

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of January, 2025.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

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

County Auditor – General Office Fund:
Amount: \$70.00 From: 001.0103.530600 (Contract Services) To: 001.0103.530900 (Other)

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

Adopted this
21st day of
January, 2025

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

ABSENT
David Bambauer

John N. Bergman
John N. Bergman

Patrick D. Spence
Douglas A. Spencer

✓ cc: County Auditor

IN THE MATTER OF AUTHORIZING CHANGE ORDER NO. #1 WITH D.L. SMITH CONCRETE LLC FOR THE 2023 CDBG VILLAGE OF MINSTER'S PARKVIEW SIDEWALK IMPROVEMENT PROJECT, USING PY2023 CDBG ALLOCATION PROGRAM FUNDS AND AUTHORIZES THE VICE PRESIDENT OF THE BOARD TO EXECUTE SAID CHANGE ORDER NO. #1.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of January, 2025.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County has been granted funding in the amount of \$148,250.00 through the PY 2023 CDBG Allocation Program; and,

WHEREAS, bid award for this project was granted to D.L. Smith Concrete LLC at the cost of \$169,626.00; and,

WHEREAS, it was determined by Auglaize County and the Village of Minster that the following Change Order No. 1 is needed to be made to the contract documents, this increased the contract by \$4,622.10:

Change Order No. 1: "adjustment to quantities; and,

WHEREAS, that Change Order #1 which will be part of this resolution; and,

WHEREAS, Kleinfelder, County's CDBG Administrator, and Choice One Engineering have reviewed the suggestions; finding all to be in order and allowable; and,

WHEREAS, D.L. Smith Concrete LLC is able to accommodate this Change Order No. 1; and,

WHEREAS, Change Order No.1 for the Village of Minster's Parkview Sidewalk Improvement Project has been presented to the Board of County Commissioners for approval and authorization of the following project.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the Vice President of the Board to execute Change Order No. 1 for the addition to the contract with D.L. Smith Concrete LLC for the Village of Minster's Parkview Sidewalk Improvements Project; and,

BE IT FURTHER RESOLVED that the D.L. Smith Contract's contract price for said project has been increased by \$4,622.10 for a new total of \$174,248.10 and the CDBG grant fund will pay \$148,250.00.

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

Adopted this
21st day of
January, 2025

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

ABSENT
David Bambauer

John N. Bergman
John N. Bergman

Douglas A. Spencer
Douglas A. Spencer

cc: Kleinfelder
 Village of Minster
 Choice One Engineering
 Clerk of the Board
 D.L. Smith Concrete

Choice One

Change Order No.

1

Date of Issuance: _____ Effective Date: 1/15/2025

Owner: Auglaize County Board of Commissioners Owner's Contract No.: _____

Contractor: D.L. Smith Concrete LLC Contractor's Project No.: _____

Engineer: Choice One Engineering Engineer's Project No.: AUG-MIN-2402

Project: Parkview Curb Ramp Replacement

The Contract is modified as follows upon execution of this Change Order:

Description:

Adjustment to Quantities

Attachments: [List documents supporting change]

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ _____	Original Contract Times: _____
Substantial Completion: \$ <u>169,626.00</u>	Substantial Completion: <u>11/1/2024</u>
[Increase] [Decrease] from previously approved Change Orders No. _____ to No. _____	Ready for Final Payment: <u>11/15/2024</u>
\$ _____	days or dates
[Increase] [Decrease] from previously approved Change Orders No. _____ to No. _____	[Increase] [Decrease] from previously approved Change Orders No. _____ to No. _____
\$ _____	days or dates
Contract Price prior to this Change Order: \$ _____	Contract Times prior to this Change Order: _____
Substantial Completion: \$ <u>169,626.00</u>	Substantial Completion: _____
Ready for Final Payment: \$ _____	Ready for Final Payment: _____
days or dates	days or dates
[Increase] [Decrease] of this Change Order: \$ <u>4,622.10</u>	[Increase] [Decrease] of this Change Order: _____
\$ _____	days or dates
Contract Price incorporating this Change Order: \$ _____	Contract Times with all approved Change Orders: _____
Substantial Completion: \$ <u>174,248.10</u>	Substantial Completion: <u>1/15/2025</u>
Ready for Final Payment: \$ _____	Ready for Final Payment: <u>1/15/2025</u>
days or dates	days or dates

RECOMMENDED:

By: Allan Heitbrink
 Engineer (if required)
 Title: Project Manager
 Date: 1/15/2025

ACCEPTED:

By: [Signature]
 Owner (Authorized Signature)
 Title: ADMINISTRATOR
 Date: 1-16-2025

ACCEPTED:

By: [Signature]
 Contractor (Authorized Signature)
 Title: Project Manager
 Date: 1/15/25

Approved by Funding Agency (if applicable)

By: [Signature]
 Title: Vice President

Date:

January 21, 2025

IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION AS REQUESTED BY THE AUGLAIZE COUNTY AUDITOR'S OFFICE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of January, 2025.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, under date of January 2, 2025, the Annual Appropriation for Auglaize County was accepted, having been prepared with the 2025 Annual Amended Official Certificate of Estimated Resources which was given to the Board of County Commissioners by the County Auditor; and,

WHEREAS, County Auditor's Office informed the Board that an amendment was made to the Annual Amended Official Certificate of Estimated Revenue for the Hamilton St Bridge Project Fund (522) by \$155,391.00; and,

WHEREAS, the Auditor's Office has requested that the Board amend the 2025 Annual Appropriation to reflect the following increase:

Increase 522.0522.535900 (Contract Services) by \$155,391.00.

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby order the 2025 Annual Appropriation Resolution be amended to show the changes as tabulated 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
21st day of
January, 2025

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

ABSENT
David Bambauer

John N. Bergman
John N. Bergman, yes

Douglas A. Spencer
Douglas A. Spencer, yes

cc: ✓ County Auditor
✓ County Administrator
✓ Engineer

IN THE MATTER OF APPROVING THE CONTRACT AND BOND FROM WUEBKER DRAINAGE FOR THE SPRAY #3 DITCH PROJECT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of January, 2025.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Engineer's office has filed with this Board a contract and bond from Wuebker Drainage for labor and materials for said Spray #3 Ditch project; and,

WHEREAS, the Board of County Commissioners has been requested to approve and execute the contract and bond, as all appears to be in order.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve the contract and bond with Wuebker Drainage as presented, for the Spray #3 Ditch project, executing same; and,

BE IT FURTHER RESOLVED that the Clerk of the Board is hereby directed to record said contract and bond in the Commissioners' Journal; and,

BE IT FURTHER RESOLVED that the Engineer's Secretary prepare assessment billing notices in accordance with the list of assessments as presented by the County Engineer; for each parcel of land, each public corporation and each department, office, or institution of the State of Ohio as given; and,

BE IT FURTHER RESOLVED that the County Auditor is hereby directed to place unpaid assessments, after due payment period, on the County tax duplicates.

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

Adopted this
21st day of
January, 2025

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

ABSENT
David Bambauer

John N. Bergman
John N. Bergman

Douglas A. Spencer
Douglas A. Spencer

✓cc: County Engineer

DITCH CONTRACT

Revised Code, Sec . 6131.41

In the Matter of the SPRAY #3 DITCH SINGLE County Ditch Petitioned for by BETTY SCHAMP.

THIS AGREEMENT, made and entered into on this 21st day of January, 2025.

By and between the County Commissioners of AUGLAIZE COUNTY, Ohio, and hereinafter designated as "First Party," and WUEBKER DRAINAGE of 2901 COLDWATER CREEK ROAD ST. HENRY, OHIO 45883 hereinafter designated as "Second Party."

WITNESSETH, THAT SAID "SECOND PARTY," For and in consideration of the sum of FIFTY SIX THOUSAND FIVE HUNDRED TWENTY AND 65/100 (\$56,520.65) Dollars, to be paid as hereinafter specified, hereby agree to furnish unto said "First Party." all the necessary materials, and do all the work and labor required to construct the SPRAY #3 DITCH improvement petitioned for by BETTY SCHAMP, in accordance with plans, drawings and specifications for the same hereto attached, which plans, drawings and specifications are hereby declared to be a part of this contract.

Said "Second Party" further agrees to furnish said materials and to do the said work and labor promptly, in a good substantial and workmanship manner, under the direction of the County Engineer in charge, without hindrance or delay to any other branch or class of work on said SPRAY #3 DITCH and to work in harmony with and to render such assistance to other branches of work as their connection therewith and the progress of the SPRAY #3 DITCH may require. The whole to be completed to the satisfaction and acceptance of said "First Party" on or before the 30TH DAY OF SEPTEMBER, 2025 WITH THE FINAL LEVELING COMPLETED ON OR BEFORE THE 31ST OF OCTOBER, 2026, AND SAID "FIRST PARTY," for and in consideration of the true and faithful performance of said work and labor and furnishings of said materials as aforesaid, hereby agree to pay unto the said "Second Party" said sum of FIFTY SIX THOUSAND FIVE HUNDRED TWENTY AND 65/100 (\$56,520.65) Dollars, in installment from time to time, upon the certificate of acceptance of the County Engineer and as provided by law.

Now if the said WUEBKER DRAINAGE of 2901 COLDWATER CREEK ROAD ST.

HENRY, OHIO 45883 shall faithfully perform and complete such work and labor and furnish such materials within the time and as above specified and conditioned, according to the tenor of said Contract, and in accordance with the plans, descriptions and specifications required and made a part of said Contract, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

Executive in Presence of

Chad Wulh
signed

T. S. Piane
witness

Wulh Drainage
company

Mary Lou Adams
witness

2901 Coldwater Creek Rd
street

St Henry OH 45883
city, state, zip

The above Contract being good and sufficient is approved this 21st day of January, 2025.

COMMISSIONER

John N. Bergman
COMMISSIONER

Joseph J. ...
COMMISSIONER

BOND OF DITCH CONTRACTOR

Revised Code, Sec. 6131.42

In the Matter of the SPRAY #3 DITCH

Single County Ditch No.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

Petitioned for by BETTY SCHAMP

KNOW ALL MEN BY THESE PRESENTS, *that we, WUEBKER DRAINAGE of 2901 COLDWATER CREEK ROAD ST. HENRY, OHIO 45883, as Principal, and ERIE INSURANCE COMPANY, as sureties, are held and firmly bound unto the state of Ohio for the benefit of AUGLAIZE COUNTY and for the benefit of any owner having a right of action thereon as is provided by law, in the penal sum of FIFTY SIX THOUSAND FIVE HUNDRED TWENTY AND 65/100 (\$56,520.65) Dollars, WHICH IS 100% OF THE DITCH CONTRACT, to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.*

Signed by us, and dated this 21st day of January, 2025.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, whereas, the above Bound WUEBKER DRAINAGE of 2901 COLDWATER CREEK ROAD ST. HENRY, OHIO 45883 have entered into a Contract with said Board of County Commissioners, First, to furnish the materials and perform the work and labor for the construction of the SPRAY #3 DITCH improvement petitioned for by BETTY SCHAMP specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 30TH DAY OF SEPTEMBER, 2025 WITH THE FINAL LEVELING COMPLETED ON OR BEFORE THE 31ST OF OCTOBER, 2026, for the compensation of FIFTY SIX THOUSAND FIVE HUNDRED TWENTY AND 65/100 (\$56,520.65) Dollars. (DITCH CONTRACT AMOUNT).

Second, to save the County from any loss caused by delay in completing the work or furnishing the material within the time and in the manner expressed in the contract, bid and specifications;

Third, for the payment of claims of any person, arising out of the unlawful acts or negligence of the contractor in the performance of his contract;

And Forth, to perform the contract in the time stated in the contract, to furnish and use in the improvement all materials of the grade, kind and quality as stated in the contract and specifications; and to construct the improvement in the manner stated in the contract and specifications.

Now if the said WUEBKER DRAINAGE OF 2901 COLDWATER CREEK ROAD ST. HENRY, OHIO 45883 shall faithfully perform and complete such work and labor and furnish such materials within the time and as above specified and conditioned, according to the tenor of said Contract, and in accordance with the plans, descriptions and specifications required and made a part of said Contract, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.

Executive in Presence of

Mark D. Wilk
Signed

T. S. Flare
witness

Wuebker Drainage
company

Mary Lou Hume
witness

2901 Coldwater Creek Rd
street

St Henry, OH 45883
city, state, zip

The above Bond being good and sufficient is approved this 21st day of January, 2025.

commissioner

John N. Bergin

commissioner

Joseph Sear

commissioner

County Commissioners' Office
Auglaize County, Ohio
January 21, 2025

NO. #25-049

IN THE MATTER OF AUTHORIZING CHANGE ORDERS #1 AND #2 FOR HOUSING REHABILITATION PROJECT FOR JENNIFER PUMMELL UNDER THE C.H.I.P. PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 21st day of January, 2025.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners did receive a grant through the State of Ohio's Comprehensive Housing Improvement Program for the rehabilitation of housing units within the County; and,

WHEREAS, in Resolution #24-391, dated July 23, 2024, the Board approved home rehabilitation project to the property of Jennifer Pummell at a cost of \$92,400.00; and,

WHEREAS, Kleinfelder Inc. has advised the Board of the need for change orders #1 and #2 in the amount of \$700.00; said change orders is for the following reasons: Change Order #1 – revise contract completion date to January 31, 2025 and Change Order #2 – (1) Replace garage entry door in lieu of storm door; (2) Replace header for overhead garage door (2x12x18) and make all repairs to the wall; and,

WHEREAS, these change orders will alter the cost by \$700.00 to a new total cost of \$93,100.00.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby authorize the above noted change orders #1 and #2 for housing rehabilitation work for the Jennifer Pummell's property.

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

Adopted this
21st day of
January, 2025

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

ASSENT
David Bambauer

yes
John N. Bergman

Yes
Douglas A. Spencer

cc: Kleinfelder
/ BOCC Clerk