

**IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

WHEREAS, the Board has been requested to authorize budget adjustments as follows: and,

**County-wide Emergency Management Cooperative Fund:**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 4,000.00	090.0090.530900 (Other)	090.0090.530300 (Supplies)

**Juvenile Probation Fund:**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 6,106.86	001.0206.530900 (Detention)	001.0206.510200 (Salary)
\$ 994.14	001.0206.530900 (Detention)	001.0206.536700 (PERS)

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the budget adjustment to show the changes 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  
27th day of  
October, 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  
EMA – Troy Anderson  
Juvenile Probation- Judge Spees

**IN THE MATTER OF AUTHORIZING THE MAINTENANCE AGREEMENT FOR KASPERSKY  
ANTIVIRUS LICENSING FROM CDW-G.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of  
October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the County has been using CA Etrust Antivirus software to safeguard the internet service of its various offices, and,

**WHEREAS**, the CA Etrust Antivirus has not been performing to the standards required by the County; and,

**WHEREAS**, the Technology Department has researched several antivirus software; and,

**WHEREAS**, it is time to acquire 250 licenses for this software at the cost of \$29.00 per unit for a total amount of \$7,250.00 from CDW-G; said maintenance agreement is for the time period of October 27, 2011 through October 26, 2014.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the maintenance agreement of Kaspersky Antivirus software licenses as mentioned 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  
27th day of  
October, 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: CDW-G  
✓ Computer Operations Manager

**IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONEYS CERTIFIED AND NOT APPROPRIATED IN THE IDAT FUND.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 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 funds listed below:

**009 IDAT 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 009.0009.530900 (Services) - by \$ 17,000.00**

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

Adopted this  
27th day of  
October, 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  
/ Judge Gary W. Herman

**IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION AS REQUESTED BY THE COUNTY AUDITOR.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, under date of January 6, 2011, the Annual Appropriation for Auglaize County was accepted, having been prepared with the 2011 Annual Amended Official Certificate of Estimated Resources which was given to the Board of County Commissioners by the County Auditor; and,

**WHEREAS**, County Auditor Janet Schuler informed the Board that an amendment was made to the Annual Amended Official Certificate for the Airport Rotary Fund (076) and Auglaize Acres P.A. Fund (513); and,

**WHEREAS**, County Auditor, requested that the Board amend the 2011 Annual Appropriation to reflect the following increase:

**Increase 076 Airport Rotary Fund – 076.0076.500100 (Medicare) by \$ 70.00,**  
**076.0076.510200 (Salary) by \$ 3,900.00,**  
**076.0076.536700 (PERS) by \$ 900.00,**  
**Increase 513 Auglaize Acres P.A. Fund – 513.0021.539700 by \$21,470.17.**

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby order the 2011 Annual Appropriation Resolution be amended to show the changes 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  
27th day of  
October, 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 - Janet Schuler

**IN THE MATTER OF ACCEPTING THE PETITION AND BOND FOR THE KLOSTERMAN TILE PROJECT; FIXING DATE OF VIEW AND HEARING FOR SAME.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on October 24, 2011, the County Engineer Doug Reinhart filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by Thomas Klosterman, Eric Krites and others, as petitioners, to locate and install subsurface tile and catch basins; the substance and prayer of which said petition is, that the construction of the improvement is necessary and will be conducive to the public welfare, and prays for the making of such improvement on the following described course:

Commencing at an existing subsurface tile formerly known as the Smith Ditch #57, on the South side of Burr Oak Road 2,800' west of Hardin Pike in Section 18, Pusheta Township, Auglaize County, Ohio; thence west along the south side of Burr Oak Road approximately 350'; thence north through Burr Oak Road and then north and west following the general course of said subsurface tile a distance of approximately 4,000' to an existing open ditch in Section 13, Washington Township and there to terminate.

Said improvement is to be known as the Klosterman Tile.

All costs of engineering, construction and future maintenance shall all be assessed to the benefitting parcels of ground as described in Section 6131 of the Ohio Revised Code. The exact location of all tile and catch basins (if necessary), as well as the sizes of tile required shall be determined at the time of the engineering survey and field survey to be performed by the Auglaize County Engineer's Office between the first and second legal hearings.

**WHEREAS**, it appears to said Board that the proper bond has been filed with the petition, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles and schedules, if the prayer of the petition is not granted, or if said petition is for any cause dismissed.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby accept the petition and bond for the Klosterman Tile Project; setting the 6th day of December, 2011, at 10:00 a.m., local time, meeting in front of house at 12310 Burr Oak Road, approximately 3,200 feet west of Hardin Pike, as the time and place for the view thereon; and,

**BE IT FURTHER RESOLVED** that the 12th day of January, 2012, at 2:00 p.m., local time, in the Commissioners Chambers, Auglaize Acres – 2nd Floor, 13093 Infirmery Road, Wapakoneta, Ohio, be and the same is hereby fixed as the time and place for the first hearing on the petition; and,

**BE IT FURTHER RESOLVED** that notice of said view and hearing be given as requested by law.

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

Adopted this  
27th day of  
October, 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

# *Klosterman Tile Single* COUNTY DITCH PETITION

Revised Code, Secs. 6131.04; 6133.02, .03

Wapakoneta ,Ohio,

,2011

*Petition to locate, install a subsurface tile with catch basins*

OCT 4 4 2011

To the board of County Commissioners, AuglaizeCounty, Ohio:

*The undersigned hereby petition your honorable body to locate, install a subsurface tile with catch basins*

*On the course hereinafter set forth.*

*The construction of the improvement is necessary, and will be conducive to the public welfare.*

*The following is the course and termini of said proposed improvement, to-wit:*

*Commencing at an existing subsurface tile formerly known as the Smith Ditch # 57, on the South side of Burr Oak Road 2,800' west of Hardin Pike in Section 18, Pusheta Township, Auglaize County, Ohio;*

*Thence west along the south side of Burr Oak Road approximately 350';*

*Thence north through Burr Oak Road and then north and west following the general course of said subsurface tile a distance of approximately 4,000' to an existing open ditch in Section 13, Washington Township and there to terminate.*

*The exact location and sizes of tile shall be determined at the time of the engineering design between the first and second hearings.*

*All costs of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground as outlined in Section 6131 of the Ohio Revised Code.*

*The following is the nature of the work petitioned for: Location and installation of subsurface tile with catch basins.*

Petitioners:

Don Klotz

John J. Krock

Lonna Gump

Ray Thomas

W. G. Gullik

W. Harold G.

John Harold

Alan Gier

Don Klotz

A list of the names and addresses, where known, of all owners of the land which the petitioner claims will be benefitted or damaged by the construction of the proposed improvement is attached.

**BOND**

(TO BE FILED WITH DITCH PETITION)

Revised Code, SEC. 6131.06

OCT 24 2011

KNOW ALL MEN BY THESE PRESENTS, *That we, Thomas Klosterman*

, as principal, and

and Eric Krites

as sureties, are held and firmly bound unto the State of Ohio, in the sum of five hundred Dollars, To the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by is and dated at Wapakoneta, Ohio, this 20<sup>th</sup>

day of OCTOBER, 2011

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, *That, Whereas, on the*

day of, 2011

filed have petition with the Clerk of the County Commissioners to locate, and install a subsurface tile with catch basins

petitioned for by Thomas Klosterman and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing at an existing subsurface tile formerly known as the Smith Ditch # 57, on the South side of Burr Oak Road 2,800' west of Hardin Pike in Section 18, Pusheta Township, Auglaize County, Ohio;

Thence west along the south side of Burr Oak Road approximately 350';

Thence north through Burr Oak Road and then north and west following the general course of said subsurface tile a distance of approximately 4,000' to an existing open ditch in Section 13, Washington Township and there to terminate.

The exact location and sizes of tile shall be determined at the time of the engineering design between the first and second hearings.

All costs of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground as outlined in Section 6131 of the Ohio Revised Code.

Now, if the said Thomas Klosterman and others will pay the cost of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles, and schedules, if the prayer of the petition is not granted or if said petition is for any cause dismissed, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

X *Thomas Klosterman*

X *Eric Krites*

The above bond is approved this

24 day of October, 2011

*Janet Schell*

**IN THE MATTER OF FINDING FOR THE IMPROVEMENT OF THE HEADAPOHL DITCH PROJECT;  
PETITIONED BY LOWELL HEADAPOHL, GENE KUCK, LOU KLOPFENSTEIN, ERIC KLOPFENSTEIN,  
BRETT EISERT, TOM KLOSTERMAN AND THREE B FARMS; SETTING DATE TO RECEIVE  
ENGINEER'S REPORTS ON SAID PROJECT.**

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The Board of Auglaize County Commissioners met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners, in Resolution #11-304, dated August 11, 2011, set, October 20, 2011, for the first hearing of the petition of the Headapohl County Ditch improvement, the Board met in the Chambers – 2nd Floor at the Auglaize Acres building and conducted the hearing by causing the petition to be publicly read to those present by County Engineer Douglas Reinhart; and,

**WHEREAS**, the Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and,

**WHEREAS**, the Board has made an actual view of the proposed improvement on September 27th, and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, spurs, or change of route, course, termini, or manner of construction described in the petition, or any application therefore; and,

**WHEREAS**, the County Engineer's Preliminary Report has determined that the route and termini of the proposed improvement meets the prayer of the petition and that there are no reasonable alternative routes; and,

**WHEREAS**, the cost of the proposed improvement is less than the benefits derived.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby direct the County Engineer to proceed with the necessary survey for the proposed improvement, plans for the structures, maps showing the location of the land proposed to be assessed, and profiles showing the cuttings and gradient of the improvement, and make an estimate of the cost of the construction of the improvement; which shall include actual construction cost, the cost of engineering, and the cost of notices, publication and other incidental expenses; and set proper construction stakes, and perform such other duties as required by Section 6131.14 of the Ohio Revised Code; and,

**BE IT FURTHER RESOLVED** that the Board does set March 8, 2012 at 10:00 a.m. as the date and time for the filing of the above mentioned County Engineer's Reports.

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

Adopted this  
27th day of  
October, 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

IN THE MATTER OF AUTHORIZING THE EXECUTION OF A WORK EXPERIENCE PROGRAM AGREEMENT WITH SOURCES AND THE AUGLAIZE COUNTY OF JOB & FAMILY SERVICES.

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Ohio Department of Job & Family Services has created the Work Experience Program which is to provide work experience for OWF, ABAWDs and FSET participants in an employment environment, that would provide them the opportunity to acquire or upgrade general work skills, training, knowledge and work habits. The main goal of the program is to move participants to self-sufficiency through employment. The CDJFS and Sources agree that as a condition of this agreement, there shall be no discrimination against any participant on the basis of race, color, national origin, sex, or handicap or any other factor as specified by federal and state laws regarding discrimination; and,

**WHEREAS**, this agreement shall be become effective on October 1, 2011 and will expire on August 31, 2015.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the execution of the Work Experience Program Agreement negotiated with the Sources.

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

Adopted this  
27th day of  
October, 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: Auglaize County Department  
of Job & Family Services

IN THE MATTER OF AUTHORIZING THE EXECUTION OF A WORK EXPERIENCE PROGRAM AGREEMENT WITH CELINA GOODWILL AND THE AUGLAIZE COUNTY OF JOB & FAMILY SERVICES.

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of October, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Ohio Department of Job & Family Services has created the Work Experience Program which is to provide work experience for OWF, ABAWDs and FSET participants in an employment environment, that would provide them the opportunity to acquire or upgrade general work skills, training, knowledge and work habits. The main goal of the program is to move participants to self-sufficiency through employment. The CDJFS and Sources agree that as a condition of this agreement, there shall be no discrimination against any participant on the basis of race, color, national origin, sex, or handicap or any other factor as specified by federal and state laws regarding discrimination; and,

**WHEREAS**, this agreement shall become effective on October 1, 2011 and will expire on August 31, 2015.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the execution of the Work Experience Program Agreement negotiated with the Celina Goodwill.

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

Adopted this  
27th day of  
October, 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: Auglaize County Department  
of Job & Family Services