

**IN THE MATTER OF FIXING DATE AND TIME FOR A PUBLIC HEARING FOR THE CLAUSE DITCH AND TO REEVALUATE THE MAINTENANCE BASE ON SAID DITCH PROJECT.**

\*\*\*\*\*  
The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of March, 2023.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Drainage Engineer Sam Philipot presented the following correspondence to the Board on March 7, 2023:

In 1985, the Clause Ditch was petitioned through Soil and Water Conservation District, reconstructed and has since been maintained by the Auglaize County Highway Department. This 2,325 feet of tile drains a watershed of 746 acres and in 1985, cost \$5,611.02 for the installation of the drainage tiles. Since the original construction, the owners within this watershed were systematically, through base assessments, charged a small percentage of their original assessment to keep this project at 100% of its design capacity. After 38 years of our department maintaining this project and using the 1985 construction cost as the base amount, this amount is no longer sufficient enough to keep the account stable due to inflation.

Section 6137 of the Ohio Revised Code allows for us to review such projects and reevaluate the benefits to the owners within this watershed and to reestablish the total cost of the project to revised current prices. After reevaluating the watershed, the new construction base cost for the project is \$21,553.99. This number represents what it would cost today to reconstruct the 2,325 feet of the Clause Ditch as done in 1985 for \$5,611.02. The re-evaluation also has taken into account the many new parcel splits and residences built in the watershed over the past 38 years. This base will be used to generate future collections to reimburse the maintenance account to perform maintenance strictly on this tile ditch such as tile blowouts or replacement and erosion control.

This department has prepared an assessment base for the property owners within the Clause watershed and we are asking the Commissioners to set a date, time and location for the purpose of holding a maintenance hearing as outlined in Section 6137 of the Ohio Revised Code. This department will prepare and mail the notices to the property owners within the watershed.

**THEREFORE BE IT RESOLVED**, the Board of County Commissioners, of Auglaize County, Ohio does hereby set **May 25, 2023 at 1:30 p.m.** in the Assembly Room – 2<sup>nd</sup> Floor located at the Administration Building, 209 S. Blackhoof Street, Wapakoneta, Ohio for the Public Hearing on the reevaluation of the Clause Ditch maintenance base.

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

Adopted this  
21st day of  
March, 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: County Engineer

**IN THE MATTER OF ACCEPTING THE QUOTE FROM NEW SIGNS OHIO LLC FOR THE LED UP LIGHTING PROJECT FOR THE NEW BILL BOARD SIGNS LOCATED AT THE FAIRGROUNDS AND AUTHORIZING EXECUTION OF SAID QUOTE.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of March, 2023.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, New Signs Ohio LLC has submitted a quote of \$11,747.00 to install frame for lights on 33 Billboard and 67 Billboard. The lighting bars will be installed on the top portion of the billboard and bottom ad panel for the LED up lighting project for the new bill board signs at the fairgrounds. Total lump sum price \$11,747.00.

**THEREFORE BE IT RESOLVED** by the Board of Commissioners of Auglaize County, Ohio does hereby approve the quote from New Signs Ohio LLC not to exceed \$11,747.00 for the LED up lighting project at the Fairgrounds. The cost for the project from the Board of County Commissioners (041 Fund); and, **BE IT FURTHER RESOLVED** the Board of Commissioners of Auglaize County, Ohio does authorize the President of the Board, John N. Bergman, to execute said quote.

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

Adopted this  
21st day of  
March, 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: New Signs Ohio LLC  
Fairgrounds

# SIGNS-OHIO

NEW SIGNS OHIO LLC  
8960 BELLEFONTAINE ROAD (SR 117)  
LIMA, OH 45804

DATE: 2/16/2023  
CUSTOMER NAME: Auglazo County Fairgrounds, Ecl. (419) 738-2513  
1001 Fairview Dr, Wapakoneta, OH 45895  
PROJECT NAME: LED up lighting  
QUOTED BY: Dave C  
QUOTE #: Q23-033

- **PROJECT OBJECTIVE:**  
LED up lighting
- **QUOTED PROJECT SCOPE INCLUDES:**
  - Customer assumes responsibility for permits
  - Insect frame for lights on 33 Billboard and 67 Billboard
  - Lighting bars will be installed on the top portions of the billboard and bottom ad panel
- Price is based on 2 Days clear access to work area
- **CLARIFICATIONS**
  - Sales Tax (if applicable will be in addition to this total)
  - Additional trips or modifications due to changes in scope could result in additional cost to customer
  - Electrical work is excluded - Upgrades or modifications to electrical service will not be provided by New Signs Ohio
  - Customer is responsible for adequate electric service to sign location (following applicable electrical codes)

**DEPOSIT DUE UPON ACCEPTANCE**  
\$ 5,100.00

**LEAD TIME**  
10 - 15 Weeks

Lead time begins upon the completion of all of the following: Deposit, Approved artwork, Approved Sign Location, Permit acquisition and Zoning approval  
*This is the earliest date that we can begin work on this project. The lead time is an approximate date.*

**TOTAL LUMP SUM PRICE**  
\$ 11,747.00 Sales tax not included

- **If a Credit Card is used for payment purposes, 3% will be added to the quoted total.**
- The above quoted price is valid for 30 Days from the date of Bid.
- Price is based on our hours of operation Mon thru Friday 8am to 4pm, unless stated differently.
- Price assumes reasonable access to signs and normal digging conditions.
  - Normal digging conditions is defined as being able to dig, pour concrete and set pole in 1 day. A 2nd day will result in extra charges.
- Unless otherwise stated above, Customer is responsible for providing electrical power to within 5' of sign.
- All work to be completed in a safe and workmanlike manner according to Federal, State and Local laws.
- Quote assumes that all quoted features outlined in this quote are accepted in full and project is done in substantially the same time period.
- Breaking out individual components of the project could increase the cost.
- Services and/or conditions beyond what is quoted which require additional labor or materials will result in additional charges for the customer.
- All signage remains the property of New Signs Ohio until all invoices for this project are paid in full. Non-payment may result in removal/repossession of signage.

Offered by:

  
Dave C

Date: 2/15/2023

Accepted by:

  
John N. Bergman  
Customer

Date: 3-21-23

Thank you for allowing New Signs Ohio to quote your sign. If you have any questions or require additional clarification, please do not hesitate to call.

(419)-228-7446

SIGNSOHIO.COM

**IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONEYS CERTIFIED AND NOT APPROPRIATED.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of March, 2023.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board has received a request from the JFS Director Julie Gossard to increase the 2023 Annual Appropriation with moneys that were certified and unappropriated; and,

**WHEREAS**, Family & Children First Council Fund:

**Increase 037.0037.530600 (Contract Services) by \$600.00.**

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2023 Annual Appropriation Resolution to be amended to show the increase as tabulated above.

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

Adopted this  
21st day of  
March, 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:  County Auditor  
 County Administrator  
 JFS

**IN THE MATTER OF ACCEPTING THE PETITION AND BOND FOR THE EWALD SINGLE COUNTY DITCH PROJECT; FIXING DATE OF VIEW AND HEARING FOR SAME.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st day of March, 2023.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on March 15, 2023 the Drainage Technician TJ Place filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by Robert Berg and others as petitioners, to locate the existing tile, replace and install new subsurface tile main and subsurface tile branch and catch basins, make lateral connections, install fittings and elbows, removal and disposal of brush, and place erosion control as needed in order to satisfy the prayer of the Petition. If and when the project has been completed, the landowners shall have the drainage improvements placed on permanent County Maintenance as per Section 6131 and 6133 of the Ohio Revised Code.

Said petition being located in Section 27 of Duchouquet Township, Auglaize County, Ohio;

**Subsurface Tile Main:** Commencing at the subsurface tile outlet located approximately 435 feet east of Cemetery Road and on the southeasterly portion of the property owned by Donald A. Steinke in Section 27, Duchouquet Township, Auglaize County; thence in a northerly direction with a subsurface drain, following the general location of the existing clay tile through properties of John & Martine Limbert and Scott & Amy Kohler (Trustees) for approximately 330 feet and where the subsurface tile main and subsurface tile branch connect; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees), John & Martine Limbert, and Robert & Kathy Berg properties for approximately 1800 feet; thence in a southeasterly direction through the property of Robert Berg for approximately 1000 feet to the property line of Robert Berg /Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 23350 south of Blank Pike.

**Subsurface Tile Branch:** Commencing from the connection on the subsurface tile main and subsurface tile branch on the Scott & Amy Kohler (Trustees) property and following the general location of the existing clay tile; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees) and Robert & Kathy Berg properties for approximately 2650 feet; thence in an easterly direction through the property of Robert Berg for approximately 775 feet to the property line of Robert Berg / Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 630 feet south of Blank Pike.

Said improvement is to be known as the Ewald Single County Ditch.

The above described construction; all cost of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground as described in Section 6131 of the Ohio Revised Code. Exact sizes, depth and location will be depth and location will be determined at the time of the engineering study between the first and second hearings; and,

**WHEREAS**, it appears to said Board that the proper bond has been filed with the petition, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles and schedules, if the prayer of the petition is not granted, or if said petition is for any cause dismissed.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby accept the petition and bond for the Ewald Single Ditch Project; setting the **27th day of April, 2023, at 10:00 a.m., local time**, meeting on 15496 Cemetery Road as the time and place for the view thereon; and,

**BE IT FURTHER RESOLVED** that the **8th day of June, 2023 at 1:30 p.m. local time**, in the Assembly Room – 2<sup>nd</sup> Floor, Administration Building, Wapakoneta, Ohio, be and the same is hereby fixed as the time and place for the first hearing on the petition; and,

**BE IT FURTHER RESOLVED** that notice of said view and hearing to be given as requested by law.

Commissioner Bambauer seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:  
Adopted this  
21st day of  
March, 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

# SINGLE COUNTY DITCH PETITION

Revised Code, Secs. 6131.04; 6133.02, .03

To the Board of Auglaize County Commissioners Wapakoneta, Ohio, \_\_\_\_\_, 2023

In the Matter of the EWALD Single County Ditch;

**Proceedings to:** To investigate the feasibility to replace an existing subsurface tile, install catch basins, make connections, and install sub-mains if required. If and when the project has been completed, the landowners shall have the drainage improvements placed on Permanent County Maintenance as per Section 6131 and 6133 of the Ohio Revised Code.

Petitioned for by: **ROBERT BERG** and others,

*The undersigned hereby makes application to your honorable body for:* To locate the existing tile, replace and install new subsurface tile main and subsurface tile branch and catch basins, make lateral connections, install fittings and elbows, removal and disposal of brush, and place erosion control as needed in order to satisfy the prayer of the Petition.

*The construction of the improvement is necessary, and will be conducive to the public welfare. The following is the course and termini of said improvement, to wit:*

### SUBSURFACE TILE MAIN

Commencing at the subsurface tile outlet located approximately 435 feet east of Cemetery Road and on the southeasterly portion of the property owned by Donald A. Steinke in Section 27, Duchouquet Township, Auglaize County; thence in a northerly direction with a subsurface drain, following the general location of the existing clay tile through properties of John & Martine Limbert and Scott & Amy Kohler (Trustees) for approximately 330 feet and where the subsurface tile main and subsurface tile branch connect; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees), John & Martine Limbert, and Robert & Kathy Berg properties for approximately 1800 feet; thence in a southeasterly direction through the property of Robert Berg for approximately 1000 feet to the property line of Robert Berg / Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 2350 south of Blank Pike.

### SUBSURFACE TILE BRANCH

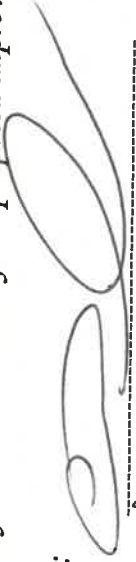
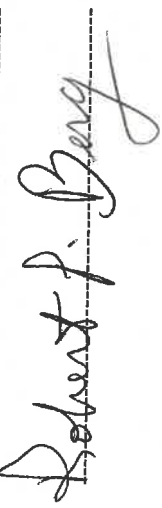
Commencing from the connection on the subsurface tile main and subsurface tile branch on the Scott & Amy Kohler (Trustees) property and following the general location of the existing clay tile; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees) and Robert & Kathy Berg properties for approximately 2650 feet; thence in an easterly direction through the property of Robert Berg for approximately 775 feet to the property line of Robert Berg / Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 630 feet south of Blank Pike

The exact size(s) or dimensions and location(s) of said ditch construction shall be determined by the Auglaize County Engineer at the time of the Survey and Design of the proposed drainage petition.

*All cost of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground. Exact sizes, depth and location will be determined at the time of the engineering study between the first and second hearings.*

*A list of names and addresses, where known, of all landowners which the Petitioner claims will be benefitted or damaged by the construction of the proposed improvement is attached.*

Petitioners:

  
\_\_\_\_\_  
  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**BOND FOR THE EWALD DITCH PETITION**  
**(TO BE FILED WITH THE DITCH PETITION)**

Revised Code, Sec. 6131.06

**KNOW ALL MEN BY THESE PRESENTS; That we, Robert Berg as principal, and as sureties, are held and firmly bound unto the State of Ohio, in the sum of **FIFTEEN HUNDRED DOLLARS (\$1,500.00)** 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 at Wapakoneta, Ohio, on this*

\_\_\_\_\_ day of \_\_\_\_\_ 2023.



THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the

\_\_\_\_\_ day of \_\_\_\_\_ 2023.

**Robert Berg and others have filed their petition with the Clerk of the County Commissioners To locate the existing tile, replace and install new subsurface tile main and subsurface tile branch and catch basins, make lateral connections, install fittings and elbows, removal and disposal of brush, and place erosion control as needed in order to satisfy the prayer of the Petition.**

*Petitioned for by Robert Berg and others, the following being the course and termini of said proposed improvement, to-wit:*

**SUBSURFACE TILE MAIN**

**Commencing at the subsurface tile outlet located approximately 435 feet east of Cemetery Road and on the southeasterly portion of the property owned by Donald A. Steinke in Section 27, Duchouquet Township, Auglaize County; thence in a northerly direction with a subsurface drain, following the general location of the existing clay tile through properties of John & Martine Limbert and Scott & Amy Kohler (Trustees) for approximately 330 feet and where the subsurface tile main and subsurface tile branch connect; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees), John & Martine Limbert, and Robert & Kathy Berg properties for approximately 1800 feet; thence in a southeasterly direction through the property of Robert Berg for approximately 1000 feet to the property line of Robert Berg / Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 2350 south of Blank Pike.**

**SUBSURFACE TILE BRANCH**

**Commencing from the connection on the subsurface tile main and subsurface tile branch on the Scott & Amy Kohler (Trustees) property and following the general location of the existing clay tile; thence in a northeasterly direction through the Scott & Amy Kohler (Trustees) and Robert & Kathy Berg properties for approximately 2650 feet; thence in an easterly direction through the property of Robert Berg for approximately 775 feet to the property line of Robert Berg / Janet & Leopard Tobe and here to terminate approximately 2300 feet west of Bachman Road and approximately 630 feet south of Blank Pike**

**The exact size(s) or dimensions and location(s) of said ditch construction shall be determined by the Auglaize County Engineer at the time of the Survey and Design of the proposed drainage petition.**

*Now, if the said Robert Berg and others, will pay the cost of all notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles, and schedules, if the prayer of the petition is not granted or if said petition is for any cause dismissed, then this obligation shall be void, otherwise, it shall be and remain in full force and virtue in law.*

*The above bond is approved this \_\_\_\_\_ day of \_\_\_\_\_, 2023,*

  
\_\_\_\_\_  
Auglaize County Auditor

  
\_\_\_\_\_  
Petitioner

  
\_\_\_\_\_  
co-petitioner or landowner

**IN THE MATTER OF AUTHORIZING THE QUOTE WITH SCHMIESING TREE SERVICE FOR THE TREE TRIMMING PROJECT AT THE COURTHOUSE.**

\*\*\*\*\*  
The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 21st of March, 2023.

Commissioner Spencer moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, it has been determined after examination with the Regional Urban Forester that the Courthouse trees need to be pruned and one ash tree to be removed; and,

**WHEREAS**, three quotes were obtained by the Maintenance Supervisor Jeff Perry for providing all labor and material for the removal of the ash tree and the pruning of the remaining trees; and,

**WHEREAS**, the Board of Auglaize County Commissioners reviewed the quotes and determined to proceed with Schmiesing Tree Service from New Bremen, Ohio; and,

**WHEREAS**, the quote from Schmiesing Tree Service to provide all necessary equipment to provide professional service. Our workers wear safety equipment as recommended by the Tree Service Industry. The following is the description of the tree work to be done at the Courthouse:

- Cut down one (1) Ash tree on West side of building
- Proper trim on two (2) Crab Apple trees on West side of building
- Uplift and trim back from flagpole one (1) Gum tree
- Proper trim two (2) Locust trees; uplift and trim back from building and overhanging limbs over street / sidewalk
- Minor dead wooding and uplifting on two (2) Maple trees on East and South side of building
- Two (2) small trees on either side of main entrance minor uplifting
- Chip brush and clean-up debris
- Remove all wood from property
- Use of our 65 ton crane for safe and efficient removal work
- Grind out one (1) stump and remove majority of stump chips, add fill dirt and level-off with skid loader
- Total Cost \$4,150.00.

**NOW THEREFORE BE IT RESOLVED** by the Board of Commissioners of Auglaize County does hereby approve the necessary quote for the Tree Trimming Project at the Courthouse and does accept the quote from Schmiesing Tree Service as quoted above; and,

**BE IT FURTHER RESOLVED** that the Board does authorize Schmiesing Tree Service to proceed with the Tree Trimming Project at the Courthouse at an estimated cost of \$4,150.00 and the funds will be encumbered out of the general fund – contract services 001.0402.530600.

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

Adopted this  
21st day of  
March, 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:* Maintenance Supervisor  
Schmiesing Tree Service