

IN THE MATTER OF APPROVING AND AUTHORIZING THE AMENDMENT TO THE GROUND LEASE AGREEMENT WITH THE CITY OF ST. MARYS: AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AMENDMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April,

2019.

Commissioner Spencer the adoption of the following:

RESOLUTION

WHEREAS, on October 5, 1992, Resolution #92-666, the Board of County Commissioners, as the Board of Directors of the Auglaize County Solid Waste Management District, did execute a ground lease agreement with the City of St. Marys for the purpose of leasing real estate; and,

WHEREAS, on October 13, 2011 the Board of County Commissioners, as the Board of Directors of the Auglaize County Solid Waste Management District did exercise its option to extend the lease an additional 10 years; and,

WHEREAS, on April 7, 2015, Resolution #15-157, the Board of County Commissioners, amended the ground lease agreement for the enlarge area to reflect the current occupancy and in 2017 there was a gentleman's agreement amend the ground lease to accommodate an expanded parking lot for the Solid Waste employees; and,

WHEREAS, the City of St. Marys has presented an amendment to the ground lease agreement for the enlarged area to reflect current occupancy and is attached as Exhibit "A" of the ground lease amendment.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio does hereby approve and authorize the amendment to the Ground Lease Agreement with the City of St. Marys for the enlarged area to reflect current occupancy of the real estate located at St. Marys River Road, St. Marys, Ohio; and,

BE IT FURTHER RESOLVED that the Board does authorize the President of the Board, to execute said Ground Lease Amendment as presented to the Board of County Commissioners; and,

BE IT FURTHER RESOLVED that said Ground Lease Amendment be hereto attached and thus be made a part of this Resolution.

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

Adopted this
30th day of
April, 2019

BOARD OF COUNTY COMMISSIONERS
AULAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: City of St. Marys – Gregory J. Foxhoven
Solid Waste Coordinator – Scott Cisco

GROUND LEASE AMENDMENT

Auglaize County Recycling Center
15502 River Road, St. Marys, Ohio

THIS LEASE AMENDMENT made this 19th day of April, 2019 by and between **THE CITY OF ST. MARYS, OHIO**, an Ohio Municipal Corporation, hereinafter called "Lessor", and the **AUGLAIZE COUNTY COMMISSIONERS**, on behalf of the County of Auglaize, State of Ohio, hereinafter called "Lessee";

WITNESSETH

PRELIMINARY STATEMENTS

- A. The parties previously entered into a lease agreement with option to purchase dated October 5, 1992.
- B. The lease was recorded on October 20, 1992 at OR Volume 162, Page 503, Auglaize County Recorder's Office.
- C. The Lessee exercised its option to extend the lease on October 13, 2011 and was acknowledged by the Lessor on November 14, 2011.
- D. The lease was further amended in 2017.

AGREEMENT

NOW, THEREFORE, in consideration of the premises as described in the foregoing Preliminary Statements and of the mutual promises herein set forth, the parties do hereby make this Amendment to Lease Agreement on the following terms and conditions, intending to be bound hereby:

1. The area of the lease is being enlarged to reflect current occupancy and is attached as Exhibit "A."

2. That all other terms of the lease agreement dated October 5, 1992 are hereby confirmed and ratified and there are no other amendments to the lease except as set forth herein.


LESSOR:
THE CITY OF ST. MARYS, OHIO
By: [Signature]
Gregory J. Foxhoven
Director of Public Service and Safety

LESSEE:
AUGLAIZE COUNTY COMMISSIONERS
By: [Signature]
Don Regula
Its: President, Auglaize County Board of Commissioners

State of Ohio, County of Auglaize, §:

Before me, a notary public in and for said county, personally appeared the above named THE CITY OF ST. MARYS, OHIO, an Ohio Municipal Corporation, by Gregory J. Foxhoven, Director of Public Service and Safety, who acknowledged that he did sign the foregoing instrument, and that the same is the free act and deed of said corporation and the free act and deed of him personally as an officer.

In Testimony Whereof, I have hereunto set my hand and official seal at St. Marys, Ohio, this 30th day of April, 2019.


DEBRA KABLE
Notary Public, State of Ohio
My Comm. Expires Dec. 23, 2023

[Signature]
Notary Public

State of Ohio, County of Auglaize, §:

Before me, a notary public in and for said county, personally appeared the above named AUGLAIZE COUNTY COMMISSIONERS, by Don Regula, its President, who acknowledged that he did sign the foregoing instrument, to be his free act and deed for the users and purposes therein mentioned.

In Testimony Whereof, I have hereunto set my hand and official seal at St. Marys, Ohio, this 30th day of April, 2019.

[Signature]
Notary Public


ESTHER M. LEFFEL
Notary Public, State of Ohio
My Commission Expires 02/12/2022

EXHIBIT "A"

AUGLAIZE COUNTY ENGINEER'S OFFICE

P.O. Box 59, 1014 South Blackhoof Street

Wapakoneta, Ohio 45895

Kevin Schnell, P.E., P.S.
Andrew J. Baumer, P.E., S.I.
Ross Wuebker, E.I., S.I.

Telephone No.: 419-739-6520
Fax No.: 419-739-6521

Douglas P. Reinhart, P.E., P.S.
County Engineer

Legal Description

02/12/2019

Being a parcel of land in the NW $\frac{1}{4}$ of Section 27, Town 5 South, Range 4 East, Noble Township, Auglaize County, Ohio and is more particularly described as follows:

Commencing from a stone in a monument box (found) being the West $\frac{1}{4}$ corner of Section 27 and with the centerline of St. Marys River Road;

Thence with a bearing of N0°01' 17"W along the centerline of St. Marys River Road, a distance of 50.00 feet to a mag nail (set) and the PLACE OF BEGINNING;

Thence continuing of N0°01' 17"W along the centerline of St. Marys River Road, a distance of 520.94 feet to a mag nail (set);

Thence N89°58'43"E, a distance of 390.00 feet to an Iron Pin (set);

Thence S0°01'17"E, a distance of 520.94 feet to an Iron Pin (set);

Thence S89°58'43"W, a distance of 390.00 feet to a mag nail (set) and the original PLACE OF BEGINNING.

The above-described parcel contains 4.664 acres, more or less, of which 0.299 acres is existing highway right-of-way. This parcel is subject to any additional legal highways and easements of record at the time of the survey.

This survey includes all of parcel number H2302700302 and part of parcel number H2302700300. Previous Deed References Vol. OR 162, Page 503 and Vol. OR 179, Page 453.

The bearing of N0°01'17"W was based on previous survey, NOB-27-2, filed at the Auglaize County Map Office.

Also including, a 50' wide access easement along the driveway lane as constructed today extending from St. Marys River Road, 390.00 feet to the east boundary line of the parcel described above.

The above description was prepared by Andrew J. Baumer, S.I., under the direct supervision of Douglas P. Reinhart, P.S. #6507


Douglas P. Reinhart, P.E., P.S.

Auglaize County Engineer

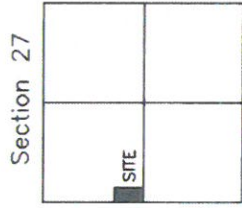


Auglaize County Recycling Center

Ground Lease between City of St. Marys & Auglaize County Commissioners

Survey Marker Legend

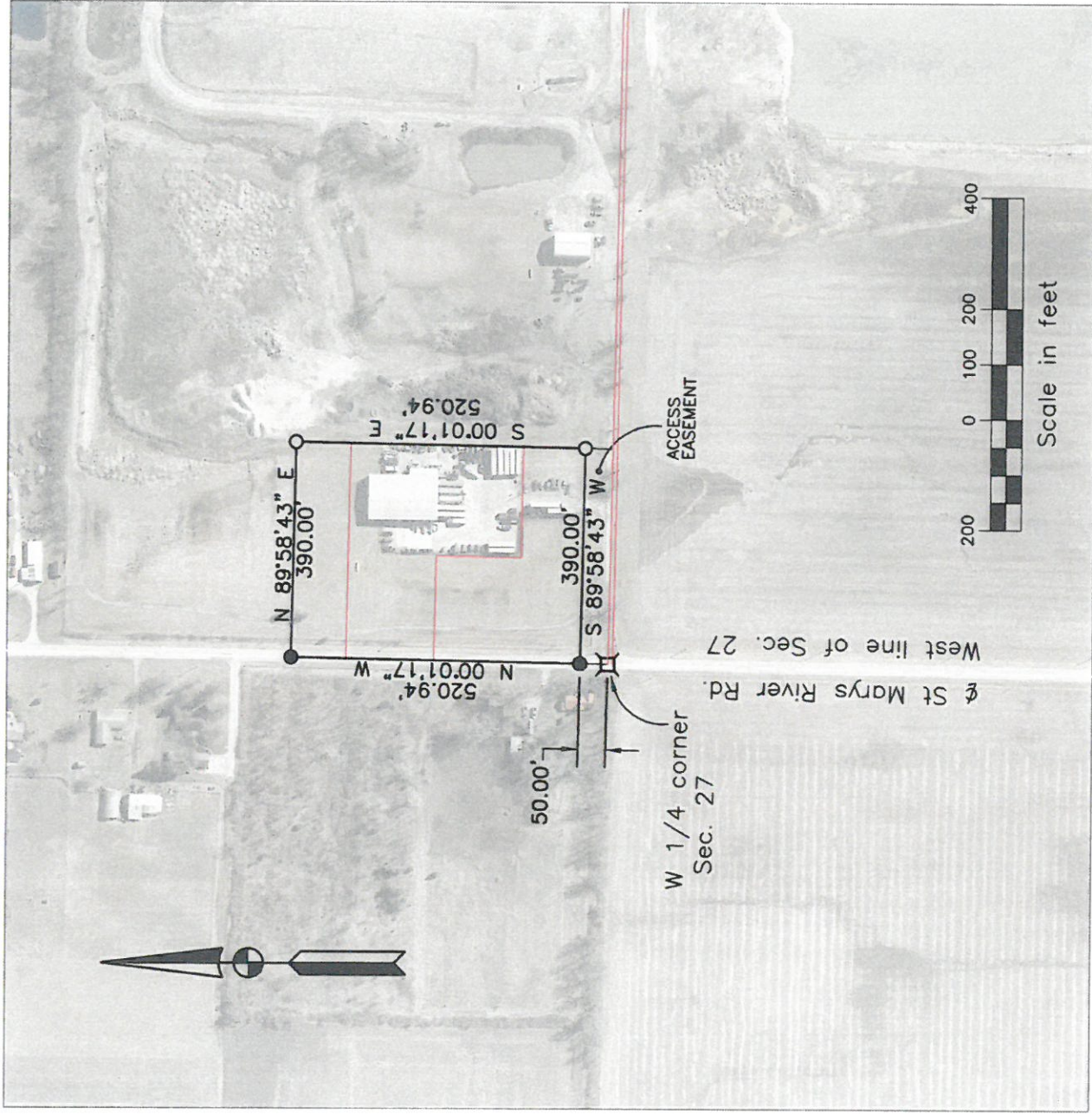
5/8" Iron pin	fd.	set
RR spike	⊗	○
Mag Nail	⊗	△
Mon. Box	⊗	●
	⊗	⊗



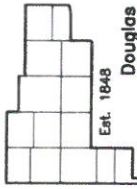
Noble Township,
T-5-S, R-4-E,
Auglaize County, Ohio

All bearings based on
previous survey(s).
1.) St. Marys City Landfill Property
filed under NOB-27-2
2.) Ground Lease - City of St. Marys
OR 162 Page 503

Parcel Acreage
Total - 4.664 acres
R/W - 0.299 acres



Auglaize County
Engineer's Office

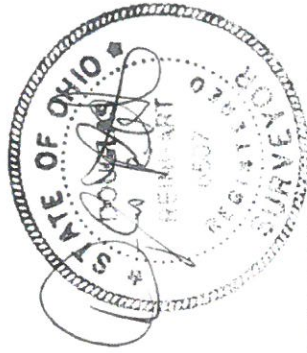


Est. 1848
Douglas P. Reinhart
County Engineer

Drawn By: Andrew Brouner
Date: 2/12/2019

I hereby certify that this
survey represents a field
survey conducted under
my direct supervision
during February 2019

Douglas P. Reinhart, P.S.
Surveyed by:
Douglas Reinhart, PE., P.S.
P.S. No. 6507



Part of: NW 1/4 Sec. 27 T 5 S, R 4 E Noble TWP.
Grantor(s): City of St. Marys
Grantee(s): Auglaize County Commissioners
Deed References: Vol. OR 162 Page 503
Vol. OR 179 Page 453

IN THE MATTER OF AUTHORIZING THE PURCHASE OF A COUNTY FIBER RING FOR THE TECHNOLOGY FOR THE COUNTY FROM PERRYPROTECH AS REQUESTED BY INFORMATION TECHNOLOGY MANAGER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Cameron Ruppert, County Information Technology Manager, met with the Board of County Commissioners expressing the need to obtain a 10Gb fiber ring for the County's computer system; and,

WHEREAS, Mr. Ruppert presented a quotation submitted by PerryproTech to purchase the fiber ring at the total cost of \$40,520.96.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the purchase, from PerryproTech for the fiber ring as noted above at the total cost of \$40,520.96.

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

Adopted this
30th day of
April, 2019

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: IT Manager – Cameron Ruppert
✓PerryproTech

IN THE MATTER OF AUTHORIZING A BUDGET ADJUSTMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

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

County Home Fund:		
Amount:	From:	To:
\$13,307.43	097.0097.530500 (Contract Repairs)	097.0097.530600 (Contract Services)
\$ 2,009.31	097.0097.530300 (Supplies)	097.0097.530600 (Contract Services)

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

Adopted this
30th day of
April, 2019

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Don Regula


John N. Bergman


Douglas A. Spender

cc: Auditor
✓ County Administrator

IN THE MATTER OF AMENDING RESOLUTION #19-151 FOR THE VILLAGE OF MINSTER FIFTH STREET IMPROVEMENTS AND CORRECTING THE PAYMENT PROCESS TO THE VILLAGE OF MINSTER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Auditor's Office has requested an amendment to Resolution #19-151, dated April 11, 2019 that clarifies that no payment will be made to the Village of Minster from 001.1402.536800 – Taxes – Levies and Assessment; and,

WHEREAS, the payment will be made to the Village of Minster after the assessment with interest has been paid through the property tax duplicate.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize this amendment and clarifies that the County Auditor is authorized to make payment to the Village of Minster after the assessment is paid through the property tax duplicate and confirms that no payment shall be made to the Village of Minster from 001.1402.536800 on this matter.

Commissioner Bergman seconded the Resolution and upon the roll being called. The vote resulted in the adoption of the Resolution as follows:

Adopted this
30th day of
April, 2019

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regular
Don Regula

John N Bergman
John N. Bergman

Douglas A. Spender
Douglas A. Spender

cc: ✓ County Auditor
Village of Minster

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

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has received a request from the Auglaize County Administrator, Erica L. Preston, to increase the 2019 Annual Appropriation with moneys that were certified and unappropriated; and,

WHEREAS, the County Home Fund:

Increase 097.0097.530600 (Contract Services) by \$75,000.00.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2019 Annual Appropriation Resolution to be amended to show the increase 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
30th day of
April, 2019

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
✓ County Administrator

IN THE MATTER OF ACCEPTING THE RETIREMENT OF KATHLEEN SUNDERLAND AS THE DOCUMENT IMAGING SPECIALIST.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Kathleen Sunderland, Document Imaging Specialist employee, submitted the following correspondence to the Board of County Commissioners:

April 25, 2019

Dear BOCC,

This letter is to formally acknowledge my approaching retirement date of June 1, 2019. I will at that time have 30 years of service with Auglaize County.

My first 29 years and 7 months of employment with Auglaize County was at Auglaize Acres. I was the MDS/Care Plan Coordinator. I was privileged to be a part of a group of dedicated staff who made the Acres into a 5-star facility. Our residents received the best of care and the utmost of respect. Many of the families spoke highly of the staff's commitment to the residents. I am proud to have served the community there.

My last 5 months of employment has been at the Auglaize County Administration Building. I am a document Imaging specialist. I have thoroughly enjoyed the work and thank you all for giving me the chance to experience a job outside the realm of nursing.

It has truly been a privilege to be an employee of Auglaize County.

Sincerely yours,
s/Kathleen Sunderland
Kathleen Sunderland

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Auglaize County does hereby accept the retirement of Kathleen Sunderland as the Document Imaging Specialist; same to be effective at 11:59:59 p.m., May 31, 2019; and,

BE IT FURTHER RESOLVED that the Board of County Commissioners of Auglaize County, Ohio does commend Auglaize County employee Kathleen Sunderland for her faithfulness and dedication to the citizenry of Auglaize County, and does further, extend its best wishes in her retirement.

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

Adopted this
30th day of
April, 2019

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Don Regula


John N. Bergman


Douglas A. Spencer

✓ cc: Kathleen Sunderland
✓ Deputy Auditor – Lori Yahl

County Commissioners Office
Auglaize County, Ohio
April 30, 2019

NO. 19-181

IN THE MATTER OF APPROVING THE RE-EVALUATION OF THE ASSESSMENT BASE FOR THE MAINTENANCE FOR THE REICHELDERFER #2 DITCH; CHANGING THE WATERSHED MAP AND CERTIFYING THE MAINTENANCE BASE TO COUNTY AUDITOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 30th day of April, 2019.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #19-109, the Board of Auglaize County Commissioners set this date, April 30, 2019, to hold a public hearing on the base assessments to be reduced from \$19,810.51 to \$16,166.78 for the Reichelderfer #2 Ditch Maintenance fund established in 2005; and,

WHEREAS, that this hearing is for the review and re-evaluation of the Reichelderfer #2 Ditch which is provided under section 6137.112 of the Ohio Revised Code; and,

WHEREAS, in addition to reevaluating the Reichelderfer #2 watershed, corrections were made to the watershed boundary map and a net of 38.61 acres were deleted from the watershed; and,

WHEREAS, notification of the public hearing and base assessments were given, via U.S. Mail, to all landowners involved in said watershed.

THEREFORE BE IT RESOLVED, that the Board of Auglaize County Commissioners, does hereby approve the re-evaluation of the assessment base from \$19,810.51 to \$16,166.78 from the 2005 petition for maintenance base of the Reichelderfer #2 Ditch; and,

BE IT FURTHER RESOLVED that the Board of Auglaize County Commissioners, does hereby authorize the changes of the watershed map and delete 38.61 acres from the watershed acreage; and,

BE IT STILL FURTHER RESOLVED that said Board certifies to Auglaize County Auditor said maintenance assessment base and acreage adjustments.

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

Adopted this
30th day of
April, 2019

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY

Don Regula
Don Regula YES

John N. Bergman
John N. Bergman YES

ABSENT
Douglas A. Spencer

✓ ec: Auglaize County Engineer
Auditor

IN THE MATTER OF APPROVING THE RE-EVALUATION OF THE ASSESSMENT BASE FOR THE MAINTENANCE AND ADJUST THE WATERSHED MAP ON THE REICHELDERFER #1 JOINT COUNTY DITCH AND CERTIFYING THE MAINTENANCE BASE WITH THE AUGLAIZE AND ALLEN COUNTY AUDITORS.

The Boards of Auglaize County and Allen County Commissioners met in regular session on the 30th day of April, 2019, at the Assembly Room in Auglaize County, Ohio with the following members present:

Don Regula	<u>present</u>	Jay Begg	<u>Absent</u>
John N. Bergman	<u>present</u>	Cory Noonan	<u>present</u>
Douglas A. Spencer	<u>Absent</u>	Greg Sneary	<u>present</u>

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #19-124, the Auglaize and Allen County Board of Commissioners formed the Joint Board and set this date, April 30, 2019, to hold a public hearing on the base assessments for the Reichelderfer #1 Joint County Ditch that was petitioned in 1968; and,

WHEREAS, that this hearing is for the review and re-evaluation of the Reichelderfer #1 Joint County Ditch which is provided under section 6137 of the Ohio Revised Code; and,

WHEREAS, all landowners within the Reichelderfer #1 Joint County Ditch watershed were notified of their permanent maintenance assessment base and were invited to a public hearing which was held by the Joint Board of County Commissioners in the Assembly Room on April 30, 2019 at 1:30 p.m.; and,

WHEREAS, at said public hearing, the Joint Board of County Commissioners and those landowners that were in attendance were informed that the re-evaluation of the construction costs should be increased from \$7,080.80 to \$50,052.00.

THEREFORE BE IT RESOLVED, the Joint Board of County Commissioners does hereby approve the re-evaluation of the assessment base from \$7,080.80 to \$50,052.00 and approves the adjustment to the watershed map; and,

BE IT FURTHER RESOLVED that said Joint Board certifies to the Auglaize and Allen County Auditors the new maintenance assessment base for the Reichelderfer #1 Joint County Ditch.

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

Adopted this 30th day of April, 2019

**AUGLAIZE COUNTY
BOARD OF COMMISSIONERS**

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

ABSENT
Douglas A. Spencer

**ALLEN COUNTY
BOARD OF COMMISSIONERS**

ABSENT
Jay Begg

Cory Noonan yes
Cory Noonan

Greg Sneary yes
Greg Sneary

cc: County Engineer ✓
Auditors – Auglaize & Allen ✓
Allen County Commissioners