

IN THE MATTER OF AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO ENTER INTO AN AGREEMENT WITH ALLIED ENVIRONMENTAL SERVICES, INC. FOR ASBESTOS REMOVAL FOR THE COURT HOUSE RENOVATION PROJECT; AND AUTHORIZE COUNTY ADMINISTRATOR TO EXECUTE SAID AGREEMENT.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 13th of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners entered into an agreement with Allied Environmental Services, Inc. for the removal of approximately seven hundred forty (740) linear feet of asbestos-containing pipe insulation and two thousand (2,000) square feet of asbestos-containing floor tile and mastic located on the ground floor of the Auglaize County Courthouse, located at 201 South Willipie Street in Wapakoneta, Ohio at the contract price of \$29,250.00; and,

WHEREAS, this project will require notification to the Ohio Department of Health, and includes a ten (10) working day wait period prior to the abatement. Allied will have free and unrestricted access to the site. Work will be performed utilizing 10-hour workday between Monday and Thursday, 6:00 a.m. – 4:30 p.m. Auglaize County Board of Commissioners will be responsible for supplying any water and power requirements needed to complete this project. Allied Environmental Inc. will be responsible for the proper disposal of all asbestos waste removed from the Courthouse. Personal air monitoring, as required by OSHA regulation, is included in the cost.

Other asbestos removal company (Interdyne) was contacted on December 20, 2010 and no quote or proposal was received; and,

WHEREAS, pursuant to the Ohio Revised Code, Section 307.86 – the Board of Auglaize County Commissioners, by a unanimous vote of its members, makes a determination that a real and present emergency exists, and that this agreement was declared an emergency and exempt from bidding for the health, safety and welfare of the general public in order to expedite the project based on the recommendation of the County Administrator.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the agreement with Allied Environmental Services, Inc. as stated above; and,

BE IT FURTHER RESOLVED that the Board of County Commissioners does authorize County Administrator, to execute the approved agreement.

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

Adopted this
13th day of
January, 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



AGREEMENT FOR SERVICES

This agreement is by and between Mr. Joseph Lenhart, Auglaize County Board of Commissioners, 201 South Willipie Street, Suite G11, Wapakoneta, Ohio 43302 hereinafter referred to as CLIENT, and Allied Environmental Services Inc., 1867 South Dixie Highway, Lima, Ohio 45804, hereinafter referred to as ALLIED, who agree as follows:

Phase I & Phase II Environmental Site Assessment

Soil & Groundwater Remediation

Industrial Cleaning & Vacuum Truck Service

Hazardous Materials Management & Transport

Emergency Spill Response

Industrial Hygiene Consulting

Indoor Air Quality - Mold, Radon

Asbestos Survey and Abatement

Lead-based Paint Survey and Abatement

Underground Storage Tank Closure & Remediation

DECLARATIONS: CLIENT desires to engage ALLIED to provide services as described in ALLIED Proposal No. 6384, a copy of which is attached hereto, and along with the **TERMS AND CONDITIONS**, which appear on the reverse side of this document, are made a part of this **AGREEMENT**.

ACCEPTANCE: Execution of this **AGREEMENT** or the issuance of any other written authorization by **CLIENT** to **ALLIED** such as a written Purchase Order will constitute acceptance of this **AGREEMENT**.

EXECUTED THIS 10 DAY OF JANUARY, 2010 ~~11~~

for CLIENT, by

for ALLIED, by

Auglaize Co. Commissioners
By Joseph R. Schuch Co. Admin
 Signature

Robert Gillen
 Signature

Auglaize Co. Commissioners
By Joseph R. LENHART Co Admin
 Name

Robert Gillen
 Name

Co. Administrator
 Title

Project Manager
 Title

Please sign both copies of this agreement and return one copy to our office. Retain the other copy for your files.

TERMS AND CONDITIONS

The following terms and conditions apply to all work performed by Allied Environmental Services, Inc. unless specifically exempted in writing by an officer of Allied. To the extent the client proposes terms and conditions different from or in addition to those set forth below, Allied shall not be deemed to have agreed to any such terms and conditions unless it specifically does so in writing by an officer of Allied.

1. Allied represents to the client that services provided by Allied are performed in accordance with standard procedures as applicable and that reported test results are accurate within generally accepted commercial ranges of accuracy, unless another measure of accuracy has been agreed to in writing by Allied and the client.
2. Allied reports apply only to specific samples tested under stated test conditions and test results are not necessarily indicative of the qualities of apparently identical or similar test or operating conditions. Test borings and test samples only depict conditions at specific locations and times at which they were made and do not necessarily represent conditions at other locations. Allied is responsible for the test data, interpretation, and recommendations presented in the reports(s), but will not be responsible for any interpretations, conclusions, or recommendations made by others based upon their own deductions, inferences, or generalizations of test data or boring logs.
3. The only warranty made by Allied in connection with its services performed hereunder is that it will use the degree of care and skill as set forth in Paragraph One above. Allied disclaims any warranties of merchantability or fitness for a particular purpose. Allied shall have no liability for incidental or consequential damages of any nature whatsoever.
4. Allied's liability arising out of performance of services to client will be limited to no more than the contract amount Allied has agreed to charge the client for these services, except to the extent such liability arises out of the negligence or willful conduct of Allied, or its agents, employees, or contractors.
5. Test reports issued by Allied remain the confidential property of Allied. Test reports issued by Allied and related data and documents of Allied are for the exclusive use of the client. The client shall not advertise, publish, or otherwise communicate in any manner, the name, the seal or servicemark, reports, test results, documentation, or procedures of Allied, in whole or part, without prior written approval of an officer of Allied. In the event Allied seeks injunctive relief, the client will not contest that Allied will suffer immediate and irreparable harm if such relief is not granted.
6. Payment for the services rendered is the obligation of the client issuing the purchase order or accepting the proposal. This obligation is not contingent on any specific results from Allied's services and may not be assigned without the written permission of Allied.
7. Terms of Allied invoice shall be paid at time of service via check or credit card upon receipt of invoice. Allied shall have the right to charge interest on all amounts not paid by the due date at the rate of 2½% interest per month, compounded monthly, from the due date of payment.
8. The client must notify Allied in writing if any Allied services is to be used as supporting evidence in a potential legal proceeding. Prices quoted or charged by Allied do not include charges for any court appearance, expert witness testimony, depositions or affidavit, or preparation thereof. Such charges will be assessed by Allied at prevailing hourly rates, plus expenses. All such charges must be prepaid by the client prior to such appearance, testimony, deposition, or affidavit and, where required by law, advance court approval of charges must be obtained by the client at the client's expense.
9. In the event that Allied, as a result of an order or subpoena issued by a court, is called upon to produce or testify in respect to a report, Allied will advise the client of the fact and the time and place of the scheduled hearing, if reasonable advance notice is given to Allied. If the client has any objections to Allied complying with such order or subpoena, it will be the client's obligation to present such objections to the court at or prior to the time specified in such order or subpoena, and to give timely notice to Allied of the results.
10. Allied's liability for damage to or loss or destruction of the client's property while it is in the possession of Allied will be limited to no more than the amount Allied has agreed to charge the client for the services in connection with which Allied has possession of the property, except to the extent such damage, loss or destruction is caused by the negligence or willful conduct of Allied, or its agents, employees, or contractors.
11. Prices quoted by Allied are subject to change if not accepted by the client within ninety (90) days, or if the work involved is not commenced within sixty (60) days of such acceptance through no fault of Allied.
12. Any order or agreement for services by Allied may be terminated by the client before completion thereof with Allied's written consent, in which event the client shall pay to Allied an amount to be determined by Allied as being sufficient to reimburse Allied for all direct or indirect costs and expenses, including (but not limited to) supplies, material, labor and overhead, incurred with respect to the order or agreement through the date of termination.
13. All contracts between Allied and the client shall be deemed to be made and governed by the laws of the State of Ohio unless otherwise agreed to in writing by Allied and the client.



December 2, 2010
Proposal No. 6384

Phase I & Phase II
Environmental
Site Assessment

Mr. Joseph Lenhart
Auglaize County Board of Commissioners
Auglaize County Courthouse
201 South Willipie Street, Suite G11
Wapakoneta, Ohio 45895

Soil & Groundwater
Remediation

Industrial Cleaning &
Vacuum Truck Service

**RE: Abatement of Asbestos-Containing Materials
Auglaize County Courthouse, Ground Floor
201 South Willipie Street, Wapakoneta, Ohio**

Hazardous Materials
Management & Transport

Emergency Spill Response

Dear Mr. Lenhart,

Industrial Hygiene
Consulting

Allied Environmental Services, Inc. (Allied) is pleased to submit this cost proposal for the removal of approximately seven hundred forty (740) linear feet of asbestos-containing pipe insulation and two thousand (2,000) square feet of asbestos-containing floor tile and mastic located on the ground floor of the Auglaize County Courthouse, 201 South Willipie Street in Wapakoneta, Ohio. This proposal is based on the following information:

Indoor Air Quality -
Mold, Radon

Asbestos Survey
and Abatement

- An on-site visit by Mr. Rob Gillen and Mr. Steve Carr of Allied on November 23, 2010.

Lead-based Paint Survey
and Abatement

Underground Storage Tank
Closure & Remediation

SCOPE OF WORK

To complete this project, Allied will implement the following Scope of Work:

The Allied certified abatement team, consisting of one Asbestos Hazard Abatement Specialist and three (3) Asbestos Hazard Abatement Workers, will first demarcate the work zone with the proper barrier tape and signs, preventing unauthorized personnel from entering. Polyethylene sheeting will be placed on the floors as a protective drop cloth. An emergency decontamination unit will be constructed to allow the abatement team to decontaminate before exiting the work zone, if needed.

Abatement of the asbestos-containing pipe insulation will be accomplished utilizing negative pressure glove-bag methodology and wet methods. The abatement team will install glove-bags, constructed of six-mil polyethylene, around the asbestos-containing pipe insulation and remove the insulation while adequately wetting the material. Waste will then be placed into six-mil polyethylene disposal bags and transported to an EPA-certified landfill.

Abatement of the asbestos-contaminated floor tile and asbestos-containing mastic adhesive will be accomplished utilizing approved wet methods of abatement. In addition, a layer of polyethylene sheeting will be placed over the walls for protection during the tile adhesive removal. All asbestos-containing waste will be placed in the proper containers and disposed of at an EPA approved land-fill.

The property owner is to provide customary services, such as water and electricity. This project will require notification to the Ohio Department of Health, and includes a ten (10) working day wait period prior to abatement.

COST

Allied's cost to complete this project:

Proposal 6384 – Asbestos-Containing Materials Abatement **\$29,250.00**

PLANNING ASSUMPTIONS

1. Allied will have free and unrestricted access to the site.
2. Work will be performed utilizing 10-hour workdays between Monday and Thursday, 6:00 a.m. – 4:30 p.m. Overtime, weekends, and holidays (if required) will be invoiced at an additional rate.
3. Auglaize County Board of Commissioners will be responsible for supplying any water and power requirements needed to complete this project.
4. Allied will be responsible for proper disposal of all asbestos waste.
5. Scope of work does not include abatement in the tunnel, crawlspace, or above the ground floor of the facility. Any additional work can be added to the scope for an additional cost.

Please note that, although this is considered an accurate estimate, conditions may change in the field that may affect the final cost of the project. Auglaize County Board of Commissioners will first approve any changes in the Scope of Work, that result in an alteration of the estimated cost over 10%, in the form of a field change order.

Personal air monitoring, as required by OSHA regulation, is included in this cost. Area environmental air sampling will be provided upon request at an additional charge. Payment terms are Net 10 days.

TERMS AND CONDITIONS

Work for this project will be performed according to Allied's Agreement for Services, which is attached with this proposal. Should you wish to engage our services, please sign both copies of the Agreement and return one copy to our office. Please retain the other copy for your records.

SCHEDULE

Allied is prepared to begin work on this project upon receipt of the signed Agreement for Services, or signed purchase or work order. Allied estimates that this project can be completed within eight (8) 10-hour workdays. Please contact our office as soon as possible when scheduling projects.

Allied Environmental Services, Inc. appreciates the opportunity to provide the Auglaize County Board of Commissioners with our asbestos abatement services and we look forward to working with you on this project. If you have any questions in regards to this proposal or our scope of work, please contact me at our office at (419) 227-4004.

Respectfully submitted,

Allied Environmental Services, Inc.



Robert Gillen
Project Manager

County Commissioners Office
Auglaize County, Ohio
January 13, 2011

NO. 11-017

**IN THE MATTER OF SETTING DATE AND TIME TO RECEIVE BIDS FOR THE COURT HOUSE
RENOVATION STAIN GLASS RESTORATION PROJECT, PAINT RESTORATION PROJECT AND
THE PLUMBING RE-BID PROJECT FOR THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, contract documents, including drawings and specifications have been drafted by Garmann/Miller for the Court House Renovation Stain Glass Restoration, Paint Restoration Project and the Plumbing Re-bid Project; and,

WHEREAS, the drawings and specifications have been approved by the State; and,

WHEREAS, the Board wishes, at this time, to set a date and time to receive and publicly open bids for said Court House Renovation Stain Glass Restoration, Paint Restoration and the Plumbing Re-bid Projects.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby set Thursday, the 10th day of February, 2011 at 10:00 a.m. as the date and time to receive and publicly open bids, at the Auglaize County Board of Commissioners Chambers - Acres, located at 13093 Infirmary Road, 2nd Floor East, for the Court House Renovation Stain Glass Restoration Project, Paint Restoration Project and the Plumbing Re-bid Project.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent
Don Regula

✓ cc: Garmann/Miller Architects

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

Phone: 419-739-6710

Fax: 419-739-6711

January 12, 2011

TO: The Daily Standard

FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Legal Notice to be published in the Daily Standard

Please publish legal notices in the Legal Section of your newspaper, on the following dates January 13th and January 20th, 2011.

Please send Certificates of Publication and invoices to:

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

Thank you.

Esther Leffel,
BOCC Clerk

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

Phone: 419-739-6710

Fax: 419-739-6711

January 12, 2011

TO: 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 legal notices in the Legal Section of your newspaper, on the following dates January 13th and January 20th, 2011.

Please send **Certificates of Publication and invoices** to:

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

Thank you.

Esther Leffel,
BOCC Clerk

NOTICE TO BIDDERS

Sealed proposals will be received by Auglaize County Commissioners at the Auglaize County Commissioners Chambers, Second Floor of Auglaize Acres, 13093 Infirmary Road, Wapakoneta, Ohio 45895 until 10:00 am (local time) Thursday February 10, 2011 at which time and place proposals will be opened publicly and read aloud. Proposals received after 10:00am will be returned unopened. Proposals shall be for the furnishing of materials and the performance of labor necessary for:

Renovations to
Auglaize County Courthouse
201 Willipie Street
Wapakoneta, Ohio 45895

All in accordance with the Contract Documents prepared by Garmann/Miller & Associates, Inc., 38 S. Lincoln Drive, P.O. Box 71, Minster, Ohio 45865:

Lump Sum bids for the following categories will be received:

Stained glass restoration, repair and cleaning
Paint restoration
Plumbing Re-bid

Total estimated construction cost is \$1,293,900.00 (One million, two hundred ninety three thousand, nine hundred dollars)

A prebid meeting will be held at 10:00 am on January 24, 2011 at the Auglaize County Courthouse, Municipal Courtroom. The pre-bid meeting is not mandatory but bidders are strongly encouraged to attend.

The courthouse will be open for contractor inspection on January 31, 2011 from 10:00 am to 12:00pm.

A Bid Security in the form of a certified check, cashier's check, irrevocable letter of credit, or surety company bond pursuant to Chapter 1305 of the Ohio Revised code in the amount of 10% of the total bid shall accompany each bid; or a bid guaranty bond in accordance with Chapter 153.571 of the Ohio Revised Code in the amount of 100% of the total bid shall accompany each bid.

If a bid security in the amount of 10% of the full bid amount is submitted with this bid, each successful bidder is required to furnish a Performance Bond and Labor and Material Bond from an acceptable surety in the amount of 100% of the full contract amount in accordance with Section 153.571 of the Ohio Revised Code.

If a bid guaranty bond in the amount of 100% of the total bid is submitted with the bid, no additional Performance and Labor and Material Bond is required to be furnished by the successful Bidder.

Successful Bidders Shall conform with the Ohio "Schedule of Prevailing Wages" included in the Supplementary Conditions.

The Contract Documents, including Drawings and Specifications, are on file for public inspection at the office of the Architect:

Garmann/Miller & Associates, Inc
38 South Lincoln Drive
PO Box 71
Minster, Ohio 45865
Phone 419 628-4240 - Fax 419-628-4299

and at the office of the County Commissioners; Construction News Corporation, 7261 Engle Road, Cleveland, Ohio; the McGraw Hill - Dodge Plan Room in Columbus, Ohio and Ft Wayne, Indiana; and the Builders Exchange in Dayton, Ohio and Toledo Ohio

Contract Documents may be obtained by placing a deposit with the printer, Key Blueprint Inc., 195 East Livingston, Columbus, Ohio 43215; Phone 800-537-1907; www.keycompanies.com, in the amount of \$200.00 payable to Auglaize County Commissioners. The deposit is completely refundable if drawings and specifications are returned in good condition within ten (10) days after bidding. Each bidder is limited to two (2) complete sets of Contract Documents under the refundable deposit provisions. Each Bidder is responsible for shipping cost or providing a shipping number for billing to the bidders account.

Bidders may request additional complete sets of documents, beyond the additional two sets for the non-refundable amount of \$200.00 per set. No partial sets will be issued.

Each bid must be submitted in duplicate on a blank form furnished by the Architect, in a sealed envelope. Mark plainly on the outside of the envelope, the branch of work bid upon. No bidder may withdraw his bid for a period of sixty (60) days after the bid opening

The owner reserves the right to reject any or all bids and to waive informalities, irregularities and/or errors in the bids to the extent permitted by law. This includes the right to extend the date and time for receipt of bids.

The owner reserves the right to reject any or all bids and to waive informalities, irregularities and/or errors in the bids to the extent permitted by law. This includes the right to extend the date and time for receipt of bids.

County Commissioners Office
Auglaize County, Ohio
January 13, 2011

No. 11-018

IN THE MATTER OF AUTHORIZING THE APPLICATION FOR THE OHIO PET FUND FOR THE 2011 GRANT TO BE USED BY THE COUNTY DOG WARDEN.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, The Ohio Pet Fund is a charitable corporation that supports selected educational programs concerning the proper veterinary care of dogs, and selected programs for the sterilization of dogs; and,

WHEREAS, Auglaize County Dog Warden Russ Bailey presented an application for a grant in the amount of \$3,000.00 from The Ohio Pet Fund to assist in the payment of the costs for spaying and neutering dogs during 2011; and,

WHEREAS, Dog Warden Bailey requested the Board of County Commissioners to authorize the application of said Ohio Pet Fund Grant.

THEREFORE BE IT RESOLVED, the Board of Commissioners of Auglaize County, Ohio does hereby approve and authorize the application to The Ohio Pet Fund for spaying and neutering funding as requested by the Auglaize County Dog Warden Russ Bailey; and,

BE IT FURTHER RESOLVED that said Board authorizes Auglaize County Dog Warden Russ Bailey to complete the application for the above mentioned grant.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Absent,
Don Regula

~~cc:~~ County Dog Warden
The Ohio Pet Fund

IN THE MATTER OF ACCEPTING THE RESIGNATION OF TIMOTHY A. OEHRTMAN TO THE SOURCES BOARD OF DIRECTORS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners adopted Resolution #09-491, appointing Timothy A. Oehrtman to the Board of Directors for the Sources Community Network Services which serves Auglaize and Mercer Counties; and,

WHEREAS, Timothy A. Oehrtman, on January 7, 2011, submitted to the Board of County Commissioners, a letter of resignation from his position on the Board of Directors for Sources.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby acknowledge Timothy A. Oehrtman's resignation from the Board of Directors for Sources; and

BE IT FURTHER RESOLVED that said Board does extend its appreciation to Mr. Oehrtman for his dedication and service given to the Sources Board of Directors.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman
John N. Bergman

Douglas A. Spencer
Douglas A. Spencer

Absent
Don Regula

cc: SOURCES Community Network Services
Timothy A. Oehrtman
13615 Barrington Road, St. Marys, OH

IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE THE PRELIMINARY TITLE XX COUNTY PROFILE OF THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES FOR SUBMISSION TO THE STATE OF OHIO AND MAKING THIS AUTHORIZATION RETROACTIVE TO OCTOBER 21, 2010.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Michael Morrow, Director of the Auglaize County Department of Job and Family Services, met with the Board of County Commissioners, presenting to the Commissioners a preliminary Title XX County Profile for said department which is to be submitted to the State of Ohio as a recommendation from Auglaize County to the Ohio Department of Job and Family Services; said Profile is associated with the Comprehensive Social Services Plan of the Auglaize County Department of Job and Family Services; and,

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio does hereby authorize President of the Board to execute the Preliminary Title XX County Profile for the Auglaize County Department of Job and Family Services as presented by Director Michael Morrow and make this authorization retroactive to October 21, 2010.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

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

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

IN THE MATTER OF REAPPOINTING TOM PIPER AS THE AUGLAIZE COUNTY APIARY INSPECTOR FOR 2011.

The Board of County Commissioners of Auglaize County, Ohio met in Regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to the Ohio Revised Code, the Board of County Commissioners may appoint a person to serve as Apiary Inspector for the county; and,

WHEREAS, Mr. Tom Piper has served as the County's Apiary Inspector for the past ten years to the satisfaction of the Board and has expressed his willingness to serve in said position for the 2011 season at the same rate of compensation as last year; same being \$3,450.00.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby re-appoint Tom Piper to fill the position of Apiary Inspector for the 2011 season; and,

BE IT FURTHER RESOLVED that compensation for said position be set at \$3,450.00 salary, expenses and mileage reimbursement of forty cents (\$.40) per mile; and,

BE IT FURTHER RESOLVED that the Clerk of the Board is ordered to complete the necessary forms for the State of Ohio Department of Agriculture to ensure the appointment of Tom Piper as the Auglaize County Apiary Inspector

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent
Don Regula

cc ✓ Ohio Dept. of Agriculture
✓ Tom Piper
✓ Clerk of the Board

**IN THE MATTER OF AUTHORIZING THE USE OF ONLINE AUCTIONING TO DISPOSE OF
AUGLAIZE COUNTY GOVERNMENT SURPLUS ITEMS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners, Auglaize County is declaring its intent to sell personal property, including motor vehicles acquired for the use of County offices and departments, and road machinery, equipment, tools, supplies, or anything else that is not needed for public use, is obsolete, or is unfit for the use for which it was acquired by internet auction; and,

WHEREAS, the internet auctions will be conducted on the Auglaize County web site www.auglaizecounty.org under the guidance of Lightgov.com, but shall be operated locally by County Administrator Joseph R. Lenhart (419)-739-6710 or his designee; and,

WHEREAS, items shall be posted on the internet site for a minimum of 10 days, including Saturdays, Sundays and legal Holidays, and the terms and conditions of the County sales are attached.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the disposal of all government surplus items of Auglaize County by offering same on the on line auction site at www.auglaizecounty.org throughout the year of 2011.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent
Don Regula

IN THE MATTER OF AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE AUGLAIZE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES AND THE AUGLAIZE COUNTY CHILD SUPPORT ENFORCEMENT AGENCY FOR ACCESSING TANF FUNDING.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Michael Morrow, Director of the Auglaize County Department of Job and Family Services submitted the following Memorandum of Understanding (MOU) to the Board of County Commissioners:

This memorandum of understanding (MOU) is entered into on the 6th day of January 2011 by and between the Auglaize County Dept. of Job & Family Services (ACDJFS) and the Auglaize County Child Support Enforcement Agency (ACCSEA) for the purpose of accessing TANF funding through the Dept. of Job & Family Services TANF allocation to reimburse the ACCSEA for allowable TANF expenditures authorized under the Ohio Administrative Code (OAC) section 5101:2-39-06 and 5101:2-39-07 parts F & G.

It is understood TANF funds available to the ACDJFS are limited to the amount of funds allocated by the Ohio Dept. of Job & Family Services each fiscal year. Accordingly, the ACDJFS reserves the right to limit TANF funding available to the ACCSEA. The ACDJFS will notify the ACCSEA each year of the amount of funds, if any, available to the ACCSEA. This amount may be amended at any time.

The ACCSEA assumes full responsibility for billing the ACDJFS for allowable TANF expenditures incurred by the ACCSEA. All audit findings incurred for improper billings, unallowable services or program violations will be the sole responsibility of the ACCSEA. The ACCSEA agrees to reimburse the ACDJFS for all audit findings within 30 days of notice of such findings.

and,

WHEREAS, the Board of County Commissioners was asked to authorize this MOU and execute same.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio does hereby authorize the MOU between ACDJFS AND ACCSEA for the purpose of accessing TANF funding when applicable; and,

BE IT FURTHER RESOLVED, that the Board of County Commissioners does hereby ratify the execution of the MOU by said Board.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent,
Don Regula

IN THE MATTER OF AUTHORIZING EXPENDITURES FOR THE MUNICIPAL COURT CLERK AND DEPUTIES TO ATTEND CONFERENCES, MEETINGS AND SEMINARS IN CONJUNCTION WITH THE BUSINESS OF SAID OFFICE THROUGHOUT 2011.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the following correspondence was submitted to the Board of County Commissioners by Sue Ellen Kohler, Municipal Clerk of Courts:
January 6, 2011

TO: The Board of Commissioners

FROM: Sue Ellen Kohler, Clerk of Courts – Municipal Court

SUBJECT: Travel and Related Expenses for Calendar Year 2011

Gentlemen:

I do hereby request that you allow funds not to exceed \$3,000.00 for Travel expenses, registrations for conferences and seminars, mileage, gasoline, hotel rooms and meal expenses in accordance with the Auglaize County Travel Reimbursement Policy for the Clerk of Courts and various Deputy Clerks of the Auglaize County Municipal Court Clerk's Office. These funds will enable the Clerk and various Deputies to attend District Meetings of the Ohio Municipal Court Clerk's Association, Educational Seminars sponsored by the Ohio Supreme Court, conferences sponsored by The Ohio Municipal Court Clerk's Association and other functions for the educational enhancement of the Clerk's office. These funds are currently budgeted in 001-0211-530700 and 001-0211-530900.

I further request that you allow funds not to exceed \$5,000.00 for travel expenses, Registrations for conferences and seminars, mileage, gasoline, hotel rooms and meal expenses in accordance with the Auglaize County Travel Reimbursement Policy for the Clerk of Courts and various Deputy Clerks of the Auglaize County Municipal Court Clerk's office. These funds will enable the Clerk and various Deputies to attend training seminars and District computer meetings. I intend to share these funds with Judge Gary W. Herman and his staff as we continue to receive training on the computer system currently being used in the Auglaize County Municipal Court. These funds are currently budgeted in 030-0030-530700 and 030-0030-530900.

This dual request is made in accordance with the separation of funds being the Clerk's General Fund budget and the separate fund being collected as directed by Court Order for deposit in the Clerk's Computer Fund - Municipal Court.

s/Sue Ellen Kohler
Sue Ellen Kohler,
Clerk of Courts

Resolution – continued
Annual expenses for Municipal Court Clerk
January 13, 2011

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby authorize the above request for travel expenses for meetings, etc. throughout the year 2011, for the Clerk and Deputies of the County's Municipal Court, providing all is in accordance with the County Travel Policy and bills/receipts are presented in a proper manner.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent
Don Regula

cc: Clerk of Courts

County Commissioners Office
Auglaize County, Ohio
January 13, 2011

NO. 11-025

**IN THE MATTER OF AUTHORIZING EXPENDITURES FOR ATTENDANCE AT VARIOUS MEETINGS
BY THE CLERK OF COURTS AND DEPUTY CLERKS OF THE LEGAL DEPARTMENT AND TITLE
DEPARTMENT, AND EXPENDITURES FUNDED BY THE CLERK'S COMPUTER FUND – COMMON
PLEAS COURT FOR THE YEAR 2011.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the following correspondence was submitted to the Board of County Commissioners by Sue Ellen Kohler, Clerk of Courts:

January 6, 2011

TO: The Board of Commissioners

FROM: Sue Ellen Kohler, Clerk of Court of Common Pleas

SUBJECT: Travel and Related Expenses for Calendar Year 2010

Gentlemen:

I do hereby request that you allow funds not to exceed \$5,000.00 for travel and related expenses, registration for conferences and seminars, mileage, gasoline, and meal expenses in accordance with the Auglaize County Travel Reimbursement Policy from the Budget lines in 001-0208-530700 and 001-0208-530900.

I further request that additional funds be allowed not to exceed \$8,000.00 for travel and related expenses, registration for conferences and seminars, mileage, gasoline, hotels and meal expenses in accordance with the Auglaize County Travel Reimbursement Policy from the Budget line in 026-0026-530700 and 026-0026-530900 from the Certificate of Title Administration Fund.

I further request that you allow funds not to exceed \$5,000.00 for travel and related expenses, registration for conferences and seminars, mileage, gasoline, hotels and meal expenses in accordance with the Auglaize County Travel Reimbursement Policy from the Budget lines in 024-0024-530700 and 024-0024-530900 from the Clerk's Computer Fund - Common Pleas Court. It is my intent to share these funds with Judge Peple and Judge Spees in helping to provide training for their employees involved in the usage of the Maximus Computer System currently being used within our offices for the Civil, Domestic Relations and Criminal Divisions of Common Pleas Court only.

The authorization of these funds will allow the Clerks of Courts, the Clerk's Administrative Assistant, the Title Supervisor and other Deputy Clerks within the Legal Department and the Title Department to attend monthly meetings of the Ohio Clerk of Courts Association and the Bureau of Motor Vehicles, Education Seminars sponsored by the Ohio Clerk of Courts Association, District Meetings of the Ohio Clerk of Courts Association, Summer and Winter Conferences of the Ohio Clerk of Courts Association, IACREOT (the International Association of Clerks, Recorders, Election Officials and Treasurers), computer training classes sponsored by our vendor, Maximus and other vendors, and other functions for the educational enhancement of the office of the Clerk of Courts.

Resolution – continued
Clerk of Courts Annual Expenses
January 13, 2011

This triple request is made in accordance with the separation of funds in that the Legal Department is funded thru the General Fund, the Title Department is funded thru the Clerk's Certificate of Title Administration Fund and a separate fund is collected as directed by Court Order for deposit in the Clerk's Computer Fund - Common Pleas Court.

s>Sue Ellen Kohler
Sue Ellen Kohler,
Clerk of Courts

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby authorize the above mentioned 2011 expenditures for the Clerk of Courts meetings as stated, providing all is in accordance it the County Travel Policy.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman , yes
John N. Bergman

Douglas A. Spencer , yes
Douglas A. Spencer

Absent
Don Regula

cc: Clerk of Courts

IN THE MATTER OF APPROVING THE 2011 ATTACHMENTS "A", "B" AND "C" OF THE MASTER SERVICES AGREEMENT BETWEEN AUGLAIZE COUNTY AND HULL & ASSOCIATES, INC. FOR PROFESSIONAL SERVICES IN RELATION TO THE ST. MARYS LANDFILL MONITORING; RATIFYING THE EXECUTION OF SAID 2011 ATTACHMENTS "A", "B" AND "C".

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County being responsible for the environmental monitoring at the St. Marys Landfill, must enter into an agreement with a company licensed to perform said monitoring services; and,

WHEREAS, a Master Services Agreement was entered into on August 7, 2008 by and between the Board of County Commissioners and Hull & Associates outlining the professional consulting services to be provided by Hull & Associates; and,

WHEREAS, the 2011 ATTACHMENT "A" has been presented to the Board of County Commissioners by Hull & Associates outlining the professional consulting services to be provided by Hull & Associates for the calendar year 2011 at an estimated total cost of \$45,000.00; and,

WHEREAS, the laboratory analytical are not included in the above estimate, they are estimated to be about \$24,500 and will be billed directly to the County by the laboratory; and,

WHEREAS, the 2011 ATTACHMENTS "B" and "C" have also been presented to the Board of County Commissioners by Hull & Associates (consultant):

ATTACHMENT "B" Consultant will prepare revision to Detection Sampling and Analysis Plan and Groundwater Quality Assessment Plan to address Ohio EPA reviews, rule changes and incorporate new data at an estimated total cost of \$6,000.00.

ATTACHMENT "C" Consultant will perform general communications with Ohio EPA to address requests for more information and discuss results of groundwater data at an estimated total cost of \$15,000.00.

WHEREAS, the Board of County Commissioners was requested to approve the agreements and execute same.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio does hereby approve the 2011 ATTACHMENTS "A" "B" and "C" of the Master Services Agreement between Auglaize County and Hull & Associates, Inc. for professional environmental monitoring services at the St. Marys Landfill for 2011; and,

BE IT FURTHER RESOLVED that the Board of County Commissioners authorizing the President of the Board to execute approved the 2011 ATTACHMENTS "A", "B" and "C" of the Master Services Agreement with Hull & Associates, Inc. as presented.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Absent
Don Regula

cc: David Reichelderfer, Solid Waste/Recycle
Coordinator
Hull & Associates, Inc.

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS FOR CONSTRUCTION OF THE MOULTON OPEN DITCH PROJECT: AWARDING BID TO SANDRIDGE EXCAVATING.

The Board of Auglaize County Commissioners met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following

RESOLUTION

WHEREAS on January 11, 2011 being the date set by the Board of County Commissioners in Resolution #10-398, dated December 7, 2010, said Board did receive the following bids for the construction of the Moulton Open Ditch project:

From: SandRidge Excavating	\$18,253.40	
Jeff Topp Excavating, LLC	\$18,774.80	
J & M. Excavating Inc.	\$19,059.80	
Schaub Excavating, Inc.	\$19,893.30	
Cy Schwieterman, Inc.	\$21,680.50	
Saintignon Excavating, Co.	\$22,277.49	
Tom's Construction, Inc.	\$23,082.00	
Engineer's Estimate was \$23,347.45		and,

WHEREAS, the County Engineer has filed with the Board, his report on bids received for the work of construction and for furnishing materials in the above named improvement accepted from the Auglaize County Soil & Water Conservation District Office Board of Supervisors; and,

WHEREAS, the bids, as received, were reviewed by the County Engineer with a recommendation as to award being made in favor of SandRidge Excavating.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby award the bid for the construction of Moulton Open Ditch to SandRidge Excavating in the amount of \$18,253.40; and,

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare the contracts and bonds and, having secured the signatures of said bidders and their sureties, present the same to the Board of County Commissioners for approval; and,

BE IT FURTHER RESOLVED that the whole of such work shall be completed and all material furnished by December 31, 2011, provided that the time of furnishing such material and completing such labor shall correspond with the time provided for its use in the progress of the work.

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

Adopted this
13th day of
January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman , yes
John N. Bergman

Douglas A. Spencer , yes
Douglas A. Spencer

Absent
Don Regula

cc: County Engineer
 Soil & Water Conservation District

IN THE MATTER OF AWARDING GRANTS TO VARIOUS ORGANIZATIONS FOR THE YEAR 2011.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 13th day of January, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on the 6th day of January, 2011 the Board of County Commissioners did approve the 2011 Annual Appropriation for the County; and,

WHEREAS, the Board did appropriate monies as grants for 2011 to certain organizations and in the amounts as follows:

Auglaize County Airport Authority	\$ 28,500.00
Auglaize County Humane Society	\$ 5,700.00
Ohio State Cooperative Extension Service	\$ 203,775.00
Soil Conservation Service	\$ 139,653.00
Auglaize County Agricultural Society	\$ 42,750.00
Auglaize County Historical Society	\$ 1,188.00
New Bremen Historical Society	\$ 594.00
Minster Historical Society	\$ 594.00
Cridersville Historical Society	\$ 594.00
New Knoxville Historical Society	\$ 594.00
Uniopolis Historical Society	\$ 594.00
Buckland Historical Society	\$ 594.00
Local Emergency Planning	\$ 8,400.00

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does approve the above grants and authorizes the Clerk to do the paperwork necessary for payment of said grants.

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

Adopted this 13th day
of January, 2011

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman yes
John N. Bergman

Douglas A. Spencer yes
Douglas A. Spencer

Absent
Don Regula

cc: County Auditor
 Clerk of the Board

**IN THE MATTER OF SETTING DATE, TIME AND LOCATION AT WHICH TO CONVENE
SPECIAL SESSIONS OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of January, 2011.

Commissioner Regula moved the adoption of the following

RESOLUTION

WHEREAS, pursuant to Ohio Revised Code Section 305.07, "the Board of County Commissioners may provide by Resolution for the holding of special sessions"; and,

WHEREAS, the Board must set a special session on Monday, January 17, 2011 from 8:30 p.m. to 10:30 p.m. to conduct interview for County Home Administrator at the Chambers, Monday, January 24, 2011 from 9:00 a.m. to 3:00 p.m. to have a meeting with Jim Lavrich from Hull & Associates meeting will be in the office of Hull & Associates in Toledo, Ohio, and Friday, January 28, 2011 from 1:30 p.m. to 3:30 p.m. to attend pre-construction meeting at the Chambers or until the conclusion of the business for the purpose stated above.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby set Monday, January 17, 2011 from 8:30 a.m. to 10:30 a.m., Monday, January 24, 2011 from 9:00 a.m. to 3:00 p.m. and Friday, January 28, 2011 from 1:30 p.m. to 3:30 p.m. or until such time as the meeting is concluded, at the location so named above as the date, time and place to convene a special session for said Board; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be provided to The Evening Leader, The Wapakoneta Daily News, The Lima News and The Daily Standard to ensure adequate public notice of these special sessions.

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

Adopted this
13th day of
January, 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: newspapers