

**IN THE MATTER OF AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH BRIAN BROS. PAINTING & RESTORATION FOR PROFESSIONAL SERVICES FOR THE PAINTING PORTION OF THE AUGLAIZE COUNTY COURTHOUSE RENOVATION PROJECT; AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AMENDMENT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on February 17, 2011, in Resolution #11-071, the Board of County Commissioners executed a contract with Brian Brothers Painting and Restoration LLC - paint restoration portion for the Auglaize County Courthouse Renovation Project. Brian Brothers Painting and Restoration has stated in the contract that the base amount for the paint restoration portion of the Courthouse Renovation Project is \$463,500.00; and,

**WHEREAS**, to furnish and install all necessary labor and material to prep, remove loose plaster, make sure walls are firm, patch, apply and finish ¼ “ thick drywall to walls in the Municipal Courtroom, Common Pleas Courtroom – add \$24,900.00 and remove 2 – 4’ portion of covered ceiling trim from new restroom walls – add \$1,500.00; and,

**WHEREAS**, the total increase for the changes stated above for Change Order #1 is \$26,400.00; and

**WHEREAS**, the Board of County Commissioners has agreed to this increase; and,

**WHEREAS**, a Change Order #1 has been prepared by Brian Brothers Painting & Restoration LLC reflecting above mentioned fee increase; same is to be executed by the President of the Board.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Change Order #1 for the contract with Brian Brothers Painting and Restoration, LLC for the paint restoration portion of the Court House Renovation Project; and,

**BE IT FURTHER RESOLVED** that President of the Board is hereby authorized to execute said Change Order #1 as presented by Brian Brothers Painting and Restoration, LLC, thereby increasing said contract by \$26,400.00 to a total of \$489,900.00.

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

Adopted this  
1st day of  
December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

cc: Brian Brothers Painting & Restoration, LLC  
✓ Garman/Miller



# AIA<sup>®</sup> Document G701<sup>™</sup> – 2001

## Change Order

<b>PROJECT</b> <i>(Name and address):</i>	<b>CHANGE ORDER NUMBER:</b> 001	<b>OWNER:</b> <input checked="" type="checkbox"/>
Renovations to the Auglaize County Courthouse	<b>DATE:</b> November 16, 2011	<b>ARCHITECT:</b> <input checked="" type="checkbox"/>
		<b>CONTRACTOR:</b> <input checked="" type="checkbox"/>
<b>TO CONTRACTOR</b> <i>(Name and address):</i>	<b>ARCHITECT'S PROJECT NUMBER:</b> 10015.0	<b>FIELD:</b> <input type="checkbox"/>
Brian Brothers Painting & Restoration, LLC	<b>CONTRACT DATE:</b> February 24, 2011	<b>OTHER:</b> <input type="checkbox"/>
4808 W. Versailles Road Piqua, Ohio 45356	<b>CONTRACT FOR:</b> General Construction	

**THE CONTRACT IS CHANGED AS FOLLOWS:**

*(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)*

Furnish and install all necessary labor and material to:

- 1.) Municipal Courtroom - From the wainscoating to the ceiling cove.
  - \*Prep, remove loose plaster, make sure walls are firm, patch, apply, and finish 1/4" thick drywall to the 2 window walls.
  - \*Prep, remove loose plaster, make sure walls are firm, patch, and apply Tassoglas Smooth liner to the Mural wall.
  - \*Prep and patch existing drywall behind the Judge's bench.
  
- 2.) Common Pleas Courtroom - From the wainscoating to the ceiling cove.
  - \*Prep, remove loose plaster, make sure walls are firm, patch, apply, and finish 1/4" thick drywall to all 4 walls. Add \$24,900.00
  
- 3.) Remove 2 - 4' portions of covered ceiling trim from new restroom walls, and relocate them to the missing sections near the pillars in the stairway. No masonry brick replacement included. Add \$1,500.00

TOTAL CHANGE: \$26,400.00

(Remaining Paint Restoration Contingency Allowance - \$5,000.00)

The original Contract Sum was	\$ 463,500.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 463,500.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 26,400.00
The new Contract Sum including this Change Order will be	\$ 489,900.00

The Contract Time will be unchanged by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is May 27, 2012.

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Garmann-Miller & Associates, Inc.

Brian Brothers Painting & Restoration,  
LLC

Auglaize County Commissioners

ARCHITECT (Firm name)

CONTRACTOR (Firm name)

OWNER (Firm name)

38 S. Lincoln Drive, P.O. Box 71, Minster,  
Ohio 45865

4808 W. Versailles Road,  
Piqua, Ohio 45356

209 S. Blackhoof- Room 201,  
Wapakoneta, Ohio 45895

ADDRESS

ADDRESS

ADDRESS

*Ronald C. Smallwood*

BY (Signature)

*Brian Toopes*

BY (Signature)

*John N. Bergman*

BY (Signature)

RONALD C. SMALLWOOD

(Typed name)

Brian Toopes

(Typed name)

John N. Bergman

(Typed name) President of BOCC

11/23/2011

DATE

11-21-11

DATE

December 1, 2011

DATE

**IN THE MATTER OF AUTHORIZING THE SECUREMENT OF INTEREST COST FOR NOTE NEEDED FOR THE BALANCE OF MONEY FOR THE HARRUFF COUNTY DITCH IMPROVEMENT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, it is necessary, at this time, to obtain note for the balance of money needed to complete the Harruff county ditch project; and,

**WHEREAS**, the County Engineer's office informed the Board of County Commissioners that the amounts remaining as the unpaid balances from the total amounts assessed and the time periods for the note is:

**Harruff Ditch Improvement: Sixteen (16) semi-annual installments note                      \$21,948.82.**

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the necessary steps be taken to secure interest cost for said note for the balance of money needed to complete the above named Ditch improvement project in the amount as mentioned above.

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

Adopted this  
1st day of  
December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

✓cc: County Engineer  
✓ County Auditor

**IN THE MATTER OF APPROVING AND AUTHORIZING THE PROGRAM EXPENDITURES TRACKING SYSTEM (PET) MAINTENANCE AGREEMENT FOR 2012 BETWEEN MAXIMUS AND THE COUNTY JOB & FAMILY SERVICES DEPT.; AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AGREEMENT.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, for some time, the Auglaize County Department of Job & Family Services has used the PET system which consists of computer software programs and basic and related materials pertinent to said programs in machine readable or print form and any updated program or program portion; and,

**WHEREAS**, it is time to renew the PET for a software maintenance agreement between Auglaize County Department of Job and Family Services and Maximus for the time period of January 1, 2012 through December 31, 2012 at the cost of \$2,150.00; and,

**WHEREAS**, a maintenance agreement to this effect has been submitted to the Board of County Commissioners for its approval and execution by the President of the Board.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio does hereby approve the PET Software Maintenance Agreement for January 1, 2012 through December 31, 2012, as presented by Maximus to the Auglaize County Department of Job & Family Services; and,

**BE IT FURTHER RESOLVED** that said Board does authorize the President of the Board to execute said agreement and does further authorize the Auglaize County Department of Job & Family Services to enter into this 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  
1st day of  
December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

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

cc: County Department of Job & Family Services –  
Michael Morrow

**IN THE MATTER OF AUTHORIZING THE SECUREMENT OF NOTE FOR THE WARMAN #3 DITCH IMPROVEMENT FROM MINSTER BANK.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

WHEREAS, on November 8, 2011, in Resolution #11-421 the Board of County Commissioners authorized the securement of interest costs for note in the following amount for the balance of money needed to complete the following ditch improvement:

#11-421 Warman #3 Ditch project .....\$ 28,664.04;  
and,

WHEREAS, the following quotations were received for the above mentioned note:

**For Warman #3 Ditch Improvement Project:**  
**First National Bank in New Bremen..... 3.35%**  
**Minster Bank .....2.71%**

and,

WHEREAS, the quotations were shared with County Auditor Janet Schuler, for her review and recommendation with said recommendation being to award the ditch note to Minster Bank as said bank met the bid requirements for this project.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the securement of a two year (4 semi-annual installments) note in the amount of \$28,664.04 at the rate of interest of 2.71%, from Minster Bank for the balance of money needed to complete the payment of the Warman #3 Ditch project.

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

Adopted this  
1st day of  
December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman yes  
John N. Bergman

Douglas A. Spencer yes  
Douglas A. Spencer

Don Regula yes  
Don Regula

cc: County Engineer, County Auditor, Bidders

**IN THE MATTER OF AUTHORIZING THE PAYMENT OF THE COUNTY'S MANDATED SHARE OF PUBLIC ASSISTANCE FOR DECEMBER.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

WHEREAS, it is necessary to pay the county's mandated share of Public Assistance for December.

THEREFORE, BE IT RESOLVED that the Board does authorize the County Auditor to make the following payment:

**From: 001-0905-533500 – Public Assistance Grant  
Amount: \$ 7,885.42  
To: 006-0400-400101 – Public Assistance**

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

Adopted this 1st day  
of December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

Cc: County Auditor  
Jobs & Family Services

**IN THE MATTER OF AUTHORIZING CHANGE ORDER #7 TO THE CONTRACT WITH PETERSON CONSTRUCTION COMPANY – GENERAL CONTRACTOR FOR THE AUGLAIZE COUNTY COURTHOUSE RENOVATION PROJECT; AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AMENDMENT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 1st day of December, 2011.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on January 11, 2011, in Resolution #11-012, the Board of County Commissioners executed a contract with Peterson Construction Company for the general construction portion for the Auglaize County Courthouse Renovation Project. Peterson Construction has stated in the contract that the base amount for the general construction of the Courthouse Renovation Project is \$3,000,000.00; and,

**WHEREAS**, due to the following change to furnish and install all necessary labor and material to:  
Added access panel to crawl space under the new third floor – add \$347.00; Added shear plates for wall reinforcing on the third and fourth floor – add \$552.00; Additional material and labor to remove wall – add \$28,273.00; Additional steel framing to support the new locations – add \$4,459.00; Additional drywall required – add \$1,021.00; Additional masonry required to level the top of the existing wall – add \$2,628.00; Plates required to contain and secure the ends of floor – add \$5,307.00; Additional steel to brace the railing – add \$2,171.00; Reinforcing the roof on the boiler house roof – add \$14,593.00; Additional work at the new lower level security entrance – add \$1,857.00; Additional structural support was required to reinforce areas – add \$42,384.00; Replace damaged windows – add \$1,418.00; and credits for allowance of (\$87,500.00); and,

**WHEREAS**, the total increase for the changes stated above for Change Order #7 is \$17,510.00; and,

**WHEREAS**, the Board of County Commissioners has agreed to this increase; and,

**WHEREAS**, a Change Order #7 has been prepared by Peterson Construction Company reflecting above mentioned fee increase; same is to be executed by the President of the Board.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Change Order #7 for the contract with Peterson Construction Company for the general construction portion of the Court House Renovation Project; and,

**BE IT FURTHER RESOLVED** that President of the Board is hereby authorized to execute said Change Order #7 as presented by Peterson Construction Company, thereby increasing said contract by \$17,510.00 to a total of \$3,214,733.00.

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

Adopted this  
1st day of  
December, 2011

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

cc: Peterson Construction Company  
Garmann/Miller  
Ab. Administrator

# AIA Document G701™ – 2001

## Change Order

<b>PROJECT</b> (Name and address): Renovations to the Auglaize County Courtthouse	<b>CHANGE ORDER NUMBER:</b> 007 <b>DATE:</b> November 9, 2011	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/>
<b>TO CONTRACTOR</b> (Name and address): Peterson Construction Company 18817 State Route 501 N. Wapakoneta, Ohio 45895	<b>ARCHITECT'S PROJECT NUMBER:</b> 10015.0 <b>CONTRACT DATE:</b> January 11, 2011 <b>CONTRACT FOR:</b> General Construction	<b>FIELD:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>

**THE CONTRACT IS CHANGED AS FOLLOWS:**

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

- 1.) Credit Carpet Contingency Allowance. Deduct (\$30,000.00)
  - 2.) Credit Building Letters/Signs/Dedication Plaque Contingency Allowance. Deduct (\$2,500.00)
  - 3.) Credit Acoustical Treatment Contingency Allowance. Deduct (\$45,000.00)
  - 4.) Credit Finish Interior Stairs Contingency Allowance. Deduct (\$10,000.00)
- Credit Subtotal: (\$87,500.00)

Furnish and install all necessary labor and material to:

- 5.) Pr #15 – Added an access panel to access the crawl space under the new third floor. Add \$347.00
- 6.) PCC #791-045- Added shear plates for wall reinforcing on the third and fourth floor wall/roof assembly. Add \$552.00
- 7.) PCC #791-030a – Additional material and labor to remove wall. Based on other existing floor/wall conditions, assumptions were made for this wall demolition, however, after starting removal, it was discovered that the conditions were not the same and additional framing and details were required to support the existing floor assembly. Add \$28,273.00
- 8.) PCC #791-040 – Because of field conditions, some of the original floor opening locations would not work and additional steel framing was required to support the new locations. Add \$4,459.00
- 9.) PCC #791-038 – Additional drywall required because of existing wall condition. Add \$1,021.00
- 10.) PCC #791-039 – Additional masonry required to level the top of the existing wall for the new fire rated enclosure around the skylights. Add \$2,628.00
- 11.) PCC #791-029a – When the new floor openings were cut for the chases, it was discovered that the existing floor material was not stable and plates were required to contain and secure the ends of the floor. Add \$5,307.00
- 12.) PR #16 – Additional steel was required by the glass railing manufacturer to brace the railing. Add \$2,171.00
- 13.) PCC #791-048 - After work was started on the boiler house roof, it was discovered that the existing roof was not tied into the walls and some of the rafters needed reinforcing. It was also discovered that after reinforcing the roof, there was a second roof structure above that. It also needed reinforcing for the new roof openings. Add \$14,593.00
- 14.) PR #17 - Per the request of the Commissioners, additional work was required at the new lower level security entrance for the addition of a future door and bullet resistant glazing in front the security officers' desk. Add \$1,857.00
- 15.) PCC #791-033 – Because of the condition of masonry walls and floors at various areas of the building, additional structural support was required to reinforce these areas. Portions of the upper dormers were pulling away from the main structure and steel was installed to stop further destruction. Add \$42,384.00
- 16.) PCC #791-053 - It was discovered that some of the existing windows in the owners warehouse were damaged or missing. This cost is to replace these items. Add \$1,418.00

TOTAL CHANGE: \$17,510.00

- (Remaining Carpet Contingency Allowance - \$0.00)
- (Remaining Building Letters/Signs/Dedication Plaque Contingency Allowance - \$0.00)
- (Remaining Acoustical Treatment Contingency Allowance - \$0.00)
- (Remaining Finish Interior Stairs Contingency Allowance - \$0.00)

The original Contract Sum was	\$ 3,000,000.00
The net change by previously authorized Change Orders	\$ 197,223.00
The Contract Sum prior to this Change Order was	\$ 3,197,223.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 17,510.00
The new Contract Sum including this Change Order will be	\$ 3,214,733.00

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User Notes:

(794444897)

The Contract Time will be unchanged by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is May 27, 2012

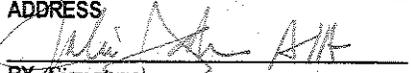
**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Garmann-Miller & Associates, Inc.  
ARCHITECT (Firm name)

38 S. Lincoln Drive, P.O. Box 71, Minster,  
Ohio 45865

ADDRESS

  
BY (Signature)

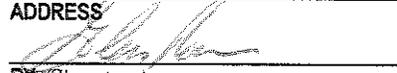
JULIE SABOURIN AIA  
(Typed name)

21 NOV 2011  
DATE

Peterson Construction Company  
CONTRACTOR (Firm name)

18817 State Route 501 N.  
Wapakoneta, Ohio 45895

ADDRESS

  
BY (Signature)

Glen L. Renner  
(Typed name)

11/17/11  
DATE

Auglaize County Commissioners  
OWNER (Firm name)

209 S. Blackhoof- Room 201,  
Wapakoneta, Ohio 45895

ADDRESS

  
BY (Signature)

John N. Bergman, President of  
(Typed name) BOCC

December 1, 2011  
DATE