

IN THE MATTER OF OPPOSING A LEGISLATIVE AMENDMENT TO THE STATE STATUTORY AND ALTERNATIVE FORMULAS FOR DISTRIBUTING LOCAL GOVERNMENT FUNDS (LGF) WITHIN COUNTIES.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the current state budget cut the LGF by 50% resulting in a 50%-reduction to this important revenue source to Auglaize County; and,

WHEREAS, the current state budget accelerated the phase out of the tangible personal property tax and public utility tax reimbursements to Auglaize County resulting in a loss to the county general fund in calendar years 2011, 2012, and 2013; and,

WHEREAS, Auglaize County has experienced a significant decline in real property tax collections over the past 5 years for the first time since the Great Depression; and,

WHEREAS, Auglaize County has experienced over an 80% decline in county investment earnings over the past five years resulting in a dramatic loss of funding from this important local revenue source to the county general fund; and,

WHEREAS, the Auglaize County general fund has declined over the past several years undermining the ability of the county to provide vital services to the people of Auglaize County; and,

WHEREAS, the county share of gross casino revenue taxes received in the latter half of 2012 and in the first half of 2013 represents a completely new and as yet unreliable revenue source that will not stabilize until at least 2015 after seven racinos are relocated and/or operating and all four casinos have a record of gaming activity upon which reliable estimates of gross casino revenue taxes may be based.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Auglaize County, Ohio, hereby opposes amendments to state law resulting in a reduction in the share of the county undivided local government allocated to Auglaize County; and,

THEREFORE, BE IT FURTHER RESOLVED, that the clerk is directed to send a copy of this resolution to Senator Faber, Senator Hite, Representative Buchy and Representative Burkley.

Commissioner Spencer 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
May, 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

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS FOR BITUMINOUS MATERIALS TO BE USED BY THE HIGHWAY DEPARTMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, this being the date set in Resolution #13-179, dated April 11, 2013, the Board of County Commissioners received bids from the following companies for bituminous materials to be used by the County Highway Department during the summer season:

- From: Asphalt Technologies LTD, 219 1/2 W. High St., P.O. Box 121, Edison, Ohio 43320
- K-Tech Specialty Coatings, Inc., P.O. Box 428, Ashley, Indiana 46705
- Terry Asphalt Materials, Inc., 8600 Berk Blvd., Hamilton, Ohio 45015
- Asphalt Materials, Inc., 940 N. Wynn Rd., Oregon, Ohio 43616
- Shelly Materials, Inc., 1700 Fostoria Ave, Ste. 200, P.O. Box 3100, Findlay, Ohio 45840

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby document the receipt of the above bids; and,

BE IT FURTHER RESOLVED that as the purpose of receiving above mentioned bids is to establish prices for the purchasing of bituminous materials by the County Engineer throughout the 2013 season; said bids were given to the Engineer; to be used at his own discretion throughout the season in the best interest of the county.

Commissioner Spencer 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
May, 2012

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: Auglaize County Engineer -
Doug Reinhart

IN THE MATTER OF AUTHORIZING THE RIGHT OF ENTRY AGREEMENT WITH TIME WARNER CABLE FOR THE LEC BUILDING.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners was presented by the Auglaize County Sheriff Allen Solomon with a Right of Entry Agreement from Time Warner Cable Midwest LLC, a Delaware limited liability company dba Time Warner Cable for a non-exclusive right of entry for ingress and egress to the property and building located at 1051 Dearbaugh Ave, Wapakoneta, Ohio 45895 for said Department; and,

WHEREAS, under this agreement, Time Warner will access the building for the purpose of installing, operating, repairing, replacing, removing and maintaining all necessary equipment, including, without limitation, lines, wires, poles, conduits, pipes, converters, amplifiers, splitters, lock boxes and facilities in order to sell, market, and provide Operator's cable television, data, Internet, telecommunication and other entertainment services to occupants of the property; and,

WHEREAS, the term of this Agreement commences on the Commencement date and shall remain in full force and effect until the later of: (a) the date that is 5 years after the Commencement Date; or (b) the date that is 6 months after the date that Operator ceases to provide services to occupant at the property.

THEREFORE BE IT RESOLVED by the Board of Commissioners of Auglaize County, Ohio does hereby approve and authorize the Right of Entry Agreement for the Law Enforcement Center building located at 1051 Dearbaugh Ave, Wapakoneta, Ohio 45895 as per the stipulation of the agreement ; and,

BE IT FURTHER RESOLVED that said Board does authorize Don Regula, as President of the Board, to execute said agreement

Commissioner Spencer 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 May, 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

County Commissioners Office
Auglaize County, Ohio
May 9, 2013

NO. 13-217

IN THE MATTER OF DOCUMENTING THE RECEIPT OF BIDS FOR THE KLOSTERMAN TILE DITCH PROJECT; AWARDING THE CONTRACT TO GERDING DITCHING LLC.

The Board of Auglaize County Commissioners met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on March 12, 2013, Resolution #13-131 the Board of County Commissioners set April 30, 2013 at 11:00 a.m. as the date to receive bids for the Klosterman Tile Ditch Project; and,

WHEREAS, the following bids for labor and materials was received:

From: Cy Schwieterman, Inc.	\$61,727.50,	
Gerding Ditching LLC	\$59,459.50	
Engineer's Estimate was \$72,323.75		and,

WHEREAS, bids were given to the County Engineer personnel for review and comparison and upon review of the bids, as received, the County Engineer recommended the award be presented to Gerding Ditching LLC for the Klosterman Tile Ditch project as its bid is a good and complete bid.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby award the bid for the construction of Klosterman Tile Ditch project to Gerding Ditching LLC in the amount of \$59,459.50; and,

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare the contract and bond and, having secured the signatures of said bidder and its surety, present the same to the Board of County Commissioners for approval and execution; and,

BE IT STILL FURTHER RESOLVED that the whole of such work shall be completed and all material furnished by December 15, 2013 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.

Commissioner Spencer 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
May, 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 Engineer

**IN THE MATTER OF AUTHORIZING THE HARDWARE PURCHASE TO IMPLEMENT THE POINT
CLICK CARE SOFTWARE FROM INTEGRATED HEALTH SYSTEMS, INC. AT AUGLAIZE ACRES.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Administrator Connie Pierce has obtained a quotation for the hardware needed to implement the Point of Care portion of Point Click Care which includes installation and setup of the equipment from Integrated Health Systems, Inc; and,

WHEREAS, a recommendation was submitted to the Board from Administrator Pierce that Auglaize Acres be authorized to purchase the hardware for Point Click Care in the amount of \$8,860.75; and,

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the purchase of the hardware which includes installation and setup for the Point Click Care for Auglaize Acres; and,

BE IT FURTHER RESOLVED that said Board authorizes President of the Board to execute the paperwork for the purchase of said mentioned hardware.

Commissioner Spencer 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
May, 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: Auglaize Acres – Connie Pierce

County Commissioners Office
Auglaize County, Ohio
May 9, 2013

No. 13-219

IN THE MATTER OF AUTHORIZING THE LEASE AGREEMENT BETWEEN LAURA KELLEY AND THE AUGLAIZE COUNTY COMMISSIONERS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, a commercial lease agreement between the Board of Auglaize County Commissioners and Laura Kelley and terms of said lease are agreeable for the county owned property at 604 S. Blackhoof St., Wapakoneta, Ohio, and described as the center office space (725 square feet of office space and 1000 square feet of storage space) in the Title Office building; and,

WHEREAS, said lease agreement will be for an initial term beginning **September 1, 2013** and ending **August 31, 2014**. Tenant shall pay during the initial term rental \$548.10 per month and agrees to pay \$941.86 if the following improvements are made:

- Increase current size to 1176 square feet,
- Office space walls, shall be dry-walled, sealed and painted at the owner's expense,
- Office space floor shall be tiled at the owner's expenses and at the owner's discretion with regard to color, size and patten of the tile,
- All demolition for the renovation of the office space shall be at the owner's expense,
- Owner shall construct, within the confines of the office space, a small storage room to be used at the tenant's discretion provided Section 3. Use shall not be violated.
- When the owner decides it is appropriated (which may or may not be during the term of this lease agreement), the owner shall repair and/or repave/repaint the parking lot to be used by the tenant's customers.

Each payment shall be due by the 5th day of each calendar month during the lease.

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the lease agreement with Laura Kelley for office and storage space at 604 South Blackhoof St. at the terms so stated above; and,

BE IT FUTHER RESOLVED, that the Board of County Commissioners does authorize the President of the Board to execute said lease agreement.

Commissioner Spencer 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
May, 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: Laura Kelly
Clerk of the Board

County Commissioners' Office
Auglaize County, Ohio
May 9, 2013

No. 13-220

IN THE MATTER OF AUTHORIZING A CHANGE ORDER #1 FOR HOUSING REHABILITATION FOR CARLA PATTON UNDER THE C.H.I.P. PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 9th day of May, 2013.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners did receive a grant through the State of Ohio's Comprehensive Housing Improvement Program for the rehabilitation of housing units within the County; and,

WHEREAS, in Resolution #13-186, dated April 16, 2013, the Board approved rehabilitation to the property of Carla Patton at a cost of \$38,632.00; and,

WHEREAS, Poggemeyer Design Group Inc. has advised the Board of the need for a change order #1 in the amount of \$350.00; said change order is to install new bathroom door and lockset; and,

WHEREAS, this change order will alter the new cost to \$38,982.00.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does hereby authorize the above noted change order for housing rehabilitation work for the Carla Patton property.

Commissioner Spencer 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
May, 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
Esther Leffel – BOCC Clerk