

IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONEYS CERTIFIED AND NOT APPROPRIATED IN THE TRANSITION MENTAL HEALTH FEDERAL SHERIFF (197) FUND.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 19th day of May, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested to amend the Annual Appropriation with moneys that the County Auditor has certified and were unappropriated for the following fund listed below:

197 Transition Mental Health Federal Sheriff Fund;

and,

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2011 Annual Appropriation Resolution be amended as follows:

Increase 197.0197.510200 (Salary)	-	by \$ 66,726.00
Increase 197.0197.536700 (PERS)	-	by \$ 10,629.00
Increase 197.0197.530600 (Contract Services)	-	by \$135,985.00
Increase 197.0197.530700 (Travel)	-	by \$ 9,788.00

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

Adopted this
19th day of
May, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: County Auditor
✓ Sheriff Solomon

IN THE MATTER OF REAPPOINTING JOHN HOGE, CHARLES KANTNER AND PHILIP SCHLENKER TO THE AUGLAIZE COUNTY AIRPORT AUTHORITY.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 19th day of May, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the appointments of John Hoge, Charles Kantner and Philip Schlenker to the Auglaize County Airport Authority, will expire on June 30, 2011; and,

WHEREAS, all three persons submitted correspondence to the Board of County Commissioners stating his willingness and interest in serving another three (3) year term to Auglaize County Airport Authority.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby reappoint John Hoge, Charles Kantner and Philip Schlenker to serve on the Auglaize County Airport Authority with their terms commencing July 1, 2011 and terminating on June 30, 2014.

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

Adopted this
19th day of
May, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

- cc: ~~John Hoge~~
- ~~Charles Kantner~~
- ~~Philip Schlenker~~
- ~~Todd Kitzmiller – Airport Authority President~~

IN THE MATTER OF ACCEPTING THE "MACK DITCH" INTO THE COUNTY DITCH PERMANENT MAINTENANCE PROGRAM; ESTABLISHING A MACK DITCH MAINTENANCE FUND WITH THE COUNTY AUDITOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 19th day of May, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Mack single county ditch consists of 265 feet of open ditch draining a 339 acre watershed in Section 19 and 30 in Salem Township; and,

WHEREAS, the property owners within the watershed have reconstructed said open ditch to the specifications of the County and the Auglaize SWCD has prepared plans, a watershed boundary map and a schedule of landowners reflecting parcel assessments within the 399 acre watershed; and,

WHEREAS, the property owners have requested the Mack Single County Ditch to be placed under a permanent maintenance plan as prescribed under Section 6137 of the Ohio Revised Code;

WHEREAS, all property owners within the Mack Ditch watershed were notified of their permanent maintenance assessment base and were invited to a public hearing was held by the Auglaize County Commissioners at their chambers on May 12, 2011 at 10:00 a.m.; and,

WHEREAS, at said public hearing, Joe Mack was the only landowner in attendance, and the Auglaize County Commissioners feel the need and long term benefits would be advantageous to the landowners and are in favor of the maintenance plan.

THEREFORE BE IT RESOLVED, the Auglaize County Commissioners does hereby accept the Mack Single County Ditch for permanent maintenance and this will provide a long term benefit and be conducive to the public welfare of those landowners within the watershed as prescribed under Section 6137 of the Ohio Revised Code; file the plans with the Auglaize County Engineer; the schedule of landowners with the Auglaize County Auditor to establish the assessment base for future collections; accept a check for \$200 to be deposited in the Mack Ditch permanent ditch maintenance fund; request the landowners to dispose of the spoil from the reconstruction project and re-set the rip-rap at the upper terminus of the improvement prior to the commencement of the maintenance plan.

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

Adopted this
19th day of
May, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

- cc: ✓ County Engineer
- ✓ Auglaize County Auditor
- ✓ Joe Mack

IN THE MATTER OF SETTING A DATE AND TIME AT WHICH TO HOLD A SECOND PUBLIC HEARING TO RECEIVE PUBLIC COMMENT CONCERNING THE COUNTY'S FISCAL YEAR 2011 COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY DEVELOPMENT FORMULA PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 19th day of May, 2011.

Commissioner Spencer made the motion to adopt the following:

RESOLUTION

WHEREAS, the Board of County Commissioners has been allocated the sum of \$173,000.00 under the Community Development Block Grant Community Development Formula Program and \$250,000.00 of RLF funds, providing program requirements are met; and,

WHEREAS, the Cities of St. Marys and Wapakoneta have been allocated the sums of \$32,300 for street paving and \$35,700 for demolition program, respectively, as part of the \$173,000 allocation with the remaining \$105,000 being allocated to the Board; and,

WHEREAS, the Board has reviewed all requests received for funding and has proposed the following projects be submitted as the county's grant application:

Village of Waynesfield Water Tower Equipment Purchase	\$ 35,000
Village of Buckland Main Street Curb Project	\$230,000
Administration	\$ 25,900
Fair Housing	<u>\$ 5,000</u>
TOTAL ALLOCATION WITH ST. MARYS CITY AND WAPAKONETA CITY	\$363,900

and,

WHEREAS, it is necessary for the Board to convene a public hearing to allow citizens the opportunity to comment on the County's proposed grant application.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby set June 2, 2011 at 11:00 a.m. as the date and time at which to convene a public hearing in reference to the County's proposed use of the Fiscal Year 2011 Community Development Block Grant Community Development Formula Program allocation with this hearing being convened in the Commissioners Chambers located on the 2nd Floor of the Auglaize Acres Nursing Home, 13093 Infirmery Road, Wapakoneta, Ohio.

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

Adopted this
19th day of
May, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: Poggemeyer Design Group – Dianne Guenther
Recipients of funding as listed above ✓✓✓
Co. Administrator

*BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO
209 S. Blackhoof St., Wapakoneta, Ohio 45895*

Phone: 419-739-6710

Fax: 419-739-6711

May 19, 2011

TO: The Evening Leader

FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Legal Notice **to be published in The Wapakoneta Daily News and the Evening Leader**

Please publish, in the Legal Section of The Wapakoneta Daily News, the following Legal Notice on **Monday, May 23, 2011.**

Please send **Certificate of Publication to and invoice to:**
Board of County Commissioners
209 S. Blackhoof St., Room 201
Wapakoneta, OH 45895

Thank you.

Esther Leffel
BOCC Clerk

NOTICE OF SECOND PUBLIC HEARING
FY2011 Community Development Block Grant Formula Program

The Auglaize County Board of Commissioners intends to apply to the Ohio Department of Development (ODOD) for funding under the Community Development Block Grant (CDBG) Small Cities Community Development Program and Revolving Loan Fund (RLF) Programs, federal programs administered by the State of Ohio. The County is eligible for approximately \$173,000 in CDBG Community Development Formula funds and \$250,000 of RLF funds, providing program requirements are met. The program includes allocations for the acquired cities of St. Marys and Wapakoneta. The first of two required public hearings was held February 24, 2011 to inform citizens about the CDBG program, eligible activities, and other requirements. The Board publicly solicited projects from the villages, cities, townships, and other eligible entities in the County.

Based on citizen input and local officials' assessment of needs, the Board is proposing to use the funds as follows:

City of St. Marys St. Clair / Vine Street Paving	\$32,300
City of Wapakoneta Demolition Program	\$35,700
Village of Waynesfield Water Tower Equipment Purchase	\$35,000
Village of Buckland Main Street Curb Project	\$230,000
Administration	\$25,900
Fair Housing	<u>\$ 5,000</u>
Total	\$363,900

A second public hearing will be convened by the Board on Thursday, June 2, 2011 at 11:00 a.m. in the Commissioners Chambers located on the 2nd Floor of the Auglaize Acres Nursing Home, 13093 Infirmery Road, Wapakoneta, Ohio 45895 to give citizens an opportunity to review and comment on the County's proposed projects before the grant application is submitted to the ODOD on or before July 29, 2011.

Citizens are encouraged to attend this public hearing to express their views concerning the application. Should any participant require auxiliary aids due to disability or non-English languages, please contact this office at least one week prior to the hearing date to ensure needs will be accommodated. Citizens wishing to submit written comments prior to the hearing may direct them to County Administrator Joseph Lenhart at the address given or via email at jlenthart@auglaizecounty.org

By Order of the Board of County Commissioners, Auglaize County, Ohio
John N. Bergman, President
Don Regula
Douglas A. Spencer

Publish: Monday, May 23, 2011

County Commissioners Office
Auglaize County, Ohio
May 19, 2011

NO. 11-189

IN THE MATTER OF AUTHORIZING THE PARTICIPATION OF AUGLAIZE COUNTY AS AMICUS CURIAE IN THE SUPPORT OF KNOX COUNTY IN THE CASE OF STOCKBERGER ET AL. V. HENRY.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 19th day of May, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Knox County Commissioners and the Knox County Engineer have been engaged in litigation (*Stockberger et al. v. Henry*, Case No. 10CA000018, Knox County Court of Appeals) to determine whether the Commissioners may require the engineer to use motor vehicle and gas tax funds controlled by the engineer to pay the engineer's office's share of property and liability insurance costs; and,

WHEREAS, this issue is an important one to all Ohio counties in this time of very difficult funding decisions; and,

WHEREAS, the County Commissioners Association of Ohio (CCAO) has asked AUGLAIZE County to join it in an amicus curiae brief requesting the Ohio Supreme Court to accept jurisdiction of the case, and this Board wished to do so.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of AUGALIZE, County, Ohio:

Section 1. That AUGLAIZE County agrees to join with CCAO to participate as amicus curiae in support of the Knox County Commissioners in the case of *Stockberger et al. v. Henry*, Case No. 10CA000018, Knox County Court of Appeals, urging the Ohio Supreme Court to accept jurisdiction of the case.

Section 2. That it is understood that this participation will be at no cost to 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
19th day of
May, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman
John N. Bergman

Douglas A. Spencer . yes
Douglas A. Spencer

Don Regula . yes
Don Regula

cc: CCAO – Larry Long
209 East State Street, Columbus, Ohio 43215-4309
Dave Brooks – Managing Director, Property & Casualty Insurance