

**IN THE MATTER OF AUTHORIZING A CHANGE ORDER #4 WITH HEYNE CONSTRUCTION INC. FOR THE AUGLAIZE COUNTY DOG SHELTER .**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners entered into a contract with Heyne Construction Inc. for the general construction work for the Auglaize County Dog Shelter project in the amount of \$427,900.00; Change Order #1 dated July 9, 2013 (\$1,067.00) was credited to the contingency and the original contract sum had no change in the amount of \$427,900.00; Change Order #2 dated September 5, 2013 (\$1,233.00) reduced the original contract sum to \$\$426,667.00; Change Order #3 dated December 19, 2013 reduced the original contract sum to \$426,580.00; and,

**WHEREAS**, Garmann/Miller & Associates, architects for the project, have determined that it is necessary to process a change order #4 for following items; namely,

- 1.) Installation of ceiling and light fixture in room 107. ADD \$2,410.00.
- 2.) Credit from General Construction contingency Allowance. DEDUCT (\$2,410.00); and,

**WHEREAS**, the adjusted and consolidated amounts for these changes equals out to zero dollar change; and,

**WHEREAS**, a Change Order #4 has been prepared by Garmann/Miller reflecting above mentioned change order; same is to be executed by the President of the Board.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize Change Order No. #4 in the amount of \$0.00 as mentioned above in the Change Order #4 from Garmann/Miller Associates for Heyne Construction Inc., the general contractor for the Auglaize County Dog Shelter Project; and,

**BE IT FURTHER RESOLVED** that as the amount of the change order, \$2,410.00, is credited from contingency, there is no change in the contract sum of \$426,580.00.

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

Adopted this  
24th day of  
December, 2013

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: Garmann/Miller & Associates
- ✓ Dog Warden
- ✓ Heyne Construction Inc.



# AIA®

# Document G701™ – 2001

## Change Order

**PROJECT (Name and address):**  
 Auglaize County Dog Shelter  
 1013 West Auglaize Street  
 Wapakoneta, Ohio 45895

**CHANGE ORDER NUMBER:** 004  
**DATE:** December 13, 2013

**OWNER:**   
**ARCHITECT:**   
**CONTRACTOR:**

**TO CONTRACTOR (Name and address):**  
 Heyne Construction Inc.  
 199 N. Ohio Street  
 P.O. Box 109  
 Minster, Ohio 45865

**ARCHITECT'S PROJECT NUMBER:** 11045.01  
**CONTRACT DATE:** May 28, 2013  
**CONTRACT FOR:** General Construction

**FIELD:**   
**OTHER:**

### THE CONTRACT IS CHANGED AS FOLLOWS:

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

- 1.) Installation of ceiling and light fixture in Room 107 as noted in PR #4. Add \$2,410.00
- 2.) Credit General Construction Contingency Allowance. Deduct (\$2,410.00)

**TOTAL CHANGE:** \$0.00

(Remaining General Construction Contingency Allowance - \$1,523.00)

The original Contract Sum was	\$	427,900.00
The net change by previously authorized Change Orders	\$	-1,320.00
The Contract Sum prior to this Change Order was	\$	426,580.00
The Contract Sum will be unchanged by this Change Order in the amount of	\$	0.00
The new Contract Sum including this Change Order will be	\$	426,580.00

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 December 31, 2013.

**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)**

Heyne Construction Inc.  
**CONTRACTOR (Firm name)**

Auglaize County Commissioners  
**OWNER (Firm name)**

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

199 N. Ohio Street, P.O. Box 109, Minster,  
 Ohio 45865

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

**ADDRESS**

**ADDRESS**

**ADDRESS**

**BY (Signature)**

**BY (Signature)**

**BY (Signature)**

Laura Little  
**(Typed name)**

Matt Heyne  
**(Typed name)**

Don REGula, BOCC President  
**(Typed name)**

12/13/13  
**DATE**

12-16-13  
**DATE**

12-24-13  
**DATE**

**IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

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

**Veterans Services Fund:**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 300.00	001.0903.530600 (Contract Services)	001.0904.510200 (Van Driver Salary)

**Adult Probation Fund:**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 288.65	001.0203.536700 (PERS)	001.0203.510200 (Salary)

**Juvenile Probation Fund:**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 10,000.00	001.0206.530900 (Detention)	001.0205.530400 (Equipment)

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the budget adjustments 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  
24th day of  
December, 2013

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
- ✓ Veteran Service – Lynne Skaggs
  - ✓ Common Pleas Judge Pepple
  - ✓ Probate, Juvenile & Domestic Judge Spees

**IN THE MATTER OF DESIGNATING THE OFFICIAL REPRESENTATIVE AND ALTERNATE FOR THE PURPOSE OF VOTING AT THE ANNUAL MEETING OF THE COUNTY COMMISSIONERS ASSOCIATION OF OHIO (CCAO) IN 2014.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Article IV, Section 6, of the Code of Regulations of the County Commissioners' Association of Ohio requires each member county to, for the purpose of voting at any annual or special meeting of the Association, designate an Official Representative and Alternate; and,

**WHEREAS**, the designation of the Official Representative and Alternate for a county organized under the statutory form of county government shall be by resolution of the Board of County Commissioners; and,

**WHEREAS**, in designating the Official Representative and Alternate only a member of the Board of County Commissioners is eligible to be designated as the Office Representative and Alternate.

**NOW THEREFORE BE IT RESOLVED** that the President of the Board of County Commissioners, Auglaize County, Ohio, is designated as the Official Voting Representative of Auglaize County; and,

**BE IT FURTHER RESOLVED** that the Vice-President of the Board of County Commissioners, Auglaize County, Ohio is designated as the Alternate Voting Representative of Auglaize County.

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

Adopted this  
24th day of  
December, 2013

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: CCAO  
certified copy

**IN THE MATTER OF ASSIGNING AUTHORITY TO MIKE MORROW, DIRECTOR OF JOB AND FAMILY SERVICES TO ACT AS THE AUGLAIZE BOARD OF COUNTY COMMISSIONERS' DESIGNEE FOR APPROVING INTER-COUNTY ADJUSTMENTS OF ALLOCATED FUNDS.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Ohio Administrative Code Section 5101:9-6-82 provides for the inter-county adjustment of any state or federal county family services agency allocation; and,

**WHEREAS**, counties have requested such adjustments to best meet the needs of their constituents, due to the limited allowable uses of each fund and the nuances of the random moment sampling process on a county's funding stream; and,

**WHEREAS**, any unspent allocations within a county at the end of a fiscal year revert back to the state for use by the State Department of Job and Family Services; and,

**WHEREAS**, a county family services agency must make such inter-county adjustment request to the Ohio Department of Job and Family Services, and include with such request a resolution authorizing such from that county's Board of County Commissioners; and,

**WHEREAS**, in accordance with Ohio Administrative Code Section 5101:9-6-82(G)(2)(a), a Board of County Commissioners may pass a resolution assigning authority to the Director of the county family service agency to serve as their designee and therefore grant that party authority to sign the inter-county adjustment agreement on behalf of the county for a specific period of time.

**THEREFORE BE IT RESOLVED**, that the Board of Auglaize County Commissioners hereby assigns authority to Mike Morrow, Auglaize County Director of Job and Family Services, for the specific period from January 1, 2014 through December 31, 2014, to serve as the Board of Auglaize County Commissioners' designee, and thereby grant Mr. Morrow the authority to sign inter-county adjustment agreements on behalf of Auglaize County for the period January 1, 2014 through December 31, 2014.

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

Adopted this  
24th day of  
December, 2013

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

**IN THE MATTER OF SUPPORTING THE FIVE CENT ASSESSMENT INCREASE FOR THE PER-CAPITA ASSESSMENT FOR THE YEAR 2014.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on December 11, 2013 the Auglaize County Executive Board sent to all Auglaize County Cities, Villages and Townships a ballot to vote on the increase of five cents on the per-capita assessment being requested by the Auglaize County Office of Homeland Security and Emergency Management; and,

**WHEREAS**, the county census is showing a loss of 1,292 in population which creates a loss of \$1,810.20 per year; and,

**WHEREAS**, the request of five (5) cent increase which would raise the per-capita assessment to .75 cents would make up for the monetary lost from the previous population reduction.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio does hereby support the five cent increase for the per-capita assessment; and,

**BE IT FURTHER RESOLVED** authorizes the President of the Board to complete the ballot from the Auglaize County Office of Homeland Security and Emergency Management.

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

Adopted this  
24th day of  
December, 2013

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: Auglaize County EMA

**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 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board has been requested to amend the Annual Appropriation with moneys that the County Auditor has certified and were unappropriated for the following fund listed below:

**127 Acres Capital Improvement Fund.**

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2013 Annual Appropriation Resolution be amended as follows:

**Increase 127.0127.530400 (Equipment) - by \$813.71.**

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

Adopted this  
24th day of  
December, 2013

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  
✓Auglaize Acres

**IN THE MATTER OF ACCEPTING THE RESIGNATION OF CHRISTOPHER D. MILLER AS THE  
AUGLAIZE COUNTY DELINQUENT TAG OFFICER FOR THE AUGLAIZE COUNTY DOG WARDEN.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Christopher Miller, Auglaize County Delinquent Tag Officer, submitted the following correspondence to the Board of County Commissioners:

December 11, 2013

Chief Russ Bailey,

This is my official resignation letter effective 12/31/2013, for Tag Enforcement Office with the Auglaize County Dog Warden. I have accepted a full time position at the Auglaize County Correction Center. Thank you so much for the job opportunity for the past year. If there is ever anything you need or I can assist with, I will be more than happy to do what I can.

Respectfully submitted,  
s/Chris Miller  
Chris Miller

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of Auglaize County does hereby accept the resignation of Christopher Miller as Auglaize County Delinquent Tag Officer; same to be effective at 11:59:00 p.m., December 31, 2013; and,

**BE IT FURTHER RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio does commend Auglaize County Delinquent Tag Officer for his faithfulness and dedication to the citizenry of Auglaize County, and does further, extend its best wishes in his future opportunity with Auglaize County Correction Center.

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

Adopted this  
24th day of  
December, 2013

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: Christopher Miller  
- Dog Warden  
Deputy Clerk – Lori Yahl

**IN THE MATTER OF APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY AND CALFEE, HALTER & GRISWOLD LLP TO PROVIDE LEGAL SERVICES INVOLVING THE OHIO EPA DIRECTOR'S FINAL FINDINGS AND ORDERS REGARDING NPDES PERMIT VIOLATIONS.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of December, 2013.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners have the authority pursuant to Ohio Revised Code Section 307.86 to enter into an agreement with Calfee, Halter & Griswold LLP which would advise the Board on particular matters dealing with the Ohio EPA Director's final findings and orders regarding NPDES permit violations; and,

**WHEREAS**, the Board corresponded with Mr. Christopher Jones, Attorney-at Law, discussing the possibility of using Calfee, Halter Griswold LLP for legal services for the environmental matters concerning the Ohio EPA Director's final findings and orders regarding NPDES permit violations, such as; counseling, drafting, negotiations, research and representation in courts and administrative agencies; and,

**WHEREAS**, Mr. Jones submitted an engagement letter to the Board for said legal services for the Board of County Commissioners as mentioned above; at the hourly rate of compensation of \$300 - \$400 per hour with a cap of not more than \$10,000.00.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the engagement letter from Mr. Christopher Jones of Calfee, Halter & Griswold LLP to provide legal professional services as mentioned above for said Board of County Commissioners; and,

**BE IT FURTHER RESOLVED** that the Board does accept and authorize the entering into of the agreement as so attached and presented for the legal services of Christopher Jones.

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

Adopted this  
24th day of  
December, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Don Regula . yes  
Don Regula

John N. Bergman . ps  
John N. Bergman

Douglas A. Spencer . ps  
Douglas A. Spencer

✓cc: Calfee, Halter & Griswold LLP -  
Christopher Jones, Attorney  
✓County Engineer