

IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE THE DECREASE CONTRACT AMENDMENT WITH POGGEMEYER DESIGN GROUP, INC. FOR THE ADMINISTRATIVE SERVICES FOR THE FY 2013 CDBG FORMULA PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #13-133 dated March 12, 2013 the fees for the CDBG Formula fair housing program services are not to exceed a lump sum of \$5,000.00; and,

WHEREAS, both parties find that the final FY2013 CDBG Community Development Program Formula Allocation funding award from the Ohio Development services Agency (ODSA) necessitates an adjustment in the contract previously executed as follows as no other local funding is available at the present time to supplement the administration monies associated with this contract and are broken down as follows not to exceed a lump sum of \$4,000.00; and,

WHEREAS, Poggemeyer Design Group Inc. has prepared a contract amendment to decrease the fair housing program services by (\$1,000.00) to the amount not to exceed \$4,000.00 for the Board's review and execution; and,

WHEREAS, the Board of County Commissioners has reviewed said contract and has found them to be satisfactory.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby approve the contract amendment for fair housing services of Poggemeyer Design Group, Inc. for assistance in the application for FY 2013 CDBG Grant at the terms so specified in said contract; and,

BE IT FURTHER RESOLVED that said Board authorizes the President of the Board, Don Regula 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
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer yes
Douglas A. Spencer

cc: Poggemeyer Design Group, Inc.
County Administrator



POGGEMEYER
DESIGN GROUP

- CLIENT
- ARCHITECT/ENGINEER/PLANNER

Contract Amendment

PROJECT: (Name and Address) Auglaize County FY2013 CDBG Community Development Program Formula Program Fair Housing Services	CONTRACT AMENDMENT NUMBER: 1
	DATE: May 8, 2013
	PDG PROJECT NUMBER: 3510-074
TO CLIENT: (Name and Address) Auglaize County Board of Commissioners 209 South Blackhoof Street, Room 201 Wapakoneta, OH 45895	PROJECT MANAGER: Dianne Guenther
	CONTRACT DATE: March 1, 2013

The Contract is changed as follows:

Both Parties find that the final FY2013 CDBG Community Development Program Formula Allocation funding award from the Ohio Development Services Agency (ODSA) necessitates an adjustment in the contract previously executed as follows as no other local funding is available at the present time to supplement the fair housing services monies associated with this contract:

- 1) Fair Housing Program-Adjusted-Not to Exceed \$4,000
- 2) New Contract Total: \$4,000

All other terms and conditions of the contract shall remain the same.

The original Contract Sum:	<u>\$5,000</u>
The net change by previously submitted Contract Amendments	<u>\$0</u>
The Contract Sum prior to this Contract Amendment:	<u>\$5,000</u>
The Contract Sum will be (decreased) by this Amendment in the amount of:	<u>\$1,000</u>
The new Contract Sum including this Contract Amendment:	<u>\$4,000</u>
The Contract Time will be increased by:	N/A

NOT VALID UNTIL SIGNED BY THE PLANNER AND CLIENT

Poggemeyer Design Group, Inc.

Paul Z. TecpanecatL, AICP

ARCHITECT/ENGINEER/PLANNER

1168 North Main Street
Bowling Green, Ohio 43402

ADDRESS

X

BY (Signature)

DATE

3510-074_ContractAmend1_5.8.13

Don Regula, President

Auglaize County Board of Commissioners

209 South Blackhoof Street, Room 201
Wapakoneta, OH 45895

ADDRESS

X

BY (Signature)

DATE

IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE THE DECREASE CONTRACT AMENDMENT WITH POGGEMEYER DESIGN GROUP, INC. FOR THE ADMINISTRATIVE SERVICES FOR THE FY 2013 CDBG FORMULA PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May , 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #13-132 dated March 12, 2013 the fees for the CDBG Formula administration basic services are not to exceed a lump sum of \$25,000.00; and,

WHEREAS, both parties find that the final FY2013 CDBG Community Development Program Formula Allocation funding award from the Ohio Development services Agency (ODSA) necessitates an adjustment in the contract previously executed as follows as no other local funding is available at the present time to supplement the administration monies associated with this contract and are broken down as follows not to exceed a lump sum of \$16,000.00:

- Grant Application - Not to exceed \$ 7,000.00
- Environmental Review Record – Not to exceed \$ 5,000.00
- Technical Assistance – Not to exceed \$ 4,000.00

and,

WHEREAS, Poggemeyer Design Group Inc. has prepared a contract amendment to decrease the technical assistance by (\$9,000.00) to the amount not to exceed \$4,000.00 for the Board's review and execution; and,

WHEREAS, the Board of County Commissioners has reviewed said contract and has found them to be satisfactory.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby approve the contract amendment for administrative services of Poggemeyer Design Group, Inc. for assistance in the application for FY 2013 CDBG Grant at the terms so specified in said contract; and,

BE IT FURTHER RESOLVED that said Board authorizes the President of the Board, Don Regula 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
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula Yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

-cc: Poggemeyer Design Group, Inc.
/ County Administrator



POGGEMEYER
DESIGN GROUP

- CLIENT
- ARCHITECT/ENGINEER/PLANNER

Contract Amendment

PROJECT: (Name and Address)
 Auglaize County
 FY2013 CDBG Community Development Program
 Formula Program Administrative Services

CONTRACT AMENDMENT NUMBER: 1

DATE: May 8, 2013

PDG PROJECT NUMBER: 3510-073

TO CLIENT: (Name and Address)
 Auglaize County Board of Commissioners
 209 South Blackhoof Street, Room 201
 Wapakoneta, OH 45895

PROJECT MANAGER: Dianne Guenther

CONTRACT DATE: March 1, 2013

The Contract is changed as follows:

Both Parties find that the final FY2013 CDBG Community Development Program Formula Allocation funding award from the Ohio Development Services Agency (ODSA) necessitates an adjustment in the contract previously executed as follows as no other local funding is available at the present time to supplement the administration monies associated with this contract:

- 1) Grant Application-Not to Exceed \$7,000.
- 2) Environmental Review Record-Not to Exceed \$5,000
- 3) Technical Assistance-Adjusted-Not to Exceed \$4,000
- 4) New Contract Total: \$16,000

All other terms and conditions of the contract shall remain the same.

The original Contract Sum:	<u>\$25,000</u>
The net change by previously submitted Contract Amendments	<u>\$0</u>
The Contract Sum prior to this Contract Amendment:	<u>\$25,000</u>
The Contract Sum will be (decreased) by this Amendment in the amount of:	<u>\$9,000</u>
The new Contract Sum including this Contract Amendment:	<u>\$16,000</u>
The Contract Time will be increased by:	N/A

NOT VALID UNTIL SIGNED BY THE PLANNER AND CLIENT

Poggemeyer Design Group, Inc.
 Paul Z. TecpanecatL. AICP
 ARCHITECT/ENGINEER/PLANNER

Don Regula, President
 Auglaize County Board of Commissioners

1168 North Main Street
 Bowling Green, Ohio 43402

209 South Blackhoof Street, Room 201
 Wapakoneta, OH 45895

ADDRESS

ADDRESS

X

X

BY (Signature)

BY (Signature)

DATE

DATE

3510-073_ContractAmend1_5.8.13

Paul Z. TecpanecatL.
 May 8, 2013

Don Regula
 May 16, 2013

IN THE MATTER OF DESIGNATING THE BOARD OF MERCER COUNTY COMMISSIONERS AS THE AS THE APPLICANT AND GRANTEE OF FEDERAL FUNDS FOR CY 2014 OHIO COORDINATION PROGRAM / MOBILITY MANAGEMENT GRANT FOR THE BOARD OF AUGLAIZE COUNTY COMMISSIONERS IN ACCORDANCE WITH THE OHIO COORDINATION PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, this is a resolution whereby the Board of Auglaize County Commissioners, in accordance with the Ohio Coordination Program requirements, hereby designates the Board of Mercer County Commissioners as the applicant for and potential grantee of Federal funds for mobility management services in Auglaize County; and,

WHEREAS, the Director of the Ohio Department of Transportation is authorized to make grants for public bodies, private non-profit organizations and other eligible entities; and,

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provisions by it of the local share of the project costs in the program; and,

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under 49 USC Section 53 the applicant gives an assurance that it will comply with the Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements there under; and,

WHEREAS, it is the goal of the applicant that disadvantaged business enterprise be used to the fullest extent possible in connection with this project, and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Auglaize County Commissioners that the Board of Auglaize County Commissioners hereby designates the Board of Mercer County Commissioners as the applicant for and potential grantee of the CY 2014 Ohio Coordination Program / Mobility Management Grant for federal funds for the provision of mobility management services in Auglaize County.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT, _____
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: Sources – Kirk Moriarty
✓ Mercer County Commissioners

IN THE MATTER OF CERTIFYING DELINQUENT SEWER BILL TO THE COUNTY AUDITOR FOR PLACEMENT ON THE PROPER REAL ESTATE TAX DUPLICATE; RATIFYING THE EXECUTION OF SEWER DELINQUENCY LISTING AS SUBMITTED BY THE SANITARY ENGINEER'S DEPT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Sanitary Engineer's Secretary, Ronette Kill, informed the Board of County Commissioners that a property owner in Auglaize County, Carol Shepherd, using the county owned sewage treatment plant for Grand Lake subdivision, has a delinquent charge on her quarterly sewer bill; and,

WHEREAS, the County Prosecuting Attorney Ed Pierce advised the Board that it is necessary for said Board to certify this delinquent charge to the County Auditor for placement on the proper real estate tax duplicate for collection; and,

WHEREAS, a list showing this delinquency was presented to the Board by the Auglaize County Sanitary Dept., along with a request for the delinquency to be certified to the County Auditor for placement on real estate tax duplicate.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby ratify the execution of the Sewer Delinquency assessment list by the President of the Board of County Commissioners, Don Regula; and,

BE IT FURTHER RESOLVED that this sewer delinquency assessment list is hereby certified to the County Auditor for placement on the proper real estate tax duplicate for collection.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

attachment

cc: County Sanitary Engineer
County Auditor

IN THE MATTER OF AUTHORIZING THE LEVYING OF THE LODGING EXCISE TAX; SETTING THE SUNSET PROVISION FOR SAID LODGING TAX.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Ohio Revised Code Section 5739.09 (A), authorizes a Board of County Commissioners to levy an excise tax not to exceed three percent (3%) on transactions by which lodging is furnished by a hotel to transient guests; and,

WHEREAS, the Auglaize and Mercer Counties Convention and Visitors Bureau has requested of the Board of County Commissioners of Auglaize and Mercer Counties to levy the three percent (3%) excise lodging tax for the purpose of providing additional revenue for internal and external marketing efforts of the bi-county convention and visitor's bureau; and,

WHEREAS, the Board of Trustees of the Auglaize and Mercer Counties Convention and Visitor's Bureau has committed to allocate a minimum of fifty percent (50%) of the annual proceeds of the three percent (3%) excise lodging tax to be used exclusively for marketing and promotion of Auglaize and Mercer Counties.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby levy the excise tax of three percent (3%) on transactions by which lodging by a hotel is furnished to transient guests commencing on May 16, 2013; and,

BE IT FURTHER RESOLVED, that this Resolution be contingent on fifty percent (50%) of the annual proceeds of the three percent (3%) excise tax being allocated by the Board of Trustees of the Auglaize and Mercer Counties Convention and Visitor's Bureau for direct marketing and promotional expenses incurred by the Bureau; and,

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

- ✓cc: Auglaize and Mercer Counties Convention and Visitor's Bureau
- ✓County Auditor – Janet Schuler
- ✓Mercer County Commissioners

County Commissioners Office
Auglaize County, Ohio
May 16, 2013

NO. 13-232

IN THE MATTER OF RATIFYING THE EXECUTION OF A 10-FOOT WIDE UTILITY EASEMENT FOR THE TIME WARNER CABLE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Time Warner Cable did request the execution of a 10-foot wide perpetual easement for utility purposes for county owned property which is situated in the Southeast Quarter of Section 31, Duchouquet Township, Town-5-South, Range-6-East, Auglaize County, Ohio the centerline is described based upon a survey, performed by the Auglaize County Engineer's Office; and,

WHEREAS, the easement as presented was satisfactory to said Board.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby ratify the execution of said 10-foot wide easement for utility purposes for the Time Warner Cable; and,

BE IT FURTHER RESOLVED that said easement be attached to this Resolution and thereby be made part of same.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula . yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer . ye
Douglas A. Spencer

✓ Cc: County Engineer
Time Warner Cable

**IN THE MATTER OF RATIFYING THE EXECUTION OF A 20-FOOT WIDE SANITARY SEWER
EASEMENT FOR THE CITY OF WAPAKONETA, OHIO.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the City of Wapakoneta, Ohio did request the execution of a 20-foot wide perpetual easement for sanitary purposes for county owned property which is situated in the Southeast Quarter of Section 31, Duchouquet Township, Town-5-South, Range-6-East, Auglaize County, Ohio the centerline is described based upon a survey, performed by the Auglaize County Engineer's Office; and,

WHEREAS, the easement as presented was satisfactory to said Board.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby ratify the execution of said 20-foot wide easement for sanitary sewer purposes for the City of Wapakoneta, Ohio; and,

BE IT FURTHER RESOLVED that said easement be attached to this Resolution and thereby be made part of same.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT, _____
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Cc: County Engineer
City of Wapakoneta

IN THE MATTER OF APPROVING THE UPGRADES TO THE COUNTY ENGINEER'S FUEL SYSTEM; AUTHORIZING THE PAYMENT FOR THE BOCC COST OF THE PROJECT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the County Engineer Doug Reinhart has met with the Board of County Commissioners and discussed his plans to upgrade the fuel system which is used by many county entities and is located at the County Engineer's Complex; and,

WHEREAS, this upgrade included the following items for a total cost of \$20,347.50:

- Clean diesel tank filter fuel and repair drop tube,
- Cleaned diesel pump – new suction pipe and new leak detector,
- Pulled submersible, cleaned new o-rings on the pump head,
- Removed concrete from both tanks,
- Gas and Diesel tanks installed new SS risers fill, vapor recovery and tank gauging, installed new vent tube T's and SS flex couplers, installed new drop tubes with overflow protection, installed new spill containment manholes,
- Stainless steel risers,
- Backfilled set new spill containment and manholes to grade,
- Set 6 new manholes to grade poured concrete,
- Testing performed on tank tightness test;
- New probe gasoline tank,
- Line leak testing; and,

WHEREAS, Engineer Reinhart requested that the Board appropriated some funding for these upgrades; and,

WHEREAS, the Board has determined that payment of \$8,067.16 of the total cost will be assumed by said Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Auglaize County, Ohio, respective of County Engineer, Doug Reinhart's request, does hereby approve the upgrade to the fuel system as mentioned above, at the County Engineer's Complex; and,

BE IT FURTHER RESOLVED that said Board does authorize the payment toward the total cost of the fuel system upgrade from the Permanent Improvement Funds at the time the bills are submitted to the Board.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

IN THE MATTER OF GRANTING AN EXTENSION OF TIME TO PRESENT SURVEY, REPORTS AND SCHEDULES BY THE COUNTY ENGINEER FOR THE HUEBNER DITCH PROJECT.

The Board of Auglaize County Commissioners met in regular session on the 16th day of May, 2013.

Commissioner Spencer moved the adoption of the following

RESOLUTION

WHEREAS, pursuant of Resolution #13-154, dated March 21, 2013, the Engineer's Reports on the Huebner Ditch Project were due to the Board of County Commissioners on this date, May 28th, 2013; and,

WHEREAS, a Request for Extension of time to complete survey, reports and schedules by the County Engineer was submitted to the Board of County Commissioners by Engineer Assistant Chad Scott with the following content:

In the matter of the Huebner County Ditch

Petitioned for by Dennis Werling, Nicholas Jurosic, Marvin Elsass, Venard Fisher, David Hibner & John Zink

To the Board of County Commissioners:

By reason of the inclemency of the weather and the pressure of other work, I find it difficult to complete the survey, reports and schedules of the above named improvement within the time prescribed by your order of the 28th day of May, 2013 and I therefore respectfully request an extension of time within which to complete same.

I request an additional 90 days to complete the design, construction plans, and engineer's report. I request August 27, 2013 at 9:00 a.m., as the new time to submit the engineer's report.

Respectfully submitted,

s/Chad Scott
Chad Scott
Engineer Assistant

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby grant the extension of time for the completion and submittal of the Engineer's Reports for the Wheeler County Ditch to August 27, 2013 at 9:00 a.m. for reasons so above stated.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

ABSENT
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

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

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of May, 2013.

Commissioner 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 for county roadways.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby set June 4, 2013, at 2:00 p.m. as the date and time to receive and publicly open bids for the 2013 County Road Pavement Marking 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.

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

Adopted this
16th day of
May, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

ABSENT, _____
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

✓cc: County Engineer