

**IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS FOR INSURANCE/OFFICIALS BONDS FUND AND BUILDINGS AND GROUNDS FUND.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of September, 2009.

Commissioner Regula moved the adoption of the following:  
**RESOLUTION**

**WHEREAS**, it has been brought to the attention of the Board of County Commissioners that inadequate funding exists in the Insurance – Officials Bonds Fund and the Building & Grounds – Contract Repairs Fund; and,

**WHEREAS**, the following budget adjustments are being requested to be authorized for the inadequacies:

**From: 001.1701.538000 – Contingencies**

**Amount: \$613.00**

**To: 001.1401.536500 – Insurance - Officials Bonds**

and,

**From: 001.1701.538000 – Contingencies**

**Amount: \$30,000.00**

**To: 001.0402.530500 – Buildings & Grounds – Contract Repairs**

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the budget adjustments within the County General Fund as mentioned above.

Commissioner Bergman 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  
September, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: County Auditor

**IN THE MATTER OF GRANTING THE VACATION OF A RIGHT-OF-WAY EASEMENT ON  
MUDSOCK ROAD IN DUCHOUQUET TOWNSHIP AS FILED BY THE DUCHOUQUET  
TOWNSHIP TRUSTEES.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 3<sup>rd</sup> day of September, 2009.

Commissioner Regula moved the adoption of the following

**RESOLUTION**

**WHEREAS**, pursuant to Resolution #09-263, dated July 16, 2009, the Board of County Commissioners, Auglaize County, Ohio held a public hearing in its Chambers on, August 18, 2009 at 10:30 a.m. for the purpose of vacating a right-of-way easement along Mudsock Road in Duchouquet Township, as filed by the Duchouquet Township Trustees; and,

**WHEREAS**, proper notification was made by regular mail to all landowners abutting the road or portion of the road proposed to be vacated, notifying them of the Public Hearing date, time and place; and,

**WHEREAS**, persons present for the public hearing were Commissioners Spencer, Regula and Bergman; Duchouquet Township Trustees Dwight Steinke, Bruce Rohrbacher and John Limbert; Duchouquet Township Zoning Inspector Thomas Doorley; Karen Campbell of Wapakoneta Dailey News; Clarence Lee Walters, Landowner; R. Andrew Augsburger, Asst. County Prosecutor and County Administrator Joseph R. Lenhart; and,

**WHEREAS**, much discussion was held concerning this right-of-way vacation. Commissioner Bergman inquired as to how long the 60 foot right-of-way has been in place. The Trustees did not have the answer to this inquiry. It was later determined by the Commissioners that the date is 1838. Mr. Bergman further mentioned that he hoped the Commissioners would not set a precedent for the future if a vacation is granted. This issue was taken under advisement and no decision was rendered at this hearing.

**THEREFORE BE IT RESOLVED**, after deliberation, the Board of County Commissioners, Auglaize County, Ohio, does hereby grant the right-of-way easement vacation along Mudsock Road with the following legal description as filed by the Duchouquet Township Trustees:

The following described tract of land is part of the Northwest Quarter of Section 12, Town 5 South, Range 6 East, Duchouquet Township, Auglaize County, Ohio and is more particularly described as follows:

Commencing at a Monument Box found at the Northeast corner of the Northwest Quarter of the Northwest Quarter of Section 12, Duchouquet Township and in the intersection of the centerlines of County Road 190 (Buckland-Holden Road) and Township Road 183 (Mudsock Road);

Thence S.01°00'32"W. along the centerline of Township Road 183 and the East line of the Northwest Quarter of the Northwest Quarter of Section 12, a distance of 25.00 feet to a point;

Thence S.89°40'02"W. a distance of 20.00 feet to a point, which is the PLACE OF BEGINNING for the tract of land herein described;

Thence S.01°00'32"W., parallel to the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence with the South line of the Evening Light Tabernacle Inc., Deed Volume 242, page 141, S.89°40' 02"W. a distance of 10.00 feet;

Thence N.01°00'32"E, along the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence N.89°40'02"E. along the South right-of-way line of County Road 190, a distance of 10.00 feet to the point which was the true PLACE OF BEGINNING.

Containing in all 0.023 acres of existing road right-of-way to be vacated. The above described tract of land is subject to all restrictions, easements and reservations, if any, of record or in use on said premises. Previous deed reference: Deed Volume: 242, page 141. This plat is recorded in Survey Book "P", page 267, in the Auglaize County Engineer's Office.

and,

**BE IT FURTHER RESOLVED** that this Resolution be recorded in the office of the Auglaize County Recorder.

Commissioner Bergman 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  
September, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, no  
John N. Bergman

cc: ✓ County Engineer  
✓ Duchouquet Township Trustees  
✓ County Auditor  
✓ Asst. Prosecuting Attorney, R. Andrew Augsburger

**IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENT WITHIN THE COUNTY GENERAL FUND.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of September, 2009.

Commissioner Regula moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on August 20, 2009, Reso. #09-307, the Board of County Commissioners authorized a budget adjustments with the General Fund; and,

**WHEREAS**, it was brought to the attention of the Board of County Commissioners that this caused a deficit in the Worker Comp line item (001.1207.536400) which will be corrected with the following budget adjustment:

- From: 001.1207.536600 – Hospitalization Insurance**
- Amount: \$178.82**
- To: 001.1207.536400 Workers Comp**

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the budget adjustment within the County General Fund as mentioned above.

Commissioner Bergman 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  
September, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: County Auditor

**IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO THE AMENDED CERTIFICATE OF ESTIMATED RESOURCES AMENDMENTS AS REPORTED BY THE COUNTY AUDITOR: SAME BEING FOR THE SOLID WASTE MANAGEMENT DISTRICT FUND.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of September, 2009.

Commissioner Regula moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, under date of January 8, 2009, the Annual Appropriation for Auglaize County was accepted, having been prepared with the 2009 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 Solid Waste Management District Fund; and,

**WHEREAS**, David Reichelderfer, Solid Waste Management District Coordinator, requested that the Board amend the 2009 Annual Appropriation to reflect the following increase:

**Increase Groundwater Monitoring – 004.0004.550200 by \$40,000.00**

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby order the 2009 Annual Appropriation Resolution be amended to show the changes as tabulated above.

Commissioner Bergman 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  
September, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc:  County Auditor Janet Schuler  
 Solid Waste Management District