

IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO DRAW WARRANTS FOR THEN AND NOW CERTIFICATE PAYMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of June, 2016.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the practice of using “Then and Now Certificates” has been instituted by the County Auditor.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, the taxing authority for Auglaize County, having thirty (30) days to approve payment by resolution from receipt of “Then and Now Certificates”, does hereby approve the following:

<u>Check #</u>	<u>Amount</u>	<u>Vendor</u>
405266	\$ 234.07	City of St.Mary’s
405268	\$ 3,112.27	National Lime & Stone Co.
405349	\$ 225.00	Gerding Ditching
405361	\$ 360.00	William P. Lang Atty
405372	\$13,087.86	Garmann Miller
405368	\$ 1,434.04	Miller Textile
405420	\$ 265.32	Dominion
405422	\$ 705.18	Auglaize Co. Treasurer

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

Adopted this
9th day
June, 2016

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 Auditor

**IN THE MATTER OF APPROVING THE CONTRACT AND BOND FOR E.B. LAND IMPROVEMENT LLC
FOR THE DOENGES #2 DITCH PROJECT.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of June, 2016.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Engineer's office has filed with this Board a contract and bond from E.B. Land Improvement LLC for labor and materials for said Doenges #2 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 E.B. Land Improvement LLC as presented, for the Doenges #2 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 Regula seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
9th day of
June, 2016

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 Engineer

DITCH CONTRACT

Revised Code, Sec. 6131.41

In the Matter of the DOENGES #2 DITCH

SINGLE County Ditch Petitioned for by KEN SUDMAN and others.

THIS AGREEMENT, made and entered into on this day of 2016,

by and between the County Commissioners of AUGLAIZE COUNTY, Ohio, and hereinafter designated as "First Party," and E.B. LAND IMPROVEMENT LLC of 20651 LINCOLN HIGHWAY, MIDDLE POINT, OHIO 45863 hereinafter designated as "Second Party."

WITNESSETH, THAT SAID "SECOND PARTY," For and in consideration of the sum of TWO HUNDRED THIRTY-THREE THOUSAND EIGHT HUNDRED SEVENTY-TWO AND 10/100 (\$ 233,872.10) 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 DOENGES #2 DITCH improvement petitioned for by KEN SUDMAN and others, 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 DOENGES #2 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 DOENGES #2 DITCH may require. The whole to be completed to the satisfaction and acceptance of said "First Party" on or before the 1st day of DECEMBER, 2016 (for all drainage work) and the 15th day of APRIL, 2017 (for all leveling of trenches).

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 TWO HUNDRED THIRTY-THREE THOUSAND EIGHT HUNDRED SEVENTY-TWO AND 10/100 (\$ 233,872.10) 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 E.B. LAND IMPROVEMENT LLC of 20651 LINCOLN HIGHWAY, MIDDLE POINT, OHIO 45863 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

Bruce A. Ben

signed

Kevin Scuderi

witness

E.B. Land Improvement LLC

company

David L. H.

witness

20651 Lincoln highway

street

Middle Point, OH 45863

city, state, zip

The above Contract being good and sufficient is approved this 9th day of June, 2016.

Don Regula

commissioner

John N. Bergman

commissioner

Elizabeth Spun

commissioner

BOND OF DITCH CONTRACTOR

Revised Code, Sec. 6131.42

In the Matter of the DOENGES #2 DITCH
Single County Ditch No.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

Petitioned for by KEN SUDMAN *and others*

KNOW ALL MEN BY THESE PRESENTS, *That we,* E.B. LAND IMPROVEMENT LLC *of*
20651 LINCOLN HIGHWAY, MIDDLE POINT, OHIO 45863 *as Principal, and*
WESTFIELD 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 TWO HUNDRED THIRTY-THREE
THOUSAND EIGHT HUNDRED SEVENTY-TWO AND 10/100 (\$ 233,872.10) *Dollars,*
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 *day of* , 2016

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, whereas, the above Bound
E.B. LAND IMPROVEMENT LLC *of* 20651 LINCOLN HIGHWAY, MIDDLE POINT,
OHIO 45863 *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 DOENGES #2 DITCH
improvement petitioned for by KEN SUDMAN *and others specified in said Contract, to the*
satisfaction and acceptance of the County Engineer, on or before the 1st *day of* DECEMBER, 2016
(for all drainage work) and the 15th *day of* APRIL, 2017 *(for all leveling of trenches)*
for the compensation of TWO HUNDRED THIRTY-THREE THOUSAND EIGHT
HUNDRED SEVENTY-TWO AND 10/100 (\$ 233,872.10) *Dollars, which is the actual*
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 E.B. LAND IMPROVEMENT LLC of 20651 LINCOLN HIGHWAY, MIDDLE POINT, OHIO 45863 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

Bruce A. Bar
Signed

Kevin Schuler
witness

E.B. Land Improvement
company

Don Regula
witness

20651 Lincoln Highway
street

Middle Point, OH 45863
city, state, zip

The above Bond being good and sufficient is approved this 9th day of June, 2016.

Don Regula
commissioner

John A. Bergman
commissioner

Don Regula
commissioner

IN THE MATTER OF AUTHORIZING THE RENEWAL FOR SUPPORT AND SOFTWARE FOR BACKUP SERVERS AND BACK-UP EXEC SOFTWARE FROM CDW-G.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of June, 2016.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #13-361, dated August 8, 2013, the Board of Auglaize County Commissioners, Auglaize County, Ohio authorized the acquisition of back-up servers, tape library with tapes and back-up exec software for the county's back-up server from CDW-G; and,

WHEREAS, it is time for the renewal of the support and software for the backup exec library expansion support, backup exec server support, backup exec remote agent support , backup exec applications and database agent support and backup exec windows agents for a total amount of \$4,847.27 from CDW-G; said renewal is for a one year renewal ending in 2017.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the renewal of all the backup support and software as mentioned above from CDW-G.

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

Adopted this
9th day of
June, 2016

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: CDW-G

✓ Computer Operations Manager

**IN THE MATTER OF APPROVING AND RATIFYING THE EXECUTION OF THE FY 2017 COMMUNITY
BASED CORRECTION PROGRAM SUBSIDY GRANT AGREEMENT.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of June, 2016.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Common Pleas Judge Pepple, presented to the Board of County Commissioners a grant agreement for funding from the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, which awards the sum not to exceed \$28,263.00, to be paid in four equal installments of \$7,065.75 for the period beginning 07/01/2016 to 06/30/2017; and,

WHEREAS, it is necessary that the Board of County Commissioners sign this grant agreement.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby approve the grant agreement for the funding from the State of Ohio, Department of Rehabilitation and Correction, Division of Parole and Community Services, Bureau of Community Sanctions, Grant program; and,

BE IT FURTHER RESOLVED that the Board does ratify the execution of said grant application by the Board of County Commissioners, Auglaize County, Ohio.

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

Adopted this
9th day of
June, 2016

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: Judge Pepple
Auditor

IN THE MATTER OF SETTING DATE AND TIME TO RECEIVE BIDS FOR SAID 2016 COUNTY RESURFACING PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of June, 2016.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, County Engineer, Doug Reinhart requested that the Board of County Commissioner, set a date and time to receive bids for the 2016 Auglaize County resurfacing program which constitutes applying approximately 12,630 tons of asphaltic concrete on 14 miles of county maintained roadways and 2 miles of township maintained roadways, Auglaize County, Ohio; and,

WHEREAS, Engineer Reinhart further informed the Board that funding for the resurfacing will be paid with Highway Department License Plate and Gasoline Tax revenues.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby set June 28, 2016 at 10:00 a.m. as the date and time to open and publicly read bids for the County's 2016 resurfacing program in the Board's office; and,

BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to proceed with the necessary legal steps to cause the above set bid opening.

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

Adopted this
9th day of
June, 2016

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 Engineer – Doug Reinhart