

**IN THE MATTER OF SETTING A DATE AND TIME FOR AN ADDITIONAL FINAL HEARING FOR THE FREEMAN SINGLE COUNTY DITCH PROJECT; SAME DUE TO THE SETTLEMENT AGREEMENT BETWEEN THE BOARD OF AUGLAIZE COUNTY COMMISSIONERS, AUGLAIZE COUNTY ENGINEER AND LEWIS H. MANCI AND SARAH K. MANCI HAUENSTEIN.**

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The Board of Auglaize County Commissioners met in regular session on the 6th day of August, 2009.

Commissioner Bergman moved the adoption of the following  
**RESOLUTION**

**WHEREAS**, on January 20, 2009, an Appeal and Statement of the Freeman Single County Ditch project was filed with the Auglaize County Clerk of Common Pleas Court by Michael A. Rumer and Victoria U. Maisch on behalf of Lewis H. Mancini and Sarah K. Mancini Hauenstein; and,

**WHEREAS**, after much deliberation, a Settlement Agreement for the Freeman Ditch project was reached between the Board of Auglaize County Commissioners, Auglaize County Engineer and Lewis H. Mancini and Sarah K. Mancini Hauenstein; said Settlement Agreement was signed as of August 4, 2009 by all parties; and,

**WHEREAS**, Auglaize County Engineer Doug Reinhart informed the Board of County Commissioners that an additional final hearing must be held on the Freeman Single County Ditch project.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby set September 1, 2009 at 2:00 p.m. in the Auglaize County Administration Building, Assembly Room, as the date, time and location to hold the additional final hearing for the Freeman Single County Ditch project; and,

**BE IT FURTHER RESOLVED** that the County Engineer is hereby directed to proceed with the notifications to the appropriate parties for said hearing.

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

Adopted this  
6th day of  
August, 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: ✓ Auglaize County Engineer

**IN THE MATTER OF APPROVING A CONTRACT FOR CHILD CARE SERVICES BETWEEN THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND SHAWNEE CHILDREN'S PROGRAM AS A FULL SERVICE CARE PROVIDER.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 6th day of August, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Auglaize County Department of Job & Family Services presented the Board with a contract for full child care services as follows:

Provider: **Shawnee Children's Program – effective August 1, 2009 to July 31, 2010;**  
and,

**WHEREAS**, the Board was solicited to approve and execute said contract.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the contract, as presented, for effective dates as mentioned above, between Auglaize County Department of Job & Family Services and Shawnee Children's Program for child care services for said department; and,

**BE IT FURTHER RESOLVED** that the Board ratifies the execution of said contract.

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

Adopted this  
6th day of  
August, 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 Job & Family Services Dept. –  
Michael Morrow

**IN THE MATTER OF THE ORGANIZATION OF THE JOINT BOARD OF COUNTY COMMISSIONERS,  
PURSUANT TO THE O.R.C. SECTION 6133.04, FOR THE MUDDY CREEK JOINT DITCH PROJECT.**

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The Boards of Auglaize County and Shelby County Commissioners met on the 6th day of August, 2009 for the purpose of forming a Joint Board of County Commissioners for the Muddy Creek Joint County Ditch project.

Commissioner Regula moved the adoption of the following

**RESOLUTION**

**WHEREAS**, the Clerk of the Commissioners of Auglaize County, Ohio has given due notice to the Boards of County Commissioners for Auglaize and Shelby Counties, of the filing of a petition and bond for the Muddy Creek Joint County Ditch project; setting this date to convene a hearing for the formation of a Joint Board of County Commissioners for said project; and,

**WHEREAS**, this 6<sup>th</sup> day of August, 2009 being the day so fixed for above mentioned hearing, members of said Boards of County Commissioners of Auglaize and Shelby present are as follows:

**Auglaize County**  
Douglas A. Spencer  
Don Regula  
John N. Bergman

**Shelby County**  
Larry Kleinhans  
Dale DeLoye  
Jack Toomey

**WHEREAS**, nomination for the position of President of the Joint Board was called with Mr. Toomey nominating Mr. Spencer to serve as President of the Joint Board of County Commissioners for said project; M. DeLoye seconded the motion; roll call vote taken: Mr. Toomey, yes; Mr. Bergman yes; Mr. DeLoye, yes; Mr. Regula, yes; Mr. Kleinhans, yes; Mr. Spencer, yes. Motion carried.

**THEREFORE, BE IT RESOLVED** that Douglas A. Spencer from Auglaize County, be and is hereby elected to act as president of this Joint Board of County Commissioners for the Muddy Creek Joint Ditch project; and,

**WHEREAS**, nomination for the position of Vice President of the Joint Board was called with Mr. Bergman nominating Mr. Toomey to serve as Vice President of the Joint Board of County Commissioners; Mr. Regula seconded the motion; roll call vote taken: Mr. Toomey, yes; Mr. Bergman yes; Mr. DeLoye, yes; Mr. Regula, yes; Mr. Kleinhans, yes; Mr. Spencer, yes. Motion carried.

**THEREFORE, BE IT RESOLVED** that Jack Toomey from Shelby County, be and is hereby elected to act as Vice President of this Joint Board of County Commissioners for the Muddy Creek Joint Ditch project; and,

**BE IT FURTHER RESOLVED** that, pursuant to O.R.C. Section 6133.04, the Clerk of the Board of Auglaize County Commissioners shall act as Clerk of the Joint Board.

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

Adopted this 6<sup>th</sup> day of August, 2009

**AUGLAIZE COUNTY**

**SHELBY COUNTY**

Douglas A. Spencer, yes  
Douglas A. Spencer  
Don Regula, yes  
Don Regula  
John N. Bergman, yes  
John N. Bergman

Dale DeLoye, YES  
Dale DeLoye  
Jack Toomey, yes  
Jack Toomey  
Larry Kleinhans, yes  
Larry Kleinhans

cc: ✓ Auglaize County Engineer  
✓ Shelby County Commissioners