

IN THE MATTER OF SETTING THE DATE AND TIME AT WHICH TO RECEIVE QUALIFICATION STATEMENTS FROM FIRMS QUALIFIED TO PROVIDE ENVIRONMENTAL PROFESSIONAL SERVICES FOR THE "BROWNFIELD REMEDIATION PROGRAM" UNDER THE OHIO DEPARTMENT OF DEVELOPMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2022.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, at this time, it is necessary for the Board of County Commissioners to request RFQ/RFPs from qualified environmental professional services firms to perform professional services in connection with the "Brownfield Remediation Program" under the Ohio Department of Development.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby set no later than Friday, March 11, 2022, at 4:00 p.m. as the date and time to receive, in its office, qualification statements from firms qualified to provide professional and technical services for said activity in connection with the Brownfield Remediation Program.

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

Adopted this
10th day of
February, 2022

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

David Bambauer, yes
David Bambauer

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

cc: ✓ CTL Engineering
✓ Lyle Environmental
✓ Pine Environmental Service

**BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO**
209 S. Blackhoof St., Wapakoneta, Ohio 45895

Phone: 419-739-6710

Fax: 419-739-6711

February 7, 2022

TO: The Wapakoneta Daily News / The Evening Leader
FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Legal Notice to be published in The Wapakoneta Daily News and the Evening Leader

Please publish, in the **smallest print possible**, in the Legal Section of the newspapers on **Thursday, February 10, 2022 and Thursday, February 17, 2022.**

Please send **Certificate of Publication to and invoice to:**

Board of County Commissioners
209 S. Blackhoof St., Room 201
Wapakoneta, OH 45895

Thank you.

Esther Leffel
BOCC Clerk

REQUEST FOR QUALIFICATIONS/PROPOSALS

The Auglaize County Board of Commissioners requests qualification statements and proposals from qualified environmental professional services firms to perform necessary functions required for the “**Brownfield Remediation Program**”. Scope of work includes, but it not limited to, professional and technical services for all activities under the grant.

All proposals must be responsive to the Scope of Services section of this RFP and must meet the content of RFQ/RFP criteria. Offerors are invited to submit one original and one copy of their response to Auglaize County Board of County Commissioners, 209 South Blackhoof Street, Room 201, Wapakoneta, Ohio 45895 no later than 4:00 p.m., Friday, March 11, 2022. The complete RFQ/RFP criteria may be requested from Erica L. Preston at 419-739-6710 or view the public notice and RFQ/RFP criteria on the county's website at <https://www2.auglaizecounty.org/legal-notices>.

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th of February, 2022.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

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

| <u>General Fund:</u> | | <u>From:</u> | <u>To:</u> |
|----------------------|-------------------------------------|-------------------------------------|--------------------------------|
| \$ 8,600.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0203.510200 (Salary) |
| \$ 172.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0203.536400 (Workers Comp) |
| \$ 1,204.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0203.536700 (PERS) |
| \$15,379.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0202.510200 (Salary) |
| \$ 308.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0202.536400 (Workers Comp) |
| \$ 2,154.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0202.536700 (PERS) |
| \$ 5,605.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0207.510200 (Salary) |
| \$ 115.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0207.536400 (Workers Comp) |
| \$ 785.00 | 001.1502.530600 (Muni. Ct. Project) | 001.1502.530600 (Muni. Ct. Project) | 001.0207.536700 (PERS) |

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to complete the budget adjustments as mentioned above.

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

Adopted this
10th day of
February, 2022

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

David Bambauer, yes
David Bambauer

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: County Auditor
Common Pleas Court
Probate Court

IN THE MATTER OF APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES (ACDJFS) AND AUGLAIZE COUNTY CHILDREN SERVICES AGENCY FOR THE PURPOSE OF ACCESSING KINSHIP CAREGIVER FUNDING AND RATIFYING THE EXECUTION OF THE MOU.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2022.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County Department of Job & Family Services has submitted a Memorandum of Understanding which is between Auglaize County Department of Job & Family Services (ACDJFS), 12 N. Wood St., Wapakoneta, OH and the Auglaize County Children Services Agency for the purpose of accessing Kinship Caregiver funding through the Department of Job and Family Services Kinship Caregiver allocation to reimburse the Auglaize Count Children Services for allowable Kinship Caregiver expenditures authorized per Sub H.B. No. 541; and,

WHEREAS, it is understood Kinship Caregiver funds available to the ACDJFS are limited to the amount of funds allocated by the Ohio Department of Job and Family Services each fiscal year. Accordingly, the ACDJFS reserves the right to limit Kinship Caregiver funding available to the Auglaize County Children Services. The ACDJFS will notify the Auglaize County Children Services each year of the amount of funds, if any, available to the Auglaize County Children Services. This amount may be amended at any time; and,

WHEREAS, the Auglaize County Children Services assumes full responsibility for billing the ACDJFS for allowable Kinship Caregiver expenditures incurred by the Auglaize County Children Services. All audit findings incurred for improper billings, unallowable services or program violations will be the sole responsibility of the ACDJFS per ORC 5108.12. The ACDJFS agrees to reimburse the Auglaize County Children Services for all audit findings within 30-day notice of such findings. This MOU shall be effective January 1, 2022 through December 31, 2022.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the MOU for the Auglaize County Department of Job and Family Services (ACDJFS) and the Auglaize County Children Services Agency; and,

BE IT FURTHER RESOLVED that the Board ratifies the execution of said memorandum of understanding.

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

Adopted this 10th day
of February, 2022

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

David Bambauer, yes
David Bambauer

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: Auglaize County Department
of Job & Family Services

IN THE MATTER OF AUTHORIZING THE BOARD OF AUGLAIZE COUNTY COMMISSIONERS TO EXECUTE THE AGREEMENT WITH ACCESS ENGINEERING SOLUTIONS, LLC FOR THE VILLAGE OF WAYNESFIELD NEIGHBORHOOD REVITALIZATION GRANT (NRG) PROGRAM ADMINISTRATIVE / ENVIRONMENTAL REVIEW SERVICES AGREEMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 10th day of February, 2022.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, both parties acknowledge that an agreement is needed for the preparation of an environmental review record for the Waynesfield Neighborhood Revitalization Grant (NRG) Project and for Technical assistance with administration of said grant; and,

WHEREAS, Access Engineering Solutions, LLC has prepared an agreement for \$35,000 for the Waynesfield Neighborhood Revitalization Grant (NRG) for the Board's review and execution; and,

WHEREAS, the Board of County Commissioners has reviewed said agreement and has found it to be satisfactory.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby approve the agreement for administrative / environmental review services from Access Engineering Solutions, LLC for the assistance in the Waynesfield Neighborhood Revitalization Grant (NRG) for at the terms so specified in said agreement.

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

Adopted this
10th day of
February, 2022

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

David Bambauer yes
David Bambauer

John N. Bergman yes
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

cc: Access Engineering Solutions, LLC
Village of Waynesfield

**AGREEMENT BETWEEN
CLIENT AND CONSULTANT**

The Agreement, entered into as of this 18th day of February, 2022 by and between Auglaize County Commissioners (hereinafter referred to as the Client), and Access Engineering Solutions, LLC (hereinafter referred to as the Consultant) to provide professional services for the following project:

VILLAGE OF WAYNESFIELD – WEST WAPAKONETA STREET RECONSTRUCTION

**Administration Services for the 2021 Community Development Block Grant (CDBG) Neighborhood Revitalization Program:
General Grant Administration Services**

ARTICLE 1 - Scope of Services

The Consultant agrees to provide professional services as described on Exhibit "A" of this Agreement.

ARTICLE 2 - Time of Performance

It is anticipated that the consulting services will begin November 1, 2021 and conclude at the completion of the construction of the project.

ARTICLE 3 - Client's Responsibilities

- 3.1 Provide all available information so as to enable the Consultant to perform the services requested by the Client.
- 3.2 Assist the Consultant by placing at his disposal all available information pertinent to any area involved in a requested service including previous reports and any other data relative to the project.
- 3.3 Guarantee access to and make all provisions for the Consultant to enter upon public and private lands as required for the Consultant to perform his work under this Agreement.
- 3.4 Examine all studies, reports, sketches, estimates, drawings, specifications, proposal and other documents presented by the Consultant and shall render in writing a decision pertaining thereto so as not to delay the work of the Consultant.
- 3.5 Provide such legal, accounting and insurance counseling services as may be required for any work requested by Client.
- 3.6 Designate in writing a person(s) to act as Client representative with respect to the work to be performed under this Agreement.

ARTICLE 4 - Use of Consultant's Documents

Documents prepared by the Consultant are instruments of service for use solely with respect to this Project. The Consultant shall retain all common law, statutory and other reserved rights, including the copyright. The Client shall not reuse or permit the reuse of the Consultant's documents except by mutual agreement in writing.

ARTICLE 5 - Termination, Suspension or Abandonment

In the event of termination, suspension or abandonment of the Project, the Consultant shall be equitably compensated for services performed. Failure of the

Client to make payments to the Consultant in accordance with this Agreement shall be considered substantial nonperformance and is sufficient cause for the Consultant to either suspend or terminate services. Either the Consultant or the client may terminate this Agreement after giving no less than seven days' written notice if the other party substantially fails to perform in accordance with the terms of this Agreement.

ARTICLE 6 - Risk Allocation

Not applicable this contract.

ARTICLE 7 - Payments to the Consultant

Invoices will be submitted for services and are due when rendered. Invoice shall be considered PAST DUE if not paid within 30 days after the invoice date and the Consultant may without waiving any claim or right against Client, and without liability whatsoever to the Client, terminate the performance of the service. Retainers shall be credited on the final invoice. A service charge will be charged at 1.5% (or the legal rate) per month on the unpaid balance. In the event any portion or all of an account remains unpaid 90 days after billing, the Client shall pay cost of collection, including reasonable attorney's fees.

ARTICLE 8 - Basis of Compensation

8.1 Compensation to Access Engineering Solutions, LLC for performing professional services as described in Exhibit "A".

ARTICLE 9 - Other Conditions or Services

9.1 The services to be performed by the Consultant under this Agreement are intended solely for the benefit of the Client. Nothing contained herein shall confer any rights upon or create any duties on the part of the Consultant toward any person or persons not a party to this Agreement.

9.2 In performing our professional services the Consultant will use that degree of care and skill ordinarily exercised under similar circumstances by members of our profession. No warranty expressed or implied is made or intended by our consulting services by our furnishing oral or written reports, drawings or specifications, or by observation of work. Consultant will carry adequate insurance coverage on all operations hereunder including professional liability insurance.

9.3 The Client and Consultant, respectively, bind themselves, their partners, successors, assigns and legal representatives to this Agreement. Neither party to this Agreement shall assign the contract as a whole without written consent of the other.

9.4 In an effort to resolve any conflicts that arise during the design or construction of the Project, the Consultant and the Client agree that all disputes between them arising out of or relating to this Agreement shall be submitted to nonbinding mediation unless the parties mutually agree otherwise.

9.5 All funds for payment on this Contract will be in accordance with Exhibit B of this agreement.

This Agreement entered into as of the day and year first written above.

OWNER

Auglaize County Commissioners


David Bambauer


Doug Spencer


John Bergman


Address for Giving Notices:

209 South Blackhoof Street, Room 201
Wapakoneta, Ohio 45895


Dated

CONSULTANT

Access Engineering Solutions, LLC


Craig Mescher, PE
Project Manager

Address for Giving Notices:

1200 Irmscher Boulevard, Suite B
Celina, Ohio 45822

02/02/2022
Dated

Exhibit "A"

Scope of Engineering Services offered for this project are as follows:

1. **General Grant Administration Services** **\$ 35,000.00**
 - Assist Owner in set-up of Financial Management System, as needed, to ensure accurate project accounting records.
 - Prepare the Environmental Review Record for the project and secure the release of funds.
 - Review all procurement of contracts to ensure proper wage rates are used, as well as compliance with Davis-Bacon Act, Executive Order 11246, Section 3 Compliance, and Certification of Non-Segregated Facilities, as necessary.
 - Assist with preparation of any necessary drawdown or disbursement requests and oversee payment of funds, if needed.
 - Assistance with preparation and submission of required status and performance reports through the close-out of grant agreements.
 - Provide assistance with preparation of grant modifications, if needed.
 - Prepare all close-out documentation as required and review all files for conformance to requirements of the program.
 - Assist the Owner with compilation of all required grant files and related documents for program monitoring.
 - Provide assistance with all activities for each phase of any closeout and settlement process to finalize grants, including support and/or attendance at monitoring visit.
 - Verify all prime/subcontractors through the state for approval prior to award of contract(s).
 - Attend Pre-Construction Conference to review all required labor standards.
 - Obtain all necessary executed state and federal forms from successful bidder and any subcontractors as required by the CDBG Program.
 - Monitor weekly contractor and subcontractor (if any) payroll reports to ensure proper documentation and wages are being paid, including benefits in accordance with Davis-Bacon Wage Rates.
 - Assist with conducting employee interviews of contract(s) personnel and any subcontractor(s) personnel to ensure compliance with Davis-Bacon Act and prevailing wage requirements.
 - Complete all other necessary labor standards documents as required by the funding agencies.

Total Contract for Engineering Services **\$35,000.00**

Exhibit "B"
Encumbrance of Funds

All \$35,000.00 of the attached contract will be paid by CDBG Funds secured by the Auglaize County Commissioners. The Village of Waynesfield will not be responsible for any portion of the above contract.

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 10th day of February, 2022.

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:

| Check No. | Amount | Vendor |
|---------------|----------|----------------------------------|
| 458267 | 249.81 | TELEPHONE SERVICE COMPANY |
| 458272 | 340.45 | CITY OF WAPAKONETA |
| 458273 | 382.08 | CITY OF ST. MARYS |
| 458274 | 500.00 | CITY OF ST. MARYS |
| 458285 | 187.57 | SPECKMAN AUTO |
| 458299 | 2432.21 | THOMSON REUTERS |
| 458299 | 2432.21 | THOMSON REUTERS |
| 458301 | 247.00 | OHIO STATE BAR ASSOCIATIONS |
| 458304 | 600.00 | TREASURER, STATE OF OHIO |
| 458305 | 3355.00 | COURTVIEW JUSTICE SOLUTIONS, INC |
| 458307 | 877.51 | RIGHTWAY FOOD SERVICE |
| 458311 | 104.65 | TONI FISHER |
| 458312 | 2623.24 | SUBURBAN PROPANE |
| 458316 | 700.00 | EASTWAY CORP |
| 458319-458320 | 283.31 | FIRST NATIONAL BANK |
| 458322 | 1650.00 | RECOVERY SERVICES OF NW OHIO |
| 458324 | 800.00 | KERNS CHEVY |
| 458342 | 27385.00 | TIM LALLY CHEVROLET INC |
| 458344 | 1855.92 | APPRAISAL RESEARCH CORPORATION |
| 458345 | 6000.00 | GARMANN/MILLER ASSOCIATES |
| 458347 | 295.00 | R.J. BURKE INSURANCE AGENCY |
| 458348 | 5669.15 | MATTHEW BENDER |
| 458351 | 1700.00 | DRUG IMPAIRMENT DETECTION |
| 458353 | 648.00 | LEXIS NEXIS |
| 458354 | 410.00 | LEXIS NEXIS |
| 458355 | 930.00 | PAIGE FIEBELKORN |
| 458357 | 2940.00 | VANCE'S OUTDOORS |
| 458362 | 1514.63 | POGEMEYER DESIGN GROUP |
| 458364 | 1946.75 | TREASURER STATE OF OHIO |
| 458366 | 1243.53 | US BANK |
| 458368 | 11780.00 | WCJDC |
| 458371 | 347.71 | US BANK |
| 458372 | 800.00 | KERNS FORD |
| 458374 | 150.65 | SARAH LEE |
| 458375 | 180.55 | ROBB HEMMELGARN |
| 458379 | 436.25 | MARK FREEMAN |
| 458380 | 469.78 | HEATHER MAHAFFEY |
| 458387 | 1000.00 | AUGLAIZE COUNTY TREASURER |
| 458389 | 960.00 | AUGLAIZE COUNTY TREASURER |
| 458390 | 12924.93 | CITY OF WAPAKONETA |
| 458391 | 232.30 | LUCAS KIEFFER |

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

Adopted this
10th day
February, 2022

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

David Bambauer
David Bambauer

John N. Bergman
John N. Bergman

Douglas A. Spencer
Douglas A. Spencer