

**IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th of June, 2013.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

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

**Buildings & Grounds Fund**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 10,000.00	001.0402.530300 (Supplies)	001.0402.530500 (Contract Repairs)

**Recycle Grant Fund**

<b>Amount:</b>	<b>From:</b>	<b>To:</b>
\$ 579.40	017.0017.530400 (Equipment)	017.0017.530600 (Services)

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

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

Adopted this  
27th day of  
June, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, y  
Douglas A. Spencer

- ✓ cc: County Auditor
- ✓ County Administrator
- ✓ Solid Waste

**IN THE MATTER OF APPROVING THE INDEMNITY AGREEMENT – HOUSE DEMOLITION WITH THE CITY OF ST. MARYS; AND AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE SAID AGREEMENT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of June, 2013.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Prosecuting Attorney, Edwin Pierce, has presented to the Board of Auglaize County Commissioners an indemnity agreement – house demolition with the City of St. Marys and the Auglaize County Commissioners having interest in a property located at 408 S. Vine Street, St. Marys, Ohio; and,

**WHEREAS**, the Auglaize County Treasurer, April Bowersock, does agree with the demolition of the property at 408 S. Vine Street, St. Marys, Ohio; and,

**WHEREAS**, the Board of Auglaize County Commissioners does hereby give consent to the City of St. Marys to demolish the structure located at 408 S. Vine Street, St. Marys, Ohio through the Attorney General's Moving Ohio Forward Grant and it is understood that this shall be done at the sole cost of the City of St. Marys.

**THEREFORE BE IT RESOLVED** by the Board of Commissioners of Auglaize County, Ohio does hereby approve and authorize the Indemnity Agreement – House Demolition with the City of St. Marys located at 408 S. Vine Street, St. Marys, Ohio.

Commissioner Spencer 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  
June, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

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

- ✓ cc: Prosecuting Attorney – Ed Pierce
- ✓ City of St. Marys
- ✓ Treasurer – April Bowersock

## Indemnity Agreement - House Demolition

This agreement is made on 6-27, 2013, in the City of St. Marys, County of Auglaize, State of Ohio.

The parties to the agreement are the City of St. Marys, an Ohio Municipal Corporation, City of St. Marys, County of Auglaize, State of Ohio, called "indemnitor," and the Auglaize County Commissioners, having interest in a property in the City of St. Marys, County of Auglaize, State of Ohio, called "indemnatee."

Indemnitor has received certain government funds enabling it to demolish a residential structure located at the following location: 408 S. Vine Street, St. Marys, Ohio. Indemnatee has interest in said property.

It is agreed:

### Section I Consent

That the indemnatee having interest in the above-described property hereby gives consent to the City of St. Marys to demolish the structure located at the above address. It is understood that this shall be done at the sole cost of the indemnitor.

### Section II Liabilities, Losses, or Damages

Indemnitor undertakes to indemnify and save harmless indemnatee from any liability that indemnatee may suffer as a result of the demolition of said home as it relates to claims made by persons who may be injured by the process of said demolition.

### Section III Period Covered

This Indemnity extends for the time period when said demolition takes place and for any instance specifically arising out of said demolition.

### Section IV Limitation on Amount of Liability

Indemnitor's liability under this contract shall not exceed the sum of Fifty Thousand Dollars (\$50,000.00).

### Section V Expenses, Attorneys' Fees, and Costs

If indemnatee, in the enforcement of any part of this indemnity contract, shall incur necessary expenses, or become obligated to pay attorneys' fees or court costs, indemnitor agrees to reimburse indemnatee for such expenses, attorneys' fees, or costs within forty-five (45) days after receiving written notice from indemnatee of the incurring of such expenses, costs, or obligations.

Section VI  
Interest

Indemnitor agrees to pay indemnitee interest at the rate of five percent (5%) per year on any necessary expenses or costs incurred by indemnitee in the enforcement of this indemnity contract, or on any sums indemnitee is obliged to pay with respect to the matters to which indemnity is given in the contract, from the date such expenses or costs are incurred, or such sums are paid.

Section VII  
Notice of Claim Against Indemnitee

Indemnitee agrees to give indemnitor fourteen (14) days' written notice of any claim made against indemnitee on the obligations indemnified against.

Dated 6-27, 2013.

CITY OF ST. MARYS

By: \_\_\_\_\_  
Director of Public Service & Safety  
Indemnitor

INDEMNITEES:

  
\_\_\_\_\_  
Don Regula, Auglaize County Commissioner

  
\_\_\_\_\_  
Doug Spencer, Auglaize County Commissioner

  
\_\_\_\_\_  
John Bergman, Auglaize County Commissioner

County Commissioners' Office  
Auglaize County, Ohio  
June 27, 2013

No: 13-297

**IN THE MATTER OF AUTHORIZING A HOUSING REHABILITATION PROJECT UNDER THE C.H.I.P. (OHTF) PROGRAM.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 27th day of June, 2013.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners did receive a \$500,000.00 grant through the State of Ohio's Comprehensive Housing Improvement Program for the acquisition & rehabilitation of housing units within the County; and

**WHEREAS**, the following project is ready to proceed:

Applicant: Janet Powell                      501 Court Street, Wapakoneta, Ohio  
Project Cost: \$10,126.00  
Contractor: Heise General Contracting LLC

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners does hereby authorize the housing project as noted 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 27th day  
of June, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

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

cc: Gayle Flaczynski – Poggemeyer Design Group  
Michael K. Hensley - Co. Administrator

**IN THE MATTER OF RATIFYING THE EXECUTION OF AN AGREEMENT BETWEEN AUGLAIZE COUNTY JOB AND FAMILY SERVICES AND BARB AND JERRY STAHLER FOR JANITORIAL SERVICES AT THE DEPARTMENT.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of June, 2013.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Auglaize County Department of Job & Family Services contracts with a company to perform janitorial services to the interior and exterior of the Department's building; and,

**WHEREAS**, an agreement was presented to the Board of County Commissioners which sets forth terms and conditions for said services; this agreement is between the Auglaize County Department of Job & Family Services and Barb and Jerry Stahler, effective July 1, 2013 through June 30, 2014 at the rate of \$1,200.00 monthly; and,

**WHEREAS**, the administration personnel of the Department approves the agreement and requested that the Board approve the agreement by executing same.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio does hereby approve and ratify the execution of the agreement between the Auglaize County Department of Job & Family Services and Barb and Jerry Stahler for janitorial services as specified.

Commissioner Spencer 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  
June, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

Douglas A. Spencer, yes  
Douglas A. Spencer

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

**IN THE MATTER OF APPROVING NOMINATIONS TO THE DANGEROUS WILD ANIMAL RESPONSE TEAM (DWARD) FOR AUGLAIZE COUNTY FOR THE THREE YEAR TERM FROM JULY 1, 2013 THROUGH JUNE 30, 2016.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 27th day of June, 2013.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Ohio Revised Code §935.28 requires Dangerous Wild Animal Response Teams (DWARD) to be formed in each county; the State of Ohio Dangerous Wild Animal Emergency Response Commission (DWAERC) is charged with approving these county teams; and,

**WHEREAS**, the statute requires that DWARDs be comprised of at least one representative from each of the following local disciplines: Law Enforcement, Fire, First Aid, Emergency Management, Health, Broadcast and Print Media, Elected Local Official, and Dangerous Wild Animal Owner; and,

**WHEREAS**, DWARD membership is not limited to the disciplines listed above; State of Ohio Dangerous Wild Animal Emergency Response Commission requests counties to also consider adding a representative for Veterinarian and Public Health; and,

**WHEREAS**, membership to DWARDs is not to exceed three years with an effective date of July 1, 2013 through June 30, 2016; and,

**WHEREAS**, the Board of County Commissioners is to approve the nominees for appointment to the Dangerous Wild Animal Response Team (DWARD); the following nominations have been presented for said purpose:

Name	Representing
Sheriff Allen Solomon	Law Enforcement
Chad Hicks	Fire
Rod Campbell	First Aid
Troy Anderson	Emergency Management
Not Available	Health
Karen Kantner	Media
John N. Bergman	Elected Official
Garner Gross	Dangerous Wild Animal Owner
Daniel E. Harpster	Veterinarian
Don Jump	Public Health

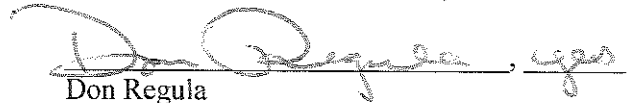
**NOW, THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio does hereby approves the aforementioned nominations and authorizes EMA Director Troy Anderson to submit the same with a certified copy of this resolution to the State of Ohio Department of Agriculture Dangerous Wild Animal Office for consideration of official appointment.

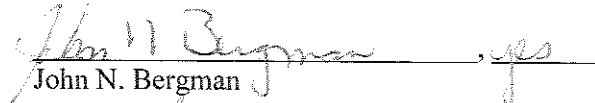
Commissioner Spencer seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

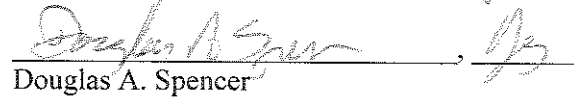
Resolution - continued  
June 27, 2013  
DWARD nominations

Adopted this  
27th day of  
June, 2013

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

 \_\_\_\_\_, *yes*  
Don Regula

 \_\_\_\_\_, *yes*  
John N. Bergman

 \_\_\_\_\_, *yes*  
Douglas A. Spencer

/ cc: Ohio Department of Agriculture (certified)

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CERTIFICATION

I, as Clerk of the Board of County Commissioners, Auglaize County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. \_\_\_\_\_ as passed by the Board of County Commissioners, Auglaize County, Ohio on June 27, 2013.

\_\_\_\_\_  
Esther Leffel, Clerk  
Board of County Commissioners  
Auglaize County, Ohio

Date: \_\_\_\_\_