

**IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS FOR HERBICIDES TO BE USED BY THE HIGHWAY DEPARTMENT DURING THE 2009 SEASON; AWARDED BID TO TOWNSEND CHEMICAL DIVISION.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of March 2009.

Commissioner Regula moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, on March 19, 2009, the date set by the Board of County Commissioners in Resolution #09-87, dated March 5, 2009, the following companies submitted bids for the purchase of herbicides for control of noxious weeds to be used by the Highway Department during 2009:

From: Alenza, 100 N. Conahan Drive, Hazelton, PA 18201  
Townsend Chemical Division, 9211 E. Jackson Street, Selma, IN 47383

and,

**WHEREAS**, the bids were given to Chief Deputy Engineer Gary Kuck and County Engineer Doug Reinhart for review and comparison; and,

**WHEREAS**, a verbal recommendation to award the bid to Townsend Chemical Division was given to the Board of County Commissioners by Engineer Reinhart.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby document the receipt of bids for herbicide materials to be used by the County Highway Department during the 2009 season; and,

**BE IT FURTHER RESOLVED** that the Board, pursuant to Engineer Reinhart's recommendation, does hereby award the bid for said herbicide materials purchase to Townsend Chemical Division.

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

Adopted this  
24th day of  
March, 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 RECEIVING BIDS FOR THE PURCHASE OF BULK ROCK SALT TO BE USED ON THE COUNTY ROADWAYS; BID AWARD WITHHELD UNTIL ENGINEER SUBMITS A RECOMMENDATION.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 24th day of March, 2009.

Commissioner Regula moved the adoption of the following

**RESOLUTION**

**WHEREAS**, this being the date set in Resolution #09-86, dated March 5, 2009, the Board of County Commissioners received and opened the following bids for the purchase of treated bulk rock salt to be used by the Highway Department:

From: North American Salt Company	<b>Bid: \$68.20</b>
Cargill Inc.-Deicing Technology Business Unit	<b>Bid: \$73.10</b>
Central Salt	<b>Bid: \$74.18</b>
Morton Salt	<b>Bid: \$84.57</b>

"No bid" responses were received from:

- International Salt Co.,
- The Detroit Salt Company
- American Rock Salt Co., LLC

**WHEREAS**, the bids, as presented, were given to the County Engineer for review and comparison; and,

**WHEREAS**, the Board requested a letter of recommendation as to bid award be submitted by the County Engineer before award is determined.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby document receipt of bids for bulk rock salt for the County Highway Department; withholding bid award until such time that the County Engineer submits a Letter of Recommendation.

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

Adopted this  
24th day of  
March, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, js  
Douglas A. Spencer

Don Regula, DR  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: ✓ County Engineer - Doug Reinhart

**IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE A SUBORDINATION AGREEMENT IN REGARDS TO CC PROPANE COMPANY REVOLVING LOAN FUND NUMBER CCP.**

\*\*\*\*\*  
The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of March, 2009.

Commissioner Regula moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the State of Ohio, Department of Development and the Auglaize County RLF, provides financial assistance to local governments for the purpose of addressing local needs; and

**WHEREAS**, Auglaize County lent funds to CC Propane Company, in the amount of \$75,000, through the Auglaize County RLF; and

**WHEREAS**, CC Propane Company wishes to refinance their first lien note with Sky Bank;

**WHEREAS**, Minster Bank has agreed to refinance the first lien balance in the amount of \$182,000 and the City of Wapakoneta has agreed to subordinate to the first and second lien in the amount of \$40,000.

**THEREFORE, BE IT RESOLVED** that the Board of Auglaize County Commissioners does hereby authorize Douglas A. Spencer, as President of the Board of County Commissioners, to execute any required legal documentation and to execute such subordination to Minster Bank in the amount of \$182,000.

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

Adopted this  
24th day of  
March, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Doug Spencer, yes  
Doug Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: West Central Development Corporation

## SUBORDINATION OF UCC

This Subordination Agreement is made February 27, 2009, by Minster Bank FKA Minster State Bank and the AUGLAIZE COUNTY BOARD OF COMMISSIONERS, C/O WEST CENTRAL PARTNERSHIP, INC. has agreed to subordinate the existing UCC to a lien of \$182,000.00 of the New UCC of Minster Bank FKA Minster State Bank under the following circumstance:

A. Minster Bank FKA Minster State Bank is the holder of an UCC executed by CC Propane Company, ("Borrower"), to Minster Bank FKA Minster State Bank dated February 27, 2009 and filed for record on February 27, 2009, in UCC No. OH00133023806 at the Ohio Secretary of State, which is a lien on the following business assets to wit:

INVENTORY: All inventory held for ultimate sale or lease, or which has been or will be supplied under contracts of service, or which are raw materials, work in process, or materials used or consumed in Debtor's business. EQUIPMENT: All equipment including, but not limited to, machinery, vehicles, furniture, fixtures, manufacturing equipment, farm machinery and equipment, shop equipment, office and record keeping equipment, parts, and tools. The property includes any equipment described in a list or schedule Debtor gives to Secured Party, but such a list is not necessary to create or perfect a valid security interest in all of Debtor's equipment. ACCOUNTS AND OTHER RIGHTS TO PAYMENT: All rights to payments, whether or not earned by performance, including, but not limited to, payment for property or services sold, leased, rented, licensed, or assigned. This includes any rights and interests (including all liens) which Debtor may have by law or agreement against any account debtor or obligor of Debtor. GENERAL INTANGIBLES: All general intangibles including, but not limited to, tax refunds, patents and applications for patents, copyrights, trademarks, trade secrets, good will, trade names, customer lists, permits and franchises, payment intangibles, computer programs and all supporting information provided in connection with a transaction relating to computer programs, and the right to use Debtor's name.

B. AUGLAIZE COUNTY BOARD OF COMMISSIONERS, C/O WEST CENTRAL PARTNERSHIP, INC. is the holder of an UCC for Sweede Enterprises, LLC, dated December 9, 2005 and filed number OH00096501783, with the Ohio Secretary of State (the "New UCC"), which is also a lien on the business Assets described above for CC Propane Company.

C. As part of the consideration and to induce the Minster Bank FKA Minster State Bank to make a loan to CC Propane Company, the AUGLAIZE COUNTY BOARD OF COMMISSIONERS, C/O WEST CENTRAL PARTNERSHIP, INC. has agreed to subordinate the existing UCC to a lien of \$182,000.00 of the New UCC of Minster Bank FKA Minster State Bank upon the terms and conditions set forth in this agreement.

NOW, THEREFORE, Minster Bank FKA Minster State Bank (Bank) and Borrower agree as follows:

1. AUGLAIZE COUNTY BOARD OF COMMISSIONERS, C/O WEST CENTRAL PARTNERSHIP, INC. subordinates the Existing UCC to a lien of \$182,000.00 of the new UCC



**IN THE MATTER OF APPROVING A CONTRACT FOR CHILD CARE SERVICES BETWEEN THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND RHODE STATE CAMPUS CHILD CARE AS A FULL SERVICE CARE PROVIDER.**

\*\*\*\*\*

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of March, 2009.

Commissioner Regula moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Auglaize County Department of Job & Family Services presented the Board with a contract for full child care services as follows,:

Provider: **Rhode State Campus Child Care – effective March 1, 2009 to February 28, 2010;**  
and,

**WHEREAS**, the Board was solicited to approve and execute said contract.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the contract, as presented, for effective dates as mentioned above, between Auglaize County Department of Job & Family Services Rhode State Campus Child Care for child care services for said department; and,

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

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

Adopted this  
24th day of  
March, 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 Job & Family Services Dept. –  
Michael Morrow