

**IN THE MATTER OF RE-APPOINTING BRAD SMITH AND TODD KITZMILLER TO THE AUGLAIZE COUNTY AIRPORT AUTHORITY.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 2nd of July, 2009.

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, the terms of Brad Smith and Todd Kitzmiller on the Auglaize County Airport Authority have expired on June 30, 2009; and,

**WHEREAS**, the Board of County Commissioners has received correspondence from Brad Smith and Todd Kitzmiller stating that they would accept another term on said Airport Authority.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby appoint Brad Smith and Todd Kitzmiller to serve on the Auglaize County Airport Authority with the terms commencing, retroactively, to July 1, 2009 and expiring on June 30, 2012.

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

Adopted this  
2nd day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

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

cc: ✓ Brad Smith  
✓ Todd Kitzmiller

**IN THE MATTER OF AUTHORIZING THE PAYMENT OF THE COUNTY'S MANDATED SHARE OF PUBLIC ASSISTANCE FOR JULY.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 2nd day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, it is necessary to pay the county's mandated share of Public Assistance for June.

**THEREFORE, BE IT RESOLVED** that the Board does authorize the County Auditor to make the following payment:

**From: 001-0905-533400 – Public Assistance Grant  
Amount: \$ 8,663.42  
To: 006-0400-400101 – Public Assistance**

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

Adopted this 2nd day  
of July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

<u>Douglas A. Spencer</u>	, <u>yes</u>
Douglas A. Spencer	
<u>Don Regula</u>	, <u>yes</u>
Don Regula	
<u>John N. Bergman</u>	, <u>yes</u>
John N. Bergman	

Cc:  County Auditor  
 Jobs & Family Services

**IN THE MATTER OF GRANTING AN EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS AND SCHEDULES BY THE COUNTY ENGINEER FOR THE SPENCER #2 DITCH.**

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The Board of Auglaize County Commissioners met in regular session on the 2nd day of July, 2009.

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, pursuant of Resolution #08-415, dated November 4, 2008, the Engineer's Reports on the Spencer #2 Ditch project were due to the Board of County Commissioners on this day, June 25, 2009; and,

**WHEREAS**, a Request for Extension of time to complete survey, reports and scheduled by County Engineer was submitted to the Board of County Commissioners by Asst. County Engineer Kevin Schnell with the following postscript:

This past spring, the petitioners, Ron Spencer and James Gossard, were actively engaged with installing systematic tile ditching of their fields. While doing this work on their farms, they collectively decided to install 2 of the 3 tile mains that were originally to be replaced as a part of the Spencer #2 Ditch Petition. Dave Schwieterman performed this work for them, and he invoiced these 2 landowners accordingly.

The remaining 3<sup>rd</sup> tile main that is a part of the Spencer #2 Petition was left in place and functioning, but was sub-mained by Dave Schwieterman with new subsurface tile, and all pre-existing laterals to that old main were removed and connected into the new sub-main system.

As a result, the only remaining properties having land draining through the remaining 3rd tile main would be John Phillips and James Gossard. The John Phillips farm is located immediately upstream and adjacent to the Ron Spencer farm where all of the ditching has taken place this spring. The Phillips property understands that the remaining 3rd tile main that was petitioned as a part of the Spencer #2 ditch has now become a dedicated tile outlet for his property.

After talking with John Phillips this week, as far as he is concerned, the replacement of this remaining tile main is not necessary at this point in time. He agrees that if someday, certain sections of this tile need to be repaired and/or replaced, that he and James Gossard should bear most of the responsibility to do so.

Therefore, at this point in time, our office cannot proceed with any additional engineer, surveying, or drafting of construction plans, or schedules.

I shall be contracting Ron Spencer and James Gossard this week and inform the of the status of the petition. We will be making a recommendation on whether to proceed with or to dismiss the Spencer Ditch #2 petition in the near future.

Please give us 90 additional days extension to make the necessary contacts with all parties involved.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby grant the extension of time for the submittal of all Engineer's Reports for the Spencer #2 Ditch project to September 24, 2009 at 10:00 a.m.

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

Adopted this  
2nd day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

<u>Douglas A. Spencer</u>	yes
Douglas A. Spencer	
<u>Don Regula</u>	yes
Don Regula	
<u>John N. Bergman</u>	yes
John N. Bergman	

cc: ✓ County Engineer

**IN THE MATTER OF APPROVING THE CONTRACT OF MAHAN PAINT STRIPING SERVICE, INC.  
FOR COUNTY ROADWAY PAVEMENT MARKING; RATIFYING THE EXECUTION BY THE BOARD  
OF COUNTY COMMISSIONERS OF SAID CONTRACT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 2nd day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on June 16, 2009, in Resolutions #09-223, the Board of County Commissioners awarded the bid for the 2009 County Pavement Marking to Mahan Paint Striping Service, Inc. for the amount of \$43,600.00; and,

**WHEREAS**, a contract between Auglaize County and Mahan Paint Striping Service, Inc. 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 Mahan Paint Striping Service, Inc. as presented; and,

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

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

Adopted this  
2nd day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: ✓ County Engineer

**IN THE MATTER OF SETTING DATES, TIMES AND LOCATIONS AT WHICH TO CONVENE IN SPECIAL SESSIONS ON JULY 22 & 27, 2009 OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 2nd day of July, 2009.

Commissioner Bergman 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 has been invited to the Auglaize County MR/DD Board & Staff In-Service to be held on July 22, 2009 from 9:00 a.m. to 3:00 p.m. The Commissioners shall be in special session from one-half (1/2) hour before the meeting to one-half (1/2) hour after the meeting is completed; and,

**WHEREAS**, the Board has been invited to attend a meeting/luncheon concerning IT experiences at St. Marys School to be held at St. Marys Eagles on July 27, 2009 from 11:30 a.m. to 1:30 p.m. The Commissioners shall be in special session from one-half (1/2) hour before the meeting to one-half (1/2) hour after the meeting is completed; and,

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby set the above mentioned dates, times and places to convene a special sessions of 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 Regula seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this  
27th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer      yes  
Douglas A. Spencer

Don Regula      yes  
Don Regula

John N. Bergman      yes  
John N. Bergman