

IN THE MATTER OF COMMISSIONERS' FINDING AFFIRMING FORMER ORDER, CONFIRMING THE ASSESSMENTS, AND ORDERING THE LETTER IN THE CONTRACTS FOR THE MUDDY CREEK JOINT COUNTY DITCH IMPROVEMENT WITH SHELBY COUNTY.

The Joint Board of Auglaize/Logan County Commissioners met in regular session on the 13th day of April, 2010 with the following members present:

Auglaize County: Don Regula, John N. Bergman, Douglas A. Spencer

Shelby County: Larry Kleinhans, Jack Toomey

RESOLUTION

WHEREAS, this being the date set in Resolution #10-091, dated March 11, 2010, the Joint Board of Auglaize/Shelby County Commissioners held a final hearing for the Muddy Creek Joint County Ditch on the Reports and Schedules of the County Engineer, on the estimated assessments, on claims for compensation of damages and on the proceedings for the improvement, and on application filed for change of route or change in the nature, kind and extent of the work proposed to be done; and,

WHEREAS, said Joint Board finds that due and legal notice of this final hearing has been given as required by law; and,

WHEREAS, said Joint Board has heard all the evidence offered in the proceeding and received and considered all the schedules and reports filed by the County Engineer, and,

WHEREAS, at this hearing, the Auglaize County Engineer reviewed his Engineer's Reports and assessments were discussed with the property owners present requesting that a sixteen (16) semi-annual payment financing should be sought for the note for the balance of moneys needed to complete payment of project after the thirty day assessment payment period has passed.

THEREFORE, BE IT RESOLVED that the motion was made by Commissioner Bergman to approve the Muddy Creek Ditch, as originally petitioned on July 14, 2010, including the main ditch and Branch #1; Commissioner Kleinhans seconded the motion. Roll call vote taken: Mr. Bergman, yes, Mr. Regula, yes, Mr. Spencer, yes, Mr. Kleinhans, yes, Mr. Toomey, yes. Motion Carried; and,

BE IT FURTHER RESOLVED that Commissioner Bergman moved to approve the Amendment to the Petition as filed on September 30, 2010; Commissioner Kleinhans seconded the motion. Roll call vote taken: Mr. Bergman, yes, Mr. Regula, yes, Mr. Spencer, yes, Mr. Kleinhans, yes, Mr. Toomey, yes. Motion Carried; and,

BE IT FURTHER RESOLVED that said Joint Board does approve the maps, profiles, plans, schedules, and reports prepared and presented by the Auglaize County Engineer; and,

BE IT FURTHER RESOLVED that the Auglaize County Engineer will perform the permanent maintenance on the entire project area, included in Auglaize and Shelby Counties; and,

BE IT FURTHER RESOLVED all Ditch Permanent Maintenance moneys for the Muddy Creek Ditch project shall be maintained by the Auglaize County Auditor; and,

BE IT FURTHER RESOLVED that the Joint Board of Auglaize and Shelby County Commissioners does hereby set May 4, 2010 at 9:15 a.m. as the date and time to receive and publicly open bids, in the Chambers of the Auglaize County Commissioners, for the construction of this project; and,

BE IT STILL FURTHER RESOLVED that said Joint Board authorizes the Auglaize County Engineer to proceed with the necessary legal steps to cause the above mentioned sale; and,

Adopted this 13th day of April, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

BOARD OF COUNTY COMMISSIONERS
SHELBY COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

ABSENT
Dale DeLoye

Jack Toomey, yes
Jack Toomey

Larry Kleinhans, yes
Larry Kleinhans

cc: ✓ Auglaize County Engineer
✓ Shelby County Engineer
✓ Shelby County Commissioners

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 13th day of April, 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>
338041	118.18	Thomas R. Freytag, MD
338064	300.85	LaRita Condon
338090	691.68	S & S Volvo
338107	41671.65	Mercer County Commissioners
338123	1369.76	Gordon Food Service
338126	118.25	Poggemeyer Design Group
338126	4698.72	Poggemeyer Design Group
338135	296.27	Office Equipment Finance
338136	416.61	Triad Technologies
338141	813.27	W.W. Williams
338148	331.00	James F. Hearn
338158	3948.53	City of Wapakoneta

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

Adopted this
13th day of
April, 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: County Auditor

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENT/S .

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of April, 2010.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested to authorize budget adjustment/s as follows: and,

Economic Development Fund:

Amount:	From:	To:
\$15,500.00	001.1701.538000 (Contingencies)	001.1501.530800 (ED - Advertising)

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the budget adjustment/s to show the changes as tabulated above.

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

Adopted this
13th day of
April, 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: County Auditor