

IN THE MATTER OF APPROVING AND RATIFYING THE EXECUTION OF AN AGREEMENT WITH DR. NEAL E. HOLLERAN FOR MEDICAL CARE TO INMATES HOUSED IN THE COUNTY LAW ENFORCEMENT CENTER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of April, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, each year it is necessary for the Board of County Commissioners to enter into an agreement with a physician who will render medical care to the inmates housed in the County Law Enforcement Center; and,

WHEREAS, the parties previously entered into an Agreement for Interim Correction Physician services effective February 15, 2018; and,

WHEREAS, Sheriff Allen F. Solomon and Dr. Neal Holleran, MD have prepared the following agreement for such services:

Auglaize County agrees to pay Dr. Neal Holleran for the medical care of inmates housed in the Auglaize County Correctional Center under the following terms and conditions.

1. The Auglaize County Sheriff shall pay Dr. Holleran the sum of \$2,000.00 per month for the period of April 15, 2018 – December 31, 2018. Any partial months shall be paid on a prorated basis.
2. This agreement may be terminated by mutual agreement of the parties involved; and,

WHEREAS, the above agreement is acceptable to both the Sheriff and Dr. Holleran.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the agreement with Dr. Neal E. Holleran MD to render medical care to the inmates at the County Law Enforcement Center/Correctional Center for the period so stated; and,

BE IT FURTHER RESOLVED that said Board approves the execution of said agreement.

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

Adopted this
26th day of
April, 2018

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: Sheriff Allen F. Solomon
Dr. Neal E. Holleran, MD

Correctional Physician Agreement Independent Contract

This Correctional Physician Agreement (this “*Agreement*”) is entered into by and between the Auglaize County Board of Commissioners (“*BOCC*”) and Dr. Neal E. Holleran (“*Correctional Physician*”) to provide medical services, as an independent contractor, at the Auglaize County Law Enforcement Center (“*LEC*”) located at 1051 Dearbaugh Avenue in Wapakoneta, OH.

WHEREAS, the parties previously entered into an Agreement for Interim Correction Physician services effective February 15, 2018 (the “*Interim Agreement*”); and

WHEREAS, the parties desire to terminate the Interim Agreement and enter into this Agreement for a more permanent arraignment of physician services.

NOW THEREFORE BE IT RESOLVED, that the effective April 15, 2018 the Interim Agreement is terminated and the parties further agree as follows.

NARRATIVE:

The Correctional Physician oversees medical issues that arise concerning inmates incarcerated at the seventy-five bed facility at the LEC. The Auglaize County Sheriff employs a full time nurse, and PRN nurses, at the LEC who attend to most medical issues. At mutually agreeable times between the Correctional Physician and the nursing staff, the Correctional Physician attends to his medical duties at the LEC to sign off on nursing notes and address issues covered while on call. The Correctional Physician reviews intake physicals and attends to inmates as requested by the nursing staff. Any procedures or emergency issues are referred out. The Correctional Physician provides approximately two hours per week as the Correctional Physician.

SPECIFICS:

The BOCC agrees to contract with Dr. Neal E. Holleran, as an independent contractor, for the medical care of inmates housed in the LEC for the period from April 15, 2018 through December 31, 2018, under the following terms and conditions.

1. The Correctional Physician as part of his duties performs medical jail visits for inmates, following minimum jail standards outlined in the Minimum Jail Standards Policy Book.
2. The Correctional Physician oversees treatment of inmates to include reviewing inmate medical files, overseeing medication administration, developing and supervising treatment plans.
3. The Correctional Physician is on call for any medical emergency that occurs involving inmates at the LEC.

4. The Correctional Physician oversees any additional correction programs at the LEC provided that protocols are established, reviewed, and approved by the Correctional Physician and medical staff.
5. The Correctional Physician develops and/or updates and implements policy and procedure for inmate medical care as necessary.
6. The Correctional Physician arranges for sick call to be held by qualified health personnel at the jail.
7. The Correctional Physician approves and supervises medical treatment conducted at the jail.
8. The Correctional Physician delegates duties to nursing staff.
9. The Correctional Physician SHALL NOT perform surgical activities other than life emergency first aid.
10. The Correctional Physician will provide proof of professional liability insurance at a minimum of \$1,000,000 each occurrence and \$3,000,000 general aggregate to the Auglaize County Sheriff and to the BOCC.
11. The Correctional Physician will provide proof of current physician licensure documentation to the Auglaize County Sheriff and the BOCC.
12. The Auglaize County Sheriff's Office will conduct a N.C.I.C criminal history check and a background check in reference to performing the duties as Correctional Physician.
13. The Auglaize County Sheriff shall pay the Correctional Physician the sum of \$2,000.00 per month for the period of April 15, 2018 – December 31, 2018. Any partial months shall be paid on a prorated basis.
14. This agreement may be amended at any time upon written mutual agreement by both parties.
15. This agreement may be terminated by mutual agreement of the parties involved.
16. The Correctional Physician is an independent contractor and shall be responsible for his own taxes, worker's compensation, and said employment is not part of PERS.

[Remainder of Page Intentionally Left Blank]

IN TESTIMONY WHEREOF, the parties have set their hands on the day and year before written.

Edwin A. Pierce
Witness

Auglaize County Board of County Commissioners
Auglaize County, Ohio

Douglas H. Spence

Don Regalado

John W. Bergman

Date: April 26, 2018

Allen F. Solomon
Allen F. Solomon, Sheriff

Neal E. Holleran
Neal E. Holleran, M.D.

Date: 4-25-18

Date: 4/25/18

APPROVED AS TO FORM:

Edwin A. Pierce, Prosecuting Attorney
Auglaize County, Ohio

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 26th day of April, 2018.

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>
423697	\$ 3,477.80	JTDMH
423706	\$58,790.41	Delta Airport Consultants, Inc.
423719	\$14,893.00	Equivalent-Courtview
423755	\$ 4,369.00	Prenger Implement
423756	\$ 2,580.97	Mercer Co Health Dept
423785	\$ 2,869.16	Four U Office
423789	\$26,422.24	Van Wert Co Health Dept
423806	\$ 760.76	WOCAP
423807	\$ 5,219.87	WOCAP
423828	\$ 4,025.84	Four U Office

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

Adopted this
26th day
April, 2018

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 ACCEPTING THE PETITION AND BOND FOR THE ROGERS #2 COUNTY DITCH PROJECT; FIXING DATE OF VIEW AND HEARING FOR SAME.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of April, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on April 16, 2018 the County Engineer Doug Reinhart filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by Dennis Werling, and others as petitioners, to install subsurface tile, make lateral connections to existing drainage lines, install fittings and elbows, and place catch basins or manholes as required to satisfy the prayer of the petition, 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. Once the project has been completed, the landowners shall have the drainage petition placed on Permanent Maintenance as per Section 6131 and 6133 of the Ohio Revised Code.

Commencing on the North side of Open Ditch (Pusheta Creek) approximately 10 Ft. East of edge of pavement of Ashburn Road and approximately 200 feet south of Gutman Road in Section 17, Clay Township, Auglaize County; thence north in direction (parallel to Ashburn Road) in the east side of Ashburn Road for approximately 200 feet; thence north in direction (parallel to Ashburn Road) through Gutman Road; thence north in direction (parallel to Ashburn Road) in the east side ditch of Ashburn Road for approximately 3,400 feet; thence northeasterly in direction across the Dennis and Judith Werling property for approximately 50 feet and there is to terminate on the Dennis and Judith Werling property.

Said improvement is to be known as the Rogers #2 County Ditch.

The above described construction; all cost of engineering, construction and future maintenance shall be assessed to the benefiting parcels of ground as described in Section 6131 of the Ohio Revised Code. Exact sizes, depth and location will be depth and location will be determined at the time of the engineering study between the first and second 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 Rogers #2 Ditch Project; setting the **31st day of May, 2018, at 11:00 a.m.**, local time, meeting at 1221 Ashburn Road (approximately ½ mile south of Weimert School Road) as the time and place for the view thereon; and,

BE IT FURTHER RESOLVED that the **21st day of June, 2018 10:00 a.m.**, local time, in the Assembly Room – 2nd Floor, Administration Building, 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 to 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
26th day of
April, 2018

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 Engineer

RECEIVED

APR 16 2018

Board of County Commissioners
Auglaize County, Ohio

To the Board of Auglaize County Commissioners

ROGERS #2 *Single County Ditch;*

***Proceedings to:* To install subsurface tile, make lateral connections to existing drainage lines, install fittings and elbows, and place catch basins or manholes as required to satisfy the prayer of the petition. Once the project has been completed, the landowners shall have the drainage petition placed on Permanent Maintenance as per Section 6131 and 6133 of the Ohio Revised Code.**

DENNIS WERLING
and others.

The undersigned hereby makes application to your honorable body for: **To install subsurface tile, make lateral connections to existing drainage lines, install fittings and elbows, and place catch basins or manholes as required to satisfy the prayer of the petition.**

The construction of the improvement is necessary, and will be conducive to the public welfare. The following is the course and termini of said improvement, to wit :

Commencing on the North side of Open Ditch (Pusheta Creek) approximately 10 Ft. East of edge of pavement of Ashburn Road and approximately 200 feet south of Gutman Road in Section 17, Clay Township, Auglaize County; thence north in direction (parallel to Ashburn Road) in the east side ditch of Ashburn Road for approximately 200 feet; thence north in direction (parallel to Ashburn Road) through Gutman Road; thence north in direction (parallel to Ashburn Road) in the east side ditch of Ashburn Road for approximately 3,400 feet; thence northeasterly in direction across the Dennis and Judith Werling property for approximately 50 feet and there to terminate on the Dennis and Judith Werling property.

The exact size(s) and location of said subsurface drainage tile shall be determined by the Auglaize County Engineer at the time of the Survey and Design of the proposed drainage petition. The proposal will be to eliminate the existing tile in the County Right of Way and install a new tile on private property.

All costs of construction, engineering, and future maintenance shall be assessed to the benefiting parcels of land within the watershed area determined by the Auglaize County Engineer.

A list of names and addresses, where known, of all landowners which the Petitioner claims will be benefited or damaged by the construction of the proposed improvement, is attached.

Petitioners:

Dennis Werling

Warren Bailey

Michael J. Steinhilber

BOND FOR THE ROGERS #2 DITCH PETITION

(TO BE FILED WITH THE DITCH PETITION)

Revised Code, Sec. 6131.06

RECEIVED

APR 13 2018

Board of County Commissioners
Auglaize County, Ohio

KNOW ALL MEN BY THESE PRESENTS, That we

as principal, and

as additional surety 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 us and dated at

Wapakoneta, Ohio, on this

day of 2018. THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That,

whereas, on the day of , 2018, filed their petition with the Clerk of the County

Commissioners: **To install subsurface tile, make lateral connections to existing drainage lines, install fittings and elbows, and place catch basins or manholes as required to satisfy the prayer of the petition.**

petitioned for by

DENNIS WERLING

and others, the following being the course

and termini of said proposed improvement, to-wit:

Commencing on the North side of Open Ditch (Pusheta Creek) approximately 10 Ft. East of edge of pavement of Ashburn Road and approximately 200 feet south of Gutman Road in Section 17, Clay Township, Auglaize County; thence north in direction (parallel to Ashburn Road) in the east side ditch of Ashburn Road for approximately 200 feet; thence north in direction (parallel to Ashburn Road) through Gutman Road; thence north in direction (parallel to Ashburn Road) in the east side ditch of Ashburn Road for approximately 3,400 feet; thence northeasterly in direction across the Dennis and Judith Werling property for approximately 50 feet and there to terminate on the Dennis and Judith Werling property.

The exact size(s) and location of said subsurface drainage tile shall be determined by the Auglaize County Engineer at the time of the Survey and Design of the proposed drainage petition. The proposal will be to eliminate the existing tile in the County Right of Way and install a new tile on private property.

The above described construction; engineering and future maintenance shall be assessed to the benefitting parcels of ground as required under Section 6131 of the Ohio Revised Code.

Now, if the said

will pay the cost of all 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.

The above bond is approved this

16th day of April , 2018

Dennis Werling
petitioner

Janet Schuler
Auglaize County Auditor

Judith Werling
co-petitioner or landowner

**IN THE MATTER OF SETTING DATE TO RECEIVE AND OPEN BIDS FOR THE COUNTY ROAD 66A
BRIDGE REPLACEMENT PROJECT (NOB-66A-18.97) ALSO KNOWN AS FEDERAL-STATE EXCHANGE
BRIDGE PROJECT (AUG-CR66A-18.97) LOCATED IN NOBLE TOWNSHIP OVER SIX MILE CREEK.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of April, 2018.

Commissioner Bergman moved the adoption of the following

RESOLUTION

WHEREAS, on March 1, 2018, Resolution #18-092, the Board of County Commissioners approved the 2018 Bridge Replacement/Rehabilitation Program, as presented by County Bridge Engineer Andrew Baumer, which included the replacement of the County Road 66A Bridge, No. (NOB-66A-18.97) also known as Federal-State Exchange Program Project No. (AUG-CR66A-18.97), over Six Mile Creek; and,

WHEREAS, is was requested by Bridge Engineer Baumer and Co. Engineer Doug Reinhart that the construction plans for the County Road 66A Bridge Replacement (AUG-CR66A-18.97) be approved and signed by the Board of County Commissioners.

WHEREAS, it was also requested by Bridge Engineer Baumer and Engineer Reinhart that a date and time be set to receive and open bids for said project.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve and sign the construction plans for the County Road 66A Bridge Replacement (AUG-CR66A-18.97)

BE IT FURTHER RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby set the date and time of May 29, 2018 at 2:00 p.m. as the date and time to receive and open bids, for the County Road 66A Bridge project, in the Commissioners Chambers, Administration Building, 209 S. Blackhoof St., Room 201, Wapakoneta, Ohio; and,

BE IT STILL FURTHER RESOLVED that the County Engineer is hereby authorized to initiate the necessary legal steps to cause the above set 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
26th day of
April, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spenger, yes
Douglas A. Spenger

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

✓cc: County Engineer - Doug Reinhart
✓County Bridge Engineer – Andrew Baumer