

County Commissioners Office
Auglaize County, Ohio
March 12, 2020

NO. 20-116

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS; AWARDING THE CONTRACT FOR THE ACCUTINIUS JOINT COUNTY DITCH PROJECT TO CY SCHWIETERMAN INC. AND AUTHORIZE THE PRESIDENT OF THE JOINT BOARD TO EXECUTE ALL CONTRACT DOCUMENTS.

The Joint Board of Auglaize/Shelby County Commissioners met in regular session via telephone on the 12th day of March, 2020 with the following members present:

Auglaize County:	<u>present</u>	<u>Shelby County:</u>	<u>present via telephone</u>
Douglas A. Spencer	<u>present</u>	Anthony J. Bornhorst	<u>present via telephone</u>
John N. Bergman	<u>present</u>	Julie L. Ehemann	<u>present via telephone</u>
Dennis Dicke	<u>present</u>	Robert A. Guillozet	<u>present via telephone</u>
Acting Commissioner			
Commissioner <u>Bornhorst</u>			

Commissioner Bornhorst made the motion to adopt of the following:

RESOLUTION

WHEREAS, on March 3, 2020, the Joint Board of Auglaize/Shelby County Commissioners received and publicly opened bids for the labor and materials for the Accutinius Joint County Ditch project; and,

WHEREAS, those present for the bid opening were the Auglaize County Commissioners: Douglas A. Spencer, and John N. Bergman, Acting Auglaize County Commissioner Dennis Dicke, Shelby County Commissioners: Anthony Bornhorst and Robert Guillozet; Drainage Technician TJ Place and Rick Gerding from Gerding Ditching and Don Regula; and,

WHEREAS, four (4) bids were received for this project; same being:
Cy Schwieterman Inc \$293,087.30;
Sand Ridge Excavating \$305,650.00;
Gerding Ditching* \$312,214.18; *bid amount is the corrected amount
Braun Excavating* \$312,237.20; *bid amount is the corrected amount
Engineer's Estimate - \$314,679.62; and,

WHEREAS, bids, as received on March 3, 2020, were reviewed by the Auglaize County Engineer's Office with said office recommending that the bid award be made to Cy Schwieterman Inc as this was the lowest and best bid and is an acceptable bid.

THEREFORE, BE IT RESOLVED that the Joint Board of Auglaize/Shelby County Commissioners does hereby acknowledge the receipt of the above listed bids for the Accutinius Joint County Ditch; and,

BE IT FURTHER RESOLVED that the Joint Board of Auglaize/Shelby County Commissioners does hereby award the bid for the construction of Accutinius Joint County Ditch to Cy Schwieterman Inc. in the amount of \$293,087.30; and,

BE IT FURTHER RESOLVED that the contract shall provide that the tile completion be completed by September 15, 2020 and whole of such work shall be completed and all material furnished by December 31, 2020 provided that the time of furnishing such material and completing such labor shall correspond with the time provided for its use in the progress of the work; and,

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare the contracts and bonds and, having secured the signature of said bidder and their sureties, present the same to the President of the Accutinius Joint Board of Auglaize/Shelby County Commissioners for his approval and execution; and,

BE IT FINALLY RESOLVED that the President of the Joint Board of Auglaize/Shelby County Commissioners is hereby authorized to execute any and all documents that he deems necessary and desirable on behalf of the Joint Board as related to the Accutinius Joint County Ditch project, including but not limited to the contract presented by the County Engineer.

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

Adopted this 12th day of March, 2020

**BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO**

Douglas A. Spencer yes
Douglas A. Spencer
John N. Bergman yes
John N. Bergman
Dennis Dicke yes
Dennis Dicke, Acting Commissioner

**BOARD OF COUNTY COMMISSIONERS
SHELBY COUNTY, OHIO**

Anthony J. Bornhorst yes
Anthony J. Bornhorst
Julie L. Ehemann yes
Julie L. Ehemann
Robert A. Guillozet yes
Robert A. Guillozet

cc: Auglaize County Engineer
Shelby County Commissioners

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS; AWARDING THE CONTRACT FOR THE GROSS JOINT COUNTY DITCH PROJECT TO FENSEN CONTRACTING, LLC AND AUTHORIZE THE PRESIDENT OF THE JOINT BOARD TO EXECUTE ALL CONTRACT DOCUMENTS.

The Joint Board of Auglaize/Shelby County Commissioners met in regular session via telephone on the 12th day of March, 2020 with the following members present:

<u>Auglaize County:</u>	<u>present</u>	<u>Shelby County:</u>
Douglas A. Spencer	<u>present</u>	Anthony J. Bornhorst
Don Regula	<u>present</u>	Julie L. Ehemann
John N. Bergman	<u>present</u>	Robert A. Guillozet

present via telephone
present via telephone
present via telephone

Commissioner Guillozet made the motion to adopt of the following:

RESOLUTION

WHEREAS, on February 25, 2020, the Joint Board of Auglaize/Shelby County Commissioners received and publicly opened bids for the labor and materials for the Gross Joint County Ditch project; and,

WHEREAS, those present for the bid opening were the Auglaize County Commissioners: Douglas A. Spencer, Don Regula, and John N. Bergman, Shelby County Commissioners: Anthony Bornhorst, Robert Guillozet and Julie Ehemann; Engineer Office's representatives: T.J. Place, Ross Wuebker, Mike Bowersock and Jesse Hein, and several contractors; and,

WHEREAS, eleven (11) bids were received for this project; same being:

- Fensen Contracting, LLC \$145,978.00;
- Liebrecht Excavating \$149,732.82;
- Turf Concepts, LLC \$155,424.00;
- Gene Topp Drainage Services \$159,738.00;
- Advanced Excavating & Demolition \$180,000.00;
- Braun Excavating, LLC \$187,012.00;
- Reichert Excavating Inc. \$188,883.96;
- Sand Ridge Excavating \$194,650.00;
- Tom's Construction \$211,267.00;
- Acron Bldg. & Outdoor Maintenance \$218,912.35;
- The Weber Company \$474,395.00
- Engineer's Estimate - \$207,852.37; and,

WHEREAS, bids, as received on February 25, 2020, were reviewed by the Auglaize County Engineer's Office with said office recommending that the bid award be made to Fensen Contracting, LLC as this was the lowest and best bid and is an acceptable bid.

THEREFORE, BE IT RESOLVED that the Joint Board of Auglaize/Shelby County Commissioners does hereby acknowledge the receipt of the above listed bids for the Gross Joint County Ditch; and,

BE IT FURTHER RESOLVED that the Joint Board of Auglaize/Shelby County Commissioners does hereby award the bid for the construction of Gross Joint County Ditch to Fensen Contracting, LLC in the amount of \$145,978.00; and,

BE IT FURTHER RESOLVED that the contract shall provide that the dirt work and seeding completed by September 15, 2020 and whole of such work shall be completed and all material furnished by December 31, 2020 provided that the time of furnishing such material and completing such labor shall correspond with the time provided for its use in the progress of the work; and,

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare the contracts and bonds and, having secured the signature of said bidder and their sureties, present the same to the President of the Gross Joint Board of Auglaize/Shelby County Commissioners for his approval and execution; and,

BE IT FINALLY RESOLVED that the President of the Joint Board of Auglaize/Shelby County Commissioners is hereby authorized to execute any and all documents that he deems necessary and desirable on behalf of the Joint Board as related to the Gross Joint County Ditch project, including but not limited to the contract presented by the County Engineer.

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

Adopted this 12th day of March, 2020
**BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO**

Douglas A. Spencer yes
Don Regula yes
John N. Bergman yes
cc: Auglaize County Engineer
Shelby County Commissioners

**BOARD OF COUNTY COMMISSIONERS
SHELBY COUNTY, OHIO**

Anthony J. Bornhorst yes
Julie L. Ehemann yes
Robert A. Guillozet yes
Robert A. Guillozet

County Commissioners Office
Auglaize County, Ohio
March 12, 2020

NO. 20-118

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 12th day of March, 2020.

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>
441926	\$ 120.00	Treasurer of State
441926	\$2,370.00	Treasurer of State
441959	\$1,289.10	Aequitas Investigations
441960	\$1,700.00	Drug Impairment Detection
441968	\$ 903.14	Four-U Office
442003	\$ 500.00	Billy & Peggy Prater

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

Adopted this
12th day
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

✓cc: County Auditor

IN THE MATTER OF A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ANNUAL CONTRACT FOR ROAD SALT.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 12th day of March, 2020.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the County Engineer, Auglaize County, 1014 South Blackhoof Street, Wapakoneta, Ohio 45895 (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 3, 2020 by 12:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT winter salt 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
12th day of
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

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

cc: County Engineer - Doug Reinhart
(Certified copy)

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS AND AWARDING THE BID TO HOHENBRINK EXCAVATING LLC FOR THE CITY OF WAPAKONETA 2020 CDBG WEST BENTON STREET RECONSTRUCTION PHASE 1 PROJECT, USING PY 2019 CDBG ALLOCATION PROGRAM FUNDS; AND AUTHORIZING THE EXECUTION OF CONTRACT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 12th day of March, 2020.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, in Resolution #20-039 dated January 16, 2020, the Board of County Commissioners set this date, February 13, 2020 at 10:00 a.m. as the date and time to receive and open bids for City of Wapakoneta's 2020 CDBG West Benton Street Reconstruction Phase 1 Project to be funded through PY2019 CDBG Allocation Program; and,

WHEREAS, the Board of County Commissioners did open six bids for said project; same being as follows:

From: Helms & Sons Excavating 1753 Lima Ave., Findlay, OH 45840 Tom's Construction 821 Cooper Ave., St. Henry, OH 45883 Double Jay Construction, Inc. 25 Harrisburg Drive, Englewood, OH 45322 VTF Excavation LLC 8398 Celina-Mendon Rd., Celina, OH 45822 Degen Excavating, Co., Inc. 1920 Bible Road, Lima, OH 45801 Hohenbrink Excavating, LLC 410 N. Agner St., Ottawa, OH 45875	\$1,781,814.71 \$2,288,983.00 \$2,039,758.00 \$1,999,476.27 \$1,838,495.00 \$1,820,378.04
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WHEREAS, those present at the time of the bid opening were Commissioners, County Administrator Erica Preston, Wapakoneta representatives Mary Ruck, Aaron Gilliland, Floyd Gregg and Andy Beane, and five bidders; and,

WHEREAS, the Board presented the bids, as received, to City of Wapakoneta., for review and requesting that upon the completion of said review a letter of recommendation as to a bid award be submitted to the Board; and,

WHEREAS, the City of Wapakoneta has submitted a letter of concern with Helms & Sons Excavating all related to past performance issues and therefore the City of Wapakoneta does not view Helms & Sons Excavating as the lowest, responsive and responsible bidder for the West Benton Street Reconstruction Phase 1 Project; and,

WHEREAS, City of Wapakoneta has submitted a letter of recommendation to award the bid to Hohenbrink Excavating LLC, of Ottawa, Ohio, appears to be the responsive and responsible bidder.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby document the receipt and opening of the above mentioned bids for the City of Wapakoneta 2020 CDBG West Benton Street Reconstruction Phase 1 Project being funded with PY2019 CDBG Allocation Program funds; and,

BE IT FURTHER RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby award the bid for the City of Wapakoneta 2020 CDBG West Benton Street Reconstruction Phase 1 Project to Hohenbrink Excavating LLC in the amount of \$1,820,378.04, using PY2019 CDBG Allocation Program - \$120,700.00 grant. Any additional funds needed for the project which the CDBG grant does not cover will be the responsibility of the City of Wapakoneta; and,

BE IT STILL FURTHER RESOLVED, that said Board of County Commissioners does authorize contract and sustaining documentation to be prepared for this award; and does further authorize the execution of the project contract by the Board of County Commissioners.

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

Adopted this
12th day of
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, Yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, Yes
Don Regula

IN THE MATTER OF AUTHORIZING EXPENSES FOR THE CORONER AND STAFF TO ATTEND A MEETING.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 12th day of March, 2020.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Dr. Jason A. Stienecker, D.O., Auglaize County Coroner presented a request for permission for himself and his staff to attend the following meeting:

On May 7 - 9, 2020 – Coroner Dr. Stienecker and his investigator will attend the 2020 Ohio State Coroner’s Association Meeting in Cleveland, Ohio; and,

WHEREAS, expenses requested to be authorized for payment are:

For May 7, 8, and 9, 2020 – Lodging Expenses and Meal reimbursement.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve and authorize the above requested travel expenses and does order bills to be paid upon proper presentation providing all is in accordance with the County Travel Policy.

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

Adopted this
12nd day of
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: Auglaize County Coroner

IN THE MATTER OF CERTIFYING DELINQUENT SEWER BILLS TO THE COUNTY AUDITOR FOR PLACEMENT ON THE PROPER REAL ESTATE TAX DUPLICATES; RATIFYING THE EXECUTION OF SEWER DELINQUENCIES LISTING AS SUBMITTED BY THE SANITARY ENGINEER'S DEPT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 12th day of March, 2020.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Sanitary Engineer's Secretary, Ronette Kill, informed the Board of County Commissioners that county property owners using county owned sewage treatment plants, have delinquent charges on their quarterly sewer bills; and,

WHEREAS, the County Prosecuting Attorney Ed Pierce advised the Board that it is necessary for said Board to certify these delinquent charges to the County Auditor for placement on the proper real estate tax duplicates for collection; and,

WHEREAS, a list showing these delinquencies was presented to the Board by the Auglaize County Sanitary Dept., along with a request for the delinquencies to be certified to the County Auditor for placement on real estate tax duplicates.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby ratify the execution of the Sewer Delinquencies assessments list by the President of the Board of County Commissioners, John N. Bergman; and,

BE IT FURTHER RESOLVED that this sewer delinquencies assessments list is hereby certified to the County Auditor for placement of said delinquencies on the proper real estate tax duplicates for collection.

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

Adopted this
12th day of
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

attachment

cc: County Sanitary Engineer
County Auditor

In Accordance with Section 6117.02 of the Ohio Revised Code

Date: March 9, 2020
Township/

For Tax Year: 2019

Municipality - Auglaize

Signature of Official:

Assessment Name – Sewer Delinquencies

John N. Bergman
John N. Bergman

Ordinance # _____

Title: BOCC President

NAME	PARCEL I.D.	AMOUNT
Hicks, Scott	L33-183-002-00	Arrowhead \$364.98
Jenkins, Chris	G22-253-006-00	Beverly Hills \$191.73
Wibley, Christopher	G22-251-005-00	Beverly Hills \$191.73
Berner, Anthony	G22-251-001.00	Beverly Hills \$191.73
Hughes, Jeffrey	K31-103-017-00	Pleasantview \$204.07
Baumgardner, Scott	L33-200-128-02	Uniopolis \$180.18
Benfield, Steve	L33-200-049-00	Uniopolis \$180.18
Daum, Tim	L33-200-144-00	Uniopolis \$360.36
Eagle MFG., Inc.	L33-200-172-00	Uniopolis \$180.18
Hern, James	L33- 200-023-00	Uniopolis \$180.18
McComber, Eric	L33-200-040-00	Uniopolis \$180.18
Meyer, Devin	L33-200-059-00	Uniopolis \$333.37
Shaner, Dan	L33-200-024-00	Uniopolis \$180.18
Sprague, Jerry	L33-200-026-00	Uniopolis \$180.18
Hawkey, Ronald	K31-171-035-00	Grand Lake \$323.21
McKee, June	K31-017-007-00	Grand Lake \$316.28

IN THE MATTER OF AUTHORIZING A TRANSFER OF FUNDS FROM CONTINGENCIES FUND TO INSURANCE FUND AS REQUESTED BY THE AUGLAIZE COUNTY AUDITOR'S OFFICE.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 12th day of March, 2020.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Board of County Commissioners received the following correspondence from Accounts Payable Clerk Kassondra Kruse requesting a fund transfer to Fund 089 (Insurance Fund) to help cover the payroll/admin expenses.

Amount:	From:	To:
\$35,000.00	001.1701.538000 (Transfers)	089.0200.400300 (Transfer In).

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the transfer of funds as follows:

From:	001.1701.538000 – Contingencies Fund (Transfers)
Amount:	\$35,000.00
To:	089.0200.400300 (Transfer In)

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

Adopted this
12th day of
March, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman
John N. Bergman

Douglas A. Spencer
Douglas A. Spencer

Don Regula
Don Regula

cc: County Auditor
/ County Administrator