

IN THE MATTER OF AUTHORIZING AN ENVIRONMENTAL REVIEW RECORD AGREEMENT BETWEEN AUGLAIZE COUNTY, OHIO AND THE CITIES OF ST. MARYS AND WAPAKONETA, OHIO, FOR THE PROGRAM YEAR 2022 FOR THE “CHIP” PARTNERSHIP PROGRAM AND AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AGREEMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 31st day of January 2023.

Commissioner Bambauer moved the adoption of the following:

RESOLUTION

WHEREAS, the State of Ohio Department of Development (ODOD) administers a Community Housing Impact and Preservation (CHIP) Program that provides housing rehabilitation and repair assistance to income eligible households; and,

WHEREAS, the City of St. Marys and the City of Wapakoneta entered into a CHIP program partnership with Auglaize County on March 24, 2022; and,

WHEREAS, the Ohio Department of Development (ODOD) has awarded Auglaize County CHIP program grants in the amount of \$1,000,000 that include a funding partnership with the cities of St. Marys and Wapakoneta; and,

WHEREAS, Auglaize County has agreed to be the grantee, lead entity, and fiscal agent and understands its responsibility for the entire PY2022 CHIP Program Grant Partnership award; and,

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that a General Environmental Review for the CHIP be undertaken by Auglaize County for the partnership; and with execution of ERR Agreement, partnership cities adopt the Findings, Conclusions, and Recommendations of the Auglaize County CHIP Partnership ERR, in its entirety; and cities agree to follow through with ER responsibilities associated with use of their respective federal funds. Tier 2 Environmental Reviews also to be undertaken by Auglaize County for each individual housing project/unit when determined eligible for assistance;

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio,

Section 1. This Board does hereby authorize the President of the Board to execute said agreement with Auglaize County and Cities of St. Marys and Wapakoneta, Ohio for Environmental Review Record (ERR) for the Program Year 2022 Auglaize County CHIP Partnership: Community Housing Impact and Preservation (CHIP) Program.

Section 2. That the Environmental Review Record (ERR) Agreement shall set for the general terms, conditions, and responsibilities for Auglaize County and the Cities of St. Marys and Wapakoneta, Ohio, and is referenced in the attached “Exhibit A”.

Section 3. This Board understand and agrees that participation in the PY2022 CHIP program will require compliance with program guidelines and deadlines and authorizes CHIP/Housing Program grant funds to be used for environmental reviews.

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

Adopted this
31st day of
January 2023

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, ye
John N. Bergman

Douglas A. Spencer, ye
Douglas A. Spencer

David Bambauer, ye
David Bambauer

cc: Kleinfelder
City of St. Marys
City of Wapakoneta

Exhibit A

AGREEMENT
between
AUGLAIZE COUNTY BOARD OF COMMISSIONERS
and the
CITIES OF ST. MARYS AND WAPAKONETA, OHIO
for
ENVIRONMENTAL REVIEW RECORD (ERR)
for the
PY2022 AUGLAIZE COUNTY CHIP PARTNERSHIP:
COMMUNITY HOUSING IMPACT & PRESERVATION (CHIP) PROGRAM

This AGREEMENT, made this 23rd day of January, 2023, by and between Auglaize County, Ohio, hereinafter referred to as the "COUNTY", and the Cities of St. Marys and Wapakoneta, Ohio, herein referred to as "CITIES" or "CITY", shall serve to set forth the general terms, conditions, and responsibilities for the COUNTY and CITIES in the undertaking of a partnership for the Community Housing Impact & Preservation (CHIP) Program herein referred to as the "PROJECT".

WHEREAS, the COUNTY, as lead entity and grantee, has been awarded a PY2022 Community Housing Impact & Preservation (CHIP) Program grant of \$1,000,000 from the Ohio Department of Development (ODOD), and

WHEREAS, both COUNTY and CITIES entered into a partnership for the PY2022 CHIP, executed on March 24, 2022; and propose to use CDBG/HOME Housing Program Income in conjunction with the PROJECT, and

NOW, THEREFORE, WITNESSETH, that the COUNTY and CITIES do hereby agree as follows:

PURPOSE

The COUNTY, as lead entity and grantee, will complete an Environmental Review for said PROJECT on behalf of both COUNTY and CITIES, the Auglaize County Partnership CHIP Program Environmental Review Record (ERR), and which will include CDBG/HOME Housing Program Income funding from each respective partner for use in conjunction with said PROJECT, for which an environmental review must be completed.

DUTIES OF COUNTY

The COUNTY agrees as follows:

1. Complete the Environmental Review for said PROJECT on behalf of both COUNTY and CITIES, and including all CHIP funds and CDBG/HOME Housing Program Income from both COUNTY and CITIES. COUNTY to follow through with ER responsibilities associated with the use of its respective federal funds, such as conducting Tier 2 Reviews for its respective projects using CHIP/Housing Program Income.

2. Provide complete copy of said Environmental Review to CITIES for records and to concur with and support CITIES' Requests for Release of Funds for its respective CDBG/HOME Housing Program Income.
3. COUNTY retains its jurisdiction over its respective CDBG/HOME Housing Program Income and will Request Release of Funds to be used for the PROJECT; and will provide CDBG/HOME Housing Program Income to be used for the PROJECT and activities specified for the Auglaize County Partnership CHIP, and oversee compliance with applicable State and Federal laws, rules and regulations concerning said PROJECT.

DUTIES OF THE CITY OF ST. MARYS

The CITY OF ST. MARYS agrees as follows:

1. CITY, by its mayor signing the Request for Release of Funds (RROF) form, is Adopting the Findings/Conclusions and Recommendations of the Auglaize County Partnership CHIP Program Environmental Review Record (ERR) in its entirety; and CITY agrees to follow through with ER responsibilities associated with the use of its respective federal funds, such as conducting Tier 2 Reviews for its respective projects using CHIP/Housing Program Income.
2. CITY retains its jurisdiction over its respective CDBG/HOME Housing Program Income and will Request Release of Funds to be used for the PROJECT; and provide CDBG/HOME Housing Program Income to be used for the PROJECT and activities specified for the Auglaize County Partnership CHIP; and abide by applicable State and Federal laws, rules and regulations concerning said PROJECT.

DUTIES OF THE CITY OF WAPAKONETA

The CITY OF WAPAKONETA agrees as follows:

1. CITY, by its mayor signing the Request for Release of Funds (RROF) form, is Adopting the Findings/Conclusions and Recommendations of the Auglaize County Partnership CHIP Program Environmental Review Record (ERR) in its entirety; and CITY agrees to follow through with ER responsibilities associated with the use of its respective federal funds, such as conducting Tier 2 Reviews for its respective projects using CHIP/Housing Program Income.
2. CITY retains its jurisdiction over its respective CDBG/HOME Housing Program Income and will Request Release of Funds to be used for the PROJECT; and provide CDBG/HOME Housing Program Income to be used for the PROJECT and activities specified for the Auglaize County Partnership CHIP; and abide by applicable State and Federal laws, rules and regulations concerning said PROJECT.

TERMS OF AGREEMENT


This Agreement shall be binding upon the parties and shall remain in force and effect until April 30, 2025. The term of this Agreement may be extended upon the mutual written consent of the parties.

MODIFICATION

This Agreement represents the entire agreement of the parties. No representations were made or relied upon by either party, other than those expressly set forth. No agent, employee, or other representative of either party in empowered to alter any of the terms hereof, unless done in writing and signed by the respective parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written above.

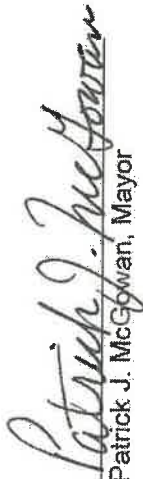
**AUGLAIZE COUNTY
BOARD OF COMMISSIONERS**


John N. Bergman, President
Board of County Commissioners

ATTEST




CITY OF ST. MARYS, OHIO


Patrick J. McGowan, Mayor

ATTEST



CITY OF WAPAKONETA, OHIO


Steve Henderson, Mayor

ATTEST



IN THE MATTER OF REAPPOINTING MICHAEL VORHEES TO THE REGION 15 REPRESENTATIVES TO THE ONEOHIO RECOVERY FOUNDATION, INC. BOARD AND AFFIRMING OTHER COUNTY APPOINTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 31st day of January, 2023.

Commissioner David Bamber moved the adoption of the following:

RESOLUTION

WHEREAS, the **Auglaize County**, is a Local Government that has adopted and approved The OneOhio Memorandum of Understanding (“The Memorandum”), which establishes a mechanism to disburse settlement proceeds from opioid litigation into Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation; and,

WHEREAS, Auglaize County is a participant in **Region 15** as established by The Memorandum; and,

WHEREAS, Regions have the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region; and,

WHEREAS, pursuant to The Memorandum each Region shall create their own governance structure so it ensures all Local Governments have input and equitable representation regarding regional decisions including representation on the statewide Foundation Board and selection of projects to be funded from the regional Share; and,

WHEREAS, Region 15 Board will consist of 27 members with 3 representatives from each county. Representatives from each county shall serve on behalf of the: Board of Auglaize County Commissioners, municipalities, and townships. Each county will determine how best to make these appointments; and,

WHEREAS, imminent distribution of Opioid Funds through the OneOhio Recovery Foundation, Inc. requires immediate appointment of a regional representative from this Region; and,

WHEREAS, Auglaize County does hereby reappoint Michael Vorhees for a three year appointment 2023 – 2025.

NOW THEREFORE BE IT RESOLVED, by this Board of Auglaize County Commissioners that:

Section 1. **Michael Vorhees, Sheriff, to be appointed for a two-year term** as the Auglaize County Region 15 representative from 2023 - 2025;

Section 2. Representatives may exercise all authority of an OneOhio Recovery Foundation, Inc. Board member under Section D.3 through and including D.11 of the OneOhio Memorandum of Understanding during this appointment; and shall report any such actions to the regional board in this Region;

Section 3. It is found and determined that all formal actions of this legislative body relating to the adoption of this Resolution were adopted in an open meeting, and that all deliberations that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

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

Adopted this
31st day of
January, 2023

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

David Bamber, yes
David Bamber

cc/ Julie Ehemann
/Appointee

IN THE MATTER OF SELECTING KLEINFELDER, INC. AS THE CONSULTANT FOR PROFESSIONAL SERVICES IN PREPARATION OF THE P.Y. 2023 CDBG COMMUNITY DEVELOPMENT PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 31st day of January, 2023.

Commissioner Bambauer moved the adoption of the following:

RESOLUTION

WHEREAS, qualification statements/proposals have been received by the Board of County Commissioners from professional planning, community development, economic development, and/or other qualified consulting firms to perform necessary functions for the development of a grant application, environmental review record, fair housing program, coordination and/or data entry on the OCEAN system and technical assistance for grant activities in connection with the PY2023 CDBG Community Development Program; and,

WHEREAS, the only statement was submitted by Kleinfelder, Inc. before the deadline of January 20, 2023 at 4:00 p.m., as ordered by the Board; and,

WHEREAS, Commissioner John N. Bergman, County Administrator Erica L. Preston and Clerk Esther Leffel, reviewed and evaluated the proposal/statement as received and upon such, County Administrator Preston has recommended to the Board that Kleinfelder, Inc. be selected for services as mentioned as said firm meets the needs for the program.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize Kleinfelder, Inc. to perform the professional services as mentioned above for the PY 2023 CDBG Community Program; and,

BE IT FURTHER RESOLVED that a contract be drafted for these services with the Board being authorized to execute said contract after presentation and review.

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

Adopted this
31th day of
January, 2023

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, Yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

David Bambauer, Yes
David Bambauer

cc/ Kleinfelder, Inc.

IN THE MATTER OF AUTHORIZING THE EXECUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE CONTRACT WITH CUYAHOGA FENCE, LLC FOR THE AUG-CR VAR-G.R. FY2023 GUARDRAIL PROJECT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 31st day of January, 2023.

Commissioner Bambauer moved adoption of the following:

RESOLUTION

WHEREAS, on January 24, 2023 in Resolution #23-057, the Board of County Commissioners awarded the bid to the Cuyahoga Fence, LLC for the AUG-CR VAR-G.R PY2023 Guardrail Project for the amount of \$131,080.64 as recommended by the County Bridge Engineer; and,

WHEREAS, a contract between Auglaize County and Cuyahoga Fence, LLC has been presented to the Board for execution.

THEREFORE BE IT RESOLVED that the Board of County Commissioners does hereby approve the contract between Auglaize County and Cuyahoga Fence, LLC as presented; and,

BE IT FURTHER RESOLVED that the Board authorizes the execution by said Board of the contract.

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

Adopted this
31th day of
January, 2023

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N Bergman
John N. Bergman, yes

Douglas A Spencer
Douglas A Spencer, Yes

David Bambauer
David Bambauer, yes

cc: ✓ County Engineer
County Bridge Engineer

CONTRACT

PID 107258

For AUG-CR VAR-G.R. Guardrail Installation

This Agreement is made this the 24 day of January, 2023 by and between the Auglaize County Board of Commissioners, herein called the Owner and Cuyahoga Fence, LLC, herein called the Contractor.

The Owner, as LPA for the Ohio Department of Transportation, agrees to pay the Contractor a sum of one hundred thirty-one thousand, eighty dollars and sixty-four cents for the completion of the AUG-CR VAR-G.R. Guardrail Installation according to the plans, specifications, general conditions and addendums governing this project. The Contractor agrees to comply with all contract provisions listed within FHWA-1273 (attached). All contracts with sub-contractors must include and adhere to these same provisions.

The Contractor agrees to furnish all necessary material, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the above described project. Work will commence on or before the 1st day of April, 2023 and the project shall be completed by June 1, 2023. Liquidated damages for this project are \$400.00 for each consecutive day thereafter.

IN WITNESS WHEREOF, the parties to these presents have executed this contract on the date stated above.

ATTEST:

Clerk: [Signature]

BOARD OF COUNTY COMMISSIONERS

[Signature]

Witness: _____

[Signature]

[Signature]

ATTEST:

Clerk: [Signature]

CONTRACTOR

By: [Signature]

Witness: [Signature]

Title: Rita Samorezov Managing Member
Cuyahoga Fence, LLC
P.O. Box 43547
Cleveland, OH 44143