dated May 4, 2010, and effective the 4 day of May, 2010, and the Village has agreed to enter into this annexation agreement, by Ordinance No. 2010-~~5-8~~ effective the 11 day of May, 2010;

NOW, THEREFORE, in consideration of the mutual covenants and promises contained in this Agreement and pursuant to Ohio Revised Code, the parties agree as follows:

ARTICLE I

THE PROPERTY

The Property shall consist of a certain 90.501 acre parcel located in German Township, Auglaize County, Ohio, as further described in Exhibit 'A', a map depicting said Property, which is incorporated herein by reference. The Property described in Exhibit 'A' may be only amended by a written agreement of the parties.

ARTICLE 2

ANNEXATION

A. The parties contemplate that the Property shall be annexed into the Village of New Bremen pursuant to and subject to the requirements of Ohio Revised Code Chapter 709. Township agrees that the annexation of the Property may occur in one proceeding, or in several separate proceedings, in the discretion of the Village and when effected by the Property owners. In the event of the failure of the annexation of the Property, this Agreement shall be null and void.

B. In the event of any annexation into the Village of New Bremen from the Property, it is agreed that the Property shall be treated for tax purposes the same as all other parts of the Village located within German Township following the approval and acceptance of said annexation.

ARTICLE 3

COOPERATION OF THE TOWNSHIP

A. The Township hereby assents to the annexation of the Property to Village.

B. Township waives any objections to said annexation and waives any rights it may have to contest such annexation, including rights of appeal or injunctive relief, including but not limited to, any rights it may have under Section 709.07 or Chapter 2506 of the Ohio Revised Code.

ARTICLE 4

ALLOCATION OF TAX REVENUES AND DURATION

A. This Agreement is intended to provide the same allocation of tax revenues for the Property being annexed as all other portions of the Village located within German Township [~~except that the Township's _____ levy currently on the Property proposed for annexation shall continue until the _____ tax year when said levy shall expire as to the said Property.~~]

B. In Lieu of prorating tax revenues pursuant to Section 709.19 O.R.C., the Village agrees to pay the Township the sum of \$ 1,900.00 within sixty (60) days of the passage of the Village Ordinance accepting the property proposed for annexation.

ARTICLE 5

POST ANNEXATION OF GOVERNMENTAL SERVICES

A. Zoning – Upon annexation the Village shall be solely responsible for the zoning of the Property.

B. Standard Governmental Services – The Village shall make available to the Property the following municipal services: fire and police protection, waste collection, water

and sanitary sewer services, and municipal electric services. The Property is entitled to standard governmental services by the Village in the same manner as those services are provided to other areas of the Village.

C. Emergency Medical Services – The parties agree that the Property shall have available to it the standard fire protection and emergency medical services in the same manner as such services are provided to other areas of the Village.

ARTICLE 6

MEDIATION AND NOTICE OF CLAIMED BREACH

In the event the parties have a dispute as to any of the terms or to the applicability of this Agreement, the parties agree to use their best efforts to resolve the dispute through a mutually acceptable mediation process or, if they are unable to agree, to utilize whatever mediation process may then be in existence and used by the Auglaize County Common Pleas Court. Each party retains all legal rights available to them under this Agreement and under the law.

ARTICLE 7

MUNICIPAL POWER

Nothing in this Agreement shall be construed to be in derogation of the powers granted to municipal corporations by Article XVII of the Ohio Constitution.

ARTICLE 8

MODIFICATION

This Agreement may not be modified except by official legislative action of both Village and Township.

ARTICLE 9

LEGAL CONSTRUCTION

In the event that any one or more of the provisions contained in the Agreement are held to be invalid, illegal or enforceable in any respect, the invalidity, illegality or unenforceability shall not be affected by any other provisions of this Agreement. The titles of the Articles of this Agreement are descriptive only and are not to be considered substantive provisions of this Agreement.

ARTICLE 10

PRIOR AGREEMENTS SUPERSEDED

This Agreement constitutes the entire Agreement of the parties and supersedes any prior understandings, or previous oral or written agreements between the parties respecting the

subject matter of this Agreement.

ARTICLE 11

GOVERNING LAW

This Agreement, and all the rights, duties and obligations of Village and Township, shall be construed under and in accordance with the laws of the State of Ohio, and all obligations of the parties hereunder are performable in Auglaize County, Ohio.

Executed, in duplicate, at Auglaize County, Ohio, on the date set forth below.

Signed and acknowledged:

THE VILLAGE OF NEW BREMEN

THE BOARD OF TRUSTEES FOR
GERMAN TOWNSHIP

By: *Jeffrey J. Cope*

By: *Damon Paul*

Its: Mayor

By: *Robert Hardy*

Date: May 11, 2010

By: *David Albena*

Date: May 4, 2010

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Stephen T. Smith
VILLAGE SOLICITOR

Ben A. Price
COUNTY PROSECUTOR

County Commissioners Office
Auglaize County, Ohio
June 3, 2010

NO. 10-214

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 3rd day of June, 2010.

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>
339758	10525.00	Bebout & Houg Roofing
339830	749.50	Choice One Engineering
339869	107.20	Lucas Kiefer

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

Adopted this
3rd day of
June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yea
Don Regula

John N. Bergman, yea
John N. Bergman

Douglas A. Spencer, yea
Douglas A. Spencer

cc: County Auditor

IN THE MATTER OF AUTHORIZING THE EMPLOYMENT OF ESTHER M. LEFFEL TO THE POSITION OF BOARD OF COUNTY COMMISSIONERS CLERK.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of June, 2010.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, with the position of the Clerk of the Board of Auglaize County Commissioners being vacated, effective July 31, 2010, the Board gave advertisement for interested parties for said position; and,

WHEREAS, the Clerk position provides administrative and clerical support to the Board of County Commissioners and County Administrator; and,

WHEREAS, the Commissioners reviewed all resumes as received and performed interviews of selected candidates; and,

WHEREAS, after much deliberation, the Commissioners determined to offer the position of Clerk of the Board to Esther M. Leffel; and,

WHEREAS, Ms. Leffel was contacted about filling the Clerk's position and accepted with the effective date of employment as Clerk of the Board of Auglaize County Commissioners being June 21, 2010 with a starting wage of \$1,038.50 bi-weekly.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners , Auglaize County, Ohio, does hereby authorize the employment of Esther M. Leffel as the Clerk of the Board of Auglaize County Commissioners at the bi-weekly rate of \$1,038.50, effective June 21, 2010.

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

Adopted this
3rd day of
June, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula
John N. Bergman, yes
John N. Bergman
Douglas A. Spencer, yes
Douglas A. Spencer

cc: ✓ Esther M. Leffel
✓ Deputy Auditor – Marty Metz