

County Commissioners Office
Auglaize County, Ohio
November 23, 2021

NO. #21-494

IN THE MATTER OF AUTHORIZING A CONTRIBUTION TO THE BUSINESS ENTERPRISE CENTER OF WRIGHT STATE UNIVERSITY.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of November, 2021.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, Wright State University has successfully provided, since 2003, a Business Enterprise Center which has given counseling to many Auglaize Countians and conducted training classes at the University Lake Campus for business owners over a variety of topics; and,

WHEREAS, the University is now conducting an annual campaign to continuously fund the counseling program and has requested the support of Auglaize County for its continued financial assistance in supporting the Center's counseling efforts for small businesses within the area; and,

WHEREAS, any contribution which Auglaize County would submit would be used for Auglaize County businesses only.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the contribution of \$1,500.00 to be presented to Wright State University for its Business Enterprise Center for counseling as mentioned above; and,

BE IT FURTHER RESOLVED that said Board authorizes the Clerk of the Board to proceed with the necessary steps to cause the payment of \$1,500.00, made payable to Wright State University, from the Economic Development Fund.

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

Adopted this
23rd day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes

David Bambauer, Yes

John N. Bergman, Yes

cc: Clerk of the Board
Wright State University – Carol Jones

IN THE MATTER OF APPROVING THE CONTRACT AND BOND FOR LIEBRECHT EXCAVATING FOR THE SEIBERT DITCH PROJECT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of November, 2021.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Engineer's office has filed with this Board a contract and bond from Liebrecht Excavating for labor and materials for said Seibert 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 Liebrecht Excavating as presented, for the Seibert 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 Bambauer seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
23rd day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes
Douglas A. Spencer

David Bambauer, Yes
David Bambauer

John N. Bergman, Yes
John N. Bergman

cc: County Engineer

DITCH CONTRACT

Revised Code, Sec . 6131.41

In the Matter of the SEIBERT DITCH SINGLE County Ditch Petitioned for by HUGH SEIBERT and NOBLE TOWNSHIP TRUSTEES.

THIS AGREEMENT, made and entered into on this 23rd day of November, 2021.

By and between the County Commissioners of AUGLAIZE COUNTY, Ohio, and hereinafter designated as "First Party," and LIEBRECHT EXCAVATING of 23479 BRICKNER ROAD DELPHOS OHIO, 45833 hereinafter designated as "Second Party."

WITNESSETH, THAT SAID "SECOND PARTY," For and in consideration of the sum of EIGHTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY ONE AND 50/100 (\$87,871.50) 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 SEIBERT DITCH improvement petitioned for by HUGH SEIBERT and NOBLE TOWNSHIP TRUSTEES, 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 SEIBERT 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 SEIBERT DITCH may require. The whole to be completed to the satisfaction and acceptance of said "First Party" on or before the 30th Day of September, 2022, 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 EIGHTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY ONE AND 50/100 (\$87,871.50) 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 LIEBRECHT EXCAVATING of 23479 BRICKNER ROAD DELPHOS OHIO, 45833 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

Brend Lubrecht
signed

Ronette Hill
witness

Liebrecht Excavating
company

T. S. Flare
witness

23479 Brickner Rd
street

Delphos OH 45833
city, state, zip

The above Contract being good and sufficient is approved this 23rd day of November, 2021.

Paul A. Sunc
commissioner

David Bamber
commissioner

John N. Bergner
commissioner

BOND OF DITCH CONTRACTOR

Revised Code, Sec. 6131.42

In the Matter of the SEIBERT DITCH

Single County Ditch No.

ON CONTRACT FOR WORK AND LABOR
AND MATERIALS

Petitioned for by HUGH SEIBERT and NOBLE TOWNSHIP TRUSTEES

KNOW ALL MEN BY THESE PRESENTS, *that we, LIEBRECHT EXCAVATING of 23479 BRICKNER ROAD DELPHOS OHIO, 45833, as Principal, and AUTO-OWNERS (MUTUAL) 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 EIGHTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY ONE AND 50/100 (\$87,871.50) Dollars, WHICH IS 100% OF THE DITCH CONTRACT, 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 17 *day of* NOVEMBER, 2021.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, whereas, the above Bound LIEBRECHT EXCAVATING of 23479 BRICKNER ROAD DELPHOS OHIO, 45833 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 SEIBERT DITCH improvement petitioned for by HUGH SEIBERT and NOBLE TOWNSHIP TRUSTEES specified in said Contract, to the satisfaction and acceptance of the County Engineer, on or before the 30th Day of September, 2022, for the compensation of EIGHTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY ONE AND 50/100 (\$87,871.50) Dollars. (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 LIEBRECHT EXCAVATING of 23479 BRICKNER ROAD DELPHOS OHIO, 45833 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

David Liebrecht
Signed

Ronette Hill
witness

Liebrecht Excavating
company

T. S. Plass
witness

23479 Brickner Rd
street

Delphos, OH 45833
city, state, zip

The above Bond being good and sufficient is approved this 23rd day of November, 2021.

Raymond Sene
commissioner

David Bambara
commissioner

John W. Bergman
commissioner

IN THE MATTER OF ACCEPTING THE PETITION AND BOND FOR THE LUSK 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 23rd day of November, 2021.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on November 15, 2021, the Drainage Technician TJ Place filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by Larry Neuman and others as petitioners, to petition to investigate the feasibility to replace an existing subsurface tile, install catch basins, make connections, and install sub-mains if required 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 place on Permanent County Maintenance as per Section 6131 and 6137 of the Ohio Revised Code.

Said petition being located in Section 36 of Union Township, Auglaize County, Ohio;

Main Tile: Commencing on at the headwall of the Thrush county maintained open ditch located in the Southwest Quarter of Section 36 in Union Township, and North and Northwest across the Larry Neuman property (L34-036-003-01) for approximately 1,500 feet and there to terminate at the North property line of parcel L34-036-003-01.

Branch #1: Commencing 200 feet South of Larry Neuman (L34-036-003-01) North property line located in the Southwest Quarter of Section 36 in Union Township, and West across the Larry Neuman property (L34-036-003-01) for approximately 250 feet and there to terminate at the West property line of parcel L34-036-003-01.

Said improvement is to be known as the Lusk 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.

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 Lusk Single Ditch Project; setting the **11th day of January, 2022, at 1:30 p.m., local time**, meeting at the Assembly Room - 2nd Floor, 209 S. Blackhoof Street, Wapakoneta, Ohio as the time and place for the view thereon; and,

BE IT FURTHER RESOLVED that the **15th day of February, 2022 at 1:30 p.m. local time**, in the Assembly Room - 2nd 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
23rd day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Douglas A. Spencer


David Bambauer


John N. Bergman

 cc: County Engineer

SINGLE COUNTY DITCH PETITION

Revised Code, Secs. 6131.04; 6133.02, .03

To the Board of Auglaize County Commissioners Wapakoneta, Ohio, November 15, 2021

In the Matter of the LUSK Single County Ditch;

LOCATE, INSTALL SUBSURFACE TILE and CATCH BASINS, ATTACH and INSTALL LATERALS, REMOVE OBSTRUCTIONS, IMPROVE SURFACE DRAINAGE, and INSTALL EROSION CONTROL STRUCTURES

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: **LARRY NEUMAN** and others,

The undersigned hereby makes application to your honorable body for: To locate the existing tile, replace and install new subsurface tile 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:

MAIN TILE

Commencing at the headwall of the Thrush county maintained open ditch located in the Southwest Quarter of Section 36 in Union Township, and North and Northwest across the Larry Neuman property (L34-036-003-01) for approximately 1,500 feet and there to terminate at the North property line of parcel L34-036-003-01.

BRANCH #1

Commencing 200 feet South of Larry Neuman (L34-036-003-01) North property line located in the Southwest Quarter of Section 36 in Union Township, and West across the Larry Neuman property (L34-036-003-01) for approximately 250 feet and there to terminate at the West property line of parcel L34-036-003-01.

NOV 15 2021

Board of
County Commissioners
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 benefiting 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:

Larry Neuman

BOND FOR THE LUSK SINGLE DITCH PETITION
(TO BE FILED WITH THE DITCH PETITION)

Revised Code, Sec. 6131.06

KNOW ALL MEN BY THESE PRESENTS; That we, **LARRY NEUMAN** 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.

RECEIVED

Signed by us and dated at Wapakoneta, Ohio, on this

NOV 15 2021

_____ day of _____ 2021. Board of County Commissioners

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

_____ day of _____ 2021.

LARRY NEUMAN and others have filed their petition with the Clerk of the County Commissioners To install subsurface tile, make lateral connections to existing drainage lines, install fittings and elbows, and place catch basins or manholes as required to satisfy the prayer of the petition.

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

MAIN TILE

Commencing at the headwall of the Thrush county maintained open ditch located in the Southwest Quarter of Section 36 in Union Township, and North and Northwest across the Larry Neuman property (L34-036-003-01) for approximately 1,500 feet and there to terminate at the North property line of parcel L34-036-003-01.

BRANCH #1

Commencing 200 feet South of Larry Neuman (L34-036-003-01) North property line located in the Southwest Quarter of Section 36 in Union Township, and West across the Larry Neuman property (L34-036-003-01) for approximately 250 feet and there to terminate at the West property line of parcel L34-036-003-01.

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 **LARRY NEUMAN** 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 15 day of November, 2021


Janet Schuler
Auglaize County Auditor


Larry L. Neuman
Petitioner


Darrell Spencer
co-petitioner or landowner

IN THE MATTER OF GRANTING AN ANNEXATION OF 2.91 ACRES, MORE OR LESS, TO THE VILLAGE OF NEW BREMEN FROM GERMAN TOWNSHIP; PETITIONED BY FAITH ALLIANCE CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE; FILED BY JASON THIS, AGENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of November, 2021.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on November 22, 2021, a petition for annexation of 2.91 acres, more or less, was filed as an Expedited Type 1, with the Office of the Board of County Commissioners by Jason This named as Agent for petitioners Faith Alliance Church of the Christian and Missionary Alliance; and,

WHEREAS, the requirements for the filing of said petition were all met by Agent This, including:

- 1.) The petition meets all the requirements set forth in, and was filed in the manner provided, in the Ohio Revised Code Section 709.022.
 - 2.) The persons who signed the petition represent 100% of the owners of the property; signatures having been obtained in the time frame required.
 - 3.) An accurate legal description of the perimeter of the territory proposed to be annexed.
 - 4.) An accurate map or plat of the territory.
 - 5.) Named the party acting as agent for the petitioners.
 - 6.) A list of all tracts, lots or parcels in the territory proposed to be annexed and all tracts, lots or parcels located adjacent to the territory to be annexed, listing the name of owner, mailing address and permanent parcel number from the County Auditor's system (ORC 319.28).
 - 7.) An annexation agreement of the Village of New Bremen and German Township as provided for in ORC 709.192.
- and,

WHEREAS, the petitioners requested that the special procedure be used and waived their right to appeal any action taken by the Board of County Commissioners; and,

WHEREAS, the Board determined that this annexation is in order, meeting all criteria.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby approve and grant the annexation of 2.91 acres, more or less, to the Village of New Bremen as petitioned by Faith Alliance Church of the Christian and Missionary Alliance pursuant to ORC Section 709.022.

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

Adopted this
23rd day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer
Douglas A. Spencer

David Bambauer
David Bambauer

John N. Bergman
John N. Bergman

cc: County Auditor
 County Engineer
 Jason This, Agent
 German Township Trustees
 Village of New Bremen

RECEIVED

NOV 22 2021

Board of
County Commissioners

ANNEXATION PETITION

The undersigned, FAITH ALLIANCE CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE, NEW BREMEN, OHIO, a Ohio non-profit corporation, (Ohio Secretary of State Charter Number 21840) hereinafter referred to as Petitioners, are owners of the following real property located in the Township of German, County of Auglaize and State of Ohio, to-wit:

Tract One:

Exhibit "A" Legal Description as noted in Volume 254, Pages 0897-0898, Auglaize County Recorder's Official Records is owned by FAITH ALLIANCE CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE, NEW BREMEN, OHIO.

Prior Deed Reference: Volume 254, Pages 897-898, Auglaize County Recorder's Official Records.

Tax Parcel No. C09-010-070-01

Premises known as 6670 Knoxville Avenue, New Bremen, Ohio 45869

A copy of the plat of the real estate is attached to this petition.

The owners of the real estate and the mailing address are the following:

FAITH ALLIANCE CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE, NEW BREMEN, OHIO, whose address is 670 Knoxville Avenue, New Bremen, Ohio 45869.

Petitioners represent that they are One Hundred Percent (100%) of the owners of the property described above.

Petitioners therefore petition to annex their property to the Village of New Bremen from the Township of German pursuant to Ohio Revised Code Section 709.022. The petitioners represent that the property is not unreasonably large and that on balance, the general good of the


territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding area will outweigh the detriments to the territory proposed to be annexed and the surrounding area, if the petition is granted.

Attached to this petition is an original copy of the annexation agreement of the Village of New Bremen and German Township.

The undersigned hereby appoints and designates, Jason E. This, as agent for the petitioners, P.O. Box 42, New Bremen, Ohio 45869.

WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL ANY ACTION ON THE PETITION TAKEN BY THE BOARD OF COUNTY COMMISSIONERS. THERE ALSO IS NO APPEAL FROM THE BOARD'S DECISION IN THIS MATTER IN LAW OR IN EQUITY.

11/11/21
Date:



PASTOR
FAITH ALLIANCE CHURCH OF THE
CHRISTIAN AND MISSIONARY
ALLIANCE, NEW BREMEN, OHIO.

6670 Knoxville Avenue
New Bremen, Ohio 45869

I hereby accept the designation as agent for petitioners, dated this 18th day of November, 2021.



Jason F. This
Agent for Petitioners
314 East Plum Street
P.O. Box 42
New Bremen, Ohio 45869
419-629-8108
419-629-0328 (FAX)
jason@this-law.com

Pursuant to Ohio Revised Code Section 709.02(D), following is a list of all tracts proposed for annexation and all tracts adjacent to that territory, including the name and mailing address of the owner of each tract and permanent parcel numbering system.

Tracts proposed for Annexation

**FAITH ALLIANCE CHURCH OF
THE CHRISTIAN AND MISSIONARY** Approximately 2.91 acres German Township
6670 Knoxville Avenue PT Lot 19 Heines
New Bremen, Ohio 45869 (mailing address) C09-010-070-01

6670 Knoxville Avenue
New Bremen, Ohio 45869 (physical address)

Tracts adjacent to the territory proposed for annexation

FAITH ALLIANCE CHURCH OF Approximately 5.324 acres German Township
THE CHRISTIAN AND MISSIONARY HEINES SD PT LOTS 3, 4 & 5
6670 Knoxville Avenue C10-022-034-01
New Bremen, Ohio 45869 (mailing address)

6670 Knoxville Avenue
New Bremen, Ohio 45869 (physical address)

FAITH ALLIANCE CHURCH OF Approximately 2.363 acres German Township
THE CHRISTIAN AND MISSIONARY PT S ½ NE HEINES SD
6670 Knoxville Avenue C10-022-034-00
New Bremen, Ohio 45869 (mailing address)

6670 Knoxville Avenue
New Bremen, Ohio 45869 (physical address)

Crown Control, Inc.

40 South Washington Street
New Bremen, Ohio 45869 (mailing address)

6610 New Bremen-New Knoxville Road
New Bremen, Ohio 45869 (physical address)

2.237 acres, New Bremen
PT Lot 21 HEINES SD

C10-211-008-00

Andrew D. Harrod

06556 Knoxville Avenue
New Bremen, Ohio 45869 (mailing address)

06556 Knoxville Avenue
New Bremen, Ohio 45869 (physical address)

.51 acres, New Bremen Village
Lot 21 NW PT Heines SD
C10-022-045-00

**Aaron J. Schulze
Kate M. Schulze**

6541 Knoxville Avenue
New Bremen, Ohio 45869 (mailing address)

6541 Knoxville Avenue
New Bremen, Ohio 45869 (physical address)

.8 acres
Village of New Bremen
SPT Lot 19 HEINES SD

C10-022-044-00

**Jeffrey L. Pape
Kathy M. Pape**

Thomas Acres SD Lot 10
Village of New Bremen

704 North Main Street
New Bremen, Ohio 45869 (mailing address)
704 North Main Street
New Bremen, Ohio 45869 (physical address)

C10-171-010-00

**James Naylor
Kathy Naylor**

Thomas Acres SD Lot 9
Village of New Bremen

708 North Main Street
New Bremen, Ohio 45869 (mailing address)
708 North Main Street
New Bremen, Ohio 45869 (physical address)

C10-171-009-00

**Steven E. Koverman
Rebecca A. Koverman**

Thomas Acres SD Lot 8
Village of New Bremen

712 North Main Street
New Bremen, Ohio 45869 (mailing address)
712 North Main Street
New Bremen, Ohio 45869 (physical address)

C10-171-008-00

Exhibit "A"

Situated in the Northeast Quarter of Section 10, Township 7 South, Range 4 East, German Township, Auglaize County, Ohio and being the 2.91 acre tract as described in Official Records Volume 254, Page 897 and being more particularly described as follows:

Commencing at an iron pin found at the southeast corner of the Northeast Quarter of said Section 10;

thence North 89° 22' 53" West 906.21 feet along the south line of said Northeast Quarter to a point on the centerline of State Route 66;

thence North 11° 21' 00" East 674.09 feet along the centerline of said State Route 66 to an iron spike set on the centerline of New Bremen New Knoxville Road;

thence South 41° 52' 58" West 245.00 feet along the centerline of said New Bremen - New Knoxville Road, to an iron spike set at a corner of said 2.91 acre tract, said spike being on the north Corporation line of the Village of New Bremen, said spike also being the TRUE POINT OF BEGINNING for the tract described herein;

thence continuing South 41° 52' 58" West 59.78 feet along said Corporation line, to an iron spike set at the southeast corner of said 2.91 acre tract;

thence North 89° 06' 40" West 490.00 feet along said Corporation line, to an iron pin set at the southwest corner of said 2.91 acre tract, said pin also being on the east line of Thomas Acres Subdivision as recorded in Auglaize County Recorders Plat Cabinet C, Page 39;

thence North 01° 27' 57" East 230.72 feet along said Corporation line, to a wood corner post found at the northeast corner of said Thomas Acres Subdivision, said post also being on the south line of a 13.363 acre tract as described in Auglaize County Official Records Volume 373, Page 791, said post also being the northwest corner of said 2.91 acre tract;

thence South 88° 59' 57" East 601.55 feet along said Corporation line, to a point at the northeast corner of said 2.91 acre tract, said point also being on the west right of way of State Route 66, said point being witnessed by an iron pipe found North 88° 59' 57" West 0.17 feet;

thence South 31° 27' 28" West 191.32 feet along said west right of way to an iron pin set at a corner of said 2.91 acre tract, said pin also being on the west right of way of New Bremen - New Knoxville Road;

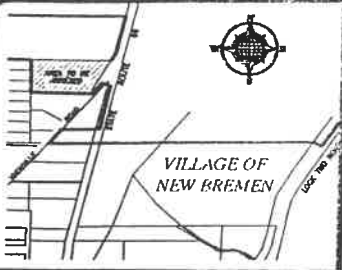
thence South 48° 07' 02" East 30.00 feet to the point of beginning containing 2.864 acres, more or less, and being subject to all legal highways and easements of record.

This description was prepared from a survey completed in February, 2006 by Louis J. Bergman, registered surveyor #7177.

Prior Deed Reference: Volume 254, Pages 897-898, Auglaize County Recorder's Official Records.

Tax Parcel No. C09-010-070-01

Premises known as 6670 Knoxville Avenue, New Bremen, Ohio 45869



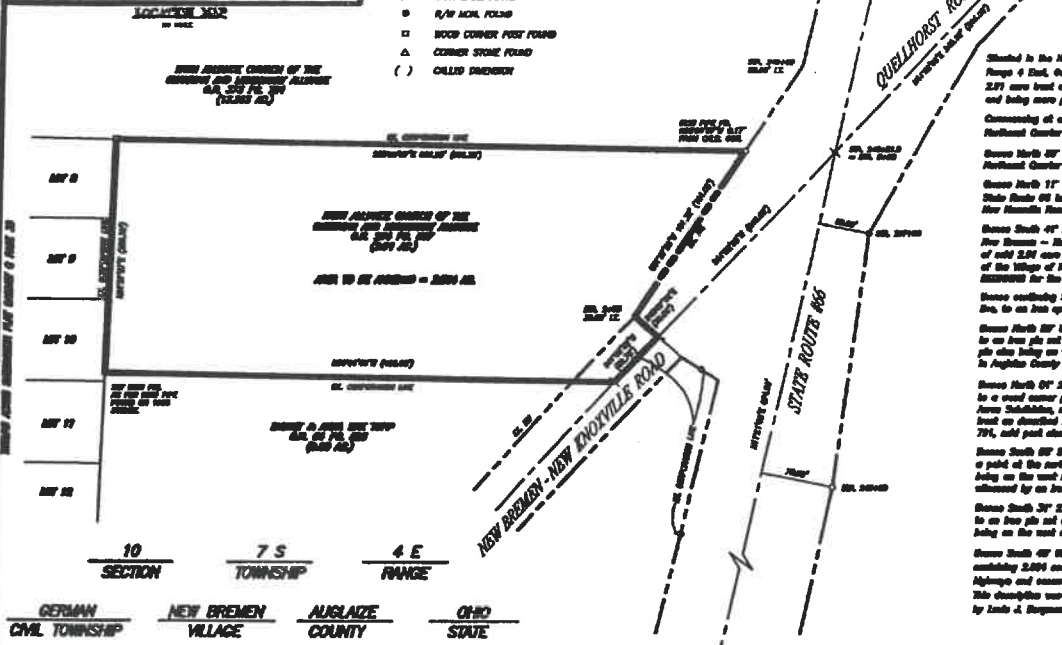
**PLAT OF LANDS PETITIONED TO BE ANNEXED
TO THE VILLAGE OF NEW BREMEN
TOTAL AREA = 2.864 ACRES**

LEGEND

- IRON PIN SET IN GROUND
- ▲ IRON SPIKE SET
- IRON PIN FOUND
- IRON SPIKE FOUND
- ◇ 8/16 INCH FOLD
- WOOD CORNER POST FOUND
- △ CORNER STONE FOUND
- () CALLED DIMENSION

SURVEY REFERENCE

- 1) SOME BEARS 98 99 100 PLANS, C.D.O.C. 1228.
- 2) SURVEY OF A 43.121 ACRE TRACT, BY MOORE, 1885, NEW HAVEN TOWNSHIP, (NEVER PLATTED)



Description of a 2.864 Acre Tract for Annexation Purpose

Started in the Northeast Corner of Section 10, Township 7 South, Range 4 East, German Township, Auglaize County, Ohio and being the 2.871 acre tract as described in Official Records Volume 204, Page 287 and being more particularly described as follows:

Commencing at an iron pin found at the southeast corner of the Northeast Corner of said Section 10;

Goose North 89° 22' 00" East 245.121 feet along the south line of said Northeast Corner to a point on the westerly line of State Route 466;

Goose North 11° 27' 00" East 674.828 feet along the westerly line of said State Route 466 to an iron spike set on the westerly line of the Bremen - New Haven Road;

Goose South 44° 30' 00" East 245.120 feet along the westerly line of said Bremen - New Haven Road, to an iron spike set at a corner of said 2.871 acre tract, said spike being on the north Corporation line of the Village of New Bremen, said spike also being the TRUE POINT OF BEGINNING for the tract described herein;

Goose westerly South 42° 00' 00" East 252.720 feet along said Corporation line, to an iron spike set at the westmost corner of said 2.871 acre tract;

Goose North 89° 00' 00" East 485.120 feet along said Corporation line, to an iron pin set at the southeast corner of said 2.871 acre tract, said pin also being on the east line of Bremen Area Subdivision as recorded in Auglaize County Recorder File Exhibit G, Page 310;

Goose North 01° 27' 00" East 220.720 feet along said Corporation line, to a wood corner post found at the northeast corner of said Thomas Area Subdivision, said post also being on the south line of a 15.365 acre tract as described in Auglaize County Official Records Volume 202, Page 794, said post also being the northeast corner of said 2.871 acre tract;

Goose South 89° 00' 00" East 485.120 feet along said Corporation line, to a point at the northeast corner of said 2.871 acre tract, said point also being on the east right of way of State Route 466, said point being allowed by an iron pin found North 89° 00' 00" East 6.17 feet;

Goose South 31° 27' 00" East 101.220 feet along said east right of way to an iron pin set at a corner of said 2.871 acre tract, said pin also being on the east right of way of New Bremen - New Haven Road;

Goose South 49° 00' 00" East 252.720 feet to the point of beginning containing 2.864 acres, more or less, and being subject to all legal liens and encumbrances of record.

This description was prepared from a survey completed in February, 2008 by Linda J. Bauman, registered surveyor #7177.

MOORE & ASSOCIATES, INC.
ENGINEERS - LAND SURVEYORS

**ANNEXATION PLAT OF A 2.864 ACRE TRACT
VILLAGE OF NEW BREMEN**

DATE	3-27-08
DRAWN L.A.E.	
CHECKED A.L.E.	
DATE	
NO. OF COPIES	100
NO. OF SHEETS	1
DATE	
NO.	102263

Exh. b1 "b"

GENERAL WARRANTY DEED*

Vol. 254 PAGE 0097

ZION CHURCH OF NEW BREMEN, a non-profit corporation under the non-profit corporation of law of Ohio, formerly known as The Zion United Church of Christ, pursuant to Certificate of Amendment to Articles filed May 20, 1991, a non-profit

the laws of the State of Ohio

for valuable consideration paid, grants, with general warranty covenants, to FAITH ALLIANCE CHURCH OF THE CHRISTIAN AND MISSIONARY ALLIANCE, NEW BREMEN, OHIO,

212 South Walnut Street, New Bremen, Ohio 45869

the following REAL PROPERTY: Situated in the County of Auglaize in the State of Ohio and in the Village of New Bremen

The following described tract of land is part of Lot Nineteen (19) of William Heines Subdivision being in the South half of Northeast Quarter of Section Ten (10), Town 7 South, Range 5 East, German Township, Auglaize County, Ohio, and is more particularly described as follows:

(Continued on back)

Amended
4-20-96
Stephen L. Smith

THIS COVENANT HAS BEEN EXAMINED AND THE GRANTOR HAS COMPLIED WITH SECTION 319.202 OF THE REVISED CODE.

EXEMPT FROM PAYMENT OF TAXES
KATHY, SCHUMANN, COUNTY AUDITOR

APPROVED BY: *[Signature]* DATE: *1-4-96*

APPROVED BY: *[Signature]* DATE: *1-4-96*

Prior Instrument Reference: Vol. 225 page 550 of the Deed Records of Auglaize County, Ohio.

IN WITNESS WHEREOF, grantor has caused its corporate name to be subscribed herefo by Richard Plattner, its president, and Ned Koenig, vice-president Consistory thereunto duly authorized by resolution of its Board of Directors, this 28th day of December 1995.

Signed and acknowledged in the presence of:

James E. Smith
WITNESS
by *Richard Plattner* Richard Plattner, President
Ned Koenig Ned Koenig, Vice-President

State of Ohio County of Auglaize

BE IT REMEMBERED, That on this 28th day of December, 1995, before me, the subscriber, a Notary Public in and for said state, personally came Richard Plattner, president, and Ned Koenig, vice-president of the Grantor in the foregoing Deed, and acknowledged the signing thereof to be their and its voluntary act and deed, pursuant to authority of its Bylaws.

IN TESTIMONY THEREOF, I have hereunto subscribed my name and affixed my seal on this day and year aforesaid.

James E. Smith
Stephen L. Smith Co., L.P.A.
P.O. Box 22, New Bremen, Ohio 45869

1. Name of Grantor.
2. Description of land or interest therein, and encumbrances, reservations, exceptions, taxes and assessments, if any.
3. Execution in accordance with Chapter 5301 of the Revised Code of Ohio.

Auditor's and Recorder's Stamps

APRON E. THIS, Attorney at Law
Notary Public - State of Ohio
Commission Expires on expiration date
Dec. 14, 2000

(Continued)

Vol 254 PAGE 0008

Commencing at the intersecting center lines of State Route 66 and the New Bremen-New Knoxville Road; thence South 41 degrees 48 minutes West along the center line of the New Bremen-New Knoxville Road, 245.00 feet to a capped nail being Station 2+55.0 of the New Bremen-New Knoxville Road (survey made by the State of Ohio Department of Highways), this being the PLACE OF BEGINNING; thence North 31 degrees 19 minutes East, 191.05 feet to an Iron Pipe; thence North 89 degrees 07 minutes West, 591.32 feet to a 8" wood corner post on the west line of Lot 19 of William Heines Subdivision; thence South 1 degree 26 minutes 40 seconds West, along the West line of Lot 19 of William Heines Subdivision 230.72 feet to an Iron Pipe; thence South 89 degrees 16 minutes East, 490.00 feet to a Railroad Spike in the center of the New Bremen-New Knoxville Road; thence North 41 degrees 48 minutes east along the center of the New Bremen-New Knoxville Road, 59.78 feet to the capped nail, (being Station 2+55.00 of the New Bremen-New Knoxville Road) which was the PLACE OF BEGINNING.

The above described tract of land contains 2.91 acres more or less subject to all legal highways and easements of record.

(The above survey prepared by Thomas E. Kuck, Registered Surveyor #4996, 1820 Bible Road, Lima, Ohio 45801, dated 6-9-73).

000563
RECEIVED

96 JAN -4 PM 1:06

MARLENE SCHUMANN
ENGLAIZE CO. RECORDER

Steve Smith

GENERAL WARRANTY DEED
BY A CORPORATION

FROM

ZION CHURCH OF NEW BREMEN

TO

FAITH ALLIANCE CHURCH OF THE
CHRISTIAN AND MISSIONARY ALLIANCE,
NEW BREMEN, OHIO

GERMAN TOWNSHIP-VILLAGE OF NEW BREMEN
ANNEXATION AGREEMENT

This Agreement is made at Auglaize County, Ohio, by and between the Board of Trustees for German Township, Auglaize County, Ohio, (hereinafter referred to as "Township"), whose mailing address is 123 North Main Street, New Bremen, Ohio 45869, and the Village of New Bremen (hereinafter referred to as "Village"), whose mailing address is 214 North Washington Street, New Bremen, Ohio 45869.

WITNESSTH:

WHEREAS, Township and Village desire to establish an Annexation Agreement, as permitted under Ohio Revised Code Section 709.19.2 for the development of certain real property (hereinafter referred to as "Property"), as more fully described in Exhibit 'A', attached hereto, which property is situated in Township; and

WHEREAS, the foregoing described property is proposed for annexation to Village from Township; and

WHEREAS, Township and Village are desirous of entering into an annexation agreement which contemplates that the property will be annexed into the Village; and

WHEREAS, both Township and Village residents will benefit from the provisions of the Agreement; and

WHEREAS, Township has agreed to enter into this annexation agreement, pursuant to a Resolution dated September 5th, 2006, and effective the 5th day of September, 2006, and the Village has agreed to enter into this annexation agreement, by Ordinance No. 2006-6-16 effective the 17th day of June, 2006;

NOW, THEREFORE,, in consideration of the mutual covenants and promises contained in this Agreement and pursuant to Ohio Revised Code, the parties agree as follows:

ARTICLE 1

THE PROPERTY

The Property shall consist of a certain 2.864 acres parcel located in German Township, Auglaize County, Ohio, as further described in Exhibit 'A', a map depicting said Property, which is incorporated herein by reference. The Property described in Exhibit 'A' may be only amended by a written agreement of the parties.

ARTICLE 2

ANNEXATION

A. The parties contemplate that the Property shall be annexed into the Village of New Bremen pursuant to and subject to the requirements of Ohio Revised Code Chapter 709. Township agrees that the annexation of the Property may occur in one proceeding, or in several separate proceedings, in the discretion of the Village and when effected by the Property owners. In the event of the failure of the annexation of the Property, this Agreement shall be null and void.

B. In the event of any annexation into the Village of New Bremen from the Property, it is agreed that the Property shall be treated for tax purposes the same as all other parts of the Village located within German Township following the approval and acceptance of said annexation. (NOTE: The Property is currently owned by Faith Alliance Church of the Christian and Missionary Alliance and is exempt from taxation under Section 5709.07 Ohio Revised Code).

ARTICLE 3

COOPERATION OF THE TOWNSHIP

A. The Township hereby assents to the annexation of the Property to Village.

B. Township waives any objections to said annexation and waives any rights it may have to contest such annexation, including rights of appeal or injunctive relief, including but not limited to, any rights it may have under Section 709.07 or Chapter 2506 of the Ohio Revised Code.

ARTICLE 4

ALLOCATION OF TAX REVENUES AND DURATION

This Agreement is intended to provide the same allocation of tax revenues for the Property being annexed as all other portions of the Village located within German Township except that the Township's 1.25 mil EMS levy currently on the Property proposed for annexation shall continue until the 2009 tax year when said levy shall expire as to the said Property.

ARTICLE 5

POST ANNEXATION OF GOVERNMENTAL SERVICES

A. Zoning-Upon annexation the Village shall be solely responsible for the zoning of the Property.

B. Standard Governmental Services-The Village shall make available to the Property the following municipal services: fire and police protection, waste collection, water and sanitary sewer services, and municipal electric services. The Property is entitled to standard governmental services by the Village in the same manner as those services are provided to other areas of the Village.

C. Emergency Medical Services-The parties agree that the Property shall have available to it the standard fire protection and emergency medical services in the same manner as such services are provided to other areas of the Village.

ARTICLE 6

MEDIATION AND NOTICE OF CLAIMED BREACH

In the event the parties have a dispute as to any of the terms or to the applicability of this Agreement, the parties agree to use their best efforts to resolve the dispute through a mutually acceptable mediation process or, if they are unable to agree, to utilize whatever mediation process may then be in existence and used by the Auglaize County Common Pleas Court. Each party retains all legal rights available to them under this Agreement and under the law.

ARTICLE 7

MUNICIPAL POWER

Nothing in this Agreement shall be construed to be in derogation of the powers granted to municipal corporations by Article XVII of the Ohio Constitution.

ARTICLE 8

MODIFICATION

This Agreement may not be modified except by official legislative action of both Village and Township.

ARTICLE 9

LEGAL CONSTRUCTION

In the event that any one or more of the provisions contained in the Agreement are held to be invalid, illegal or enforceable in any respect, the invalidity, illegality or unenforceability shall not be affected by any other provisions of this Agreement. The titles of the Articles of this Agreement are descriptive only and are not to be considered substantive provisions of this Agreement.

ARTICLE 10

PRIOR AGREEMENTS SUPERSEDED

This agreement constitutes the entire Agreement of the parties and supersedes any prior understandings, or previous oral or written agreements between the parties respecting the subject matter of this Agreement.

ARTICLE 11

GOVERNING LAW

This Agreement, and all the rights, duties and obligations of Village and Township, shall be construed under and in accordance with the laws of the State of Ohio, and all obligations of the parties hereunder are performable in Auglaize County, Ohio.

Executed, in duplicate, at Auglaize County, Ohio, on the date set forth below. Signed and acknowledged:

THE VILLAGE OF NEW BREMEN

By: Henry J. Sore
Its: Mayor

Date: 9-29-06

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Stephen J. Smith
VILLAGE SOLICITOR
Robert A. Pincus
COUNTY PROSECUTOR

THE BOARD OF TRUSTEES FOR
GERMAN TOWNSHIP

By: David Albert
By: Clayton Paul
By: Mike Herkump

ORDINANCE 2006-6-16

AN ORDINANCE ENTERING INTO AN ANNEXATION AGREEMENT WITH GERMAN TOWNSHIP FOR THE PROPOSED ANNEXATION OF 2.864 ACRES OF LAND; AND DECLARING AN EMERGENCY.

WHEREAS, Faith Alliance Church is the owner of 2.864 acres of land in German Township which is proposed for annexation to the Village of New Bremen under Section 709.02.1 of the Ohio Revised Code; and

WHEREAS, Section 709.02.2 requires an annexation agreement between the Township from which the property is being taken and the Municipal corporation to which the property will be annexed; and

WHEREAS, the Council of the Village of New Bremen and the Board of Trustees of German Township believe that a simple annexation agreement under Section 709.19.2 of the Ohio Revised Code is the proper agreement for this particular annexation;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of New Bremen, County of Auglaize, and State of Ohio;

SECTION 1: That the Village Mayor is hereby authorized and directed to sign the annexation agreement attached hereto as Exhibit "A".

SECTION 2: This Ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of New Bremen, Ohio, because Council wants to provide the Township Trustees with a signed copy of this agreement prior to their next meeting; and said ordinance shall, therefore, take effect and be in force immediately upon its passage of this Council.

Dated: June 13, 2006


JEFFREY M. PAPE, Mayor

Attest:


DIANE GAST, Clerk-Treasurer

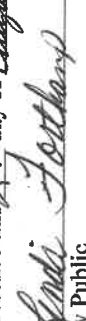
AFFIDAVIT OF POSTING

STATE OF OHIO :
 : SS
COUNTY OF AUGLAIZE :

I, Diane Gast, Village Clerk-Treasurer, Village of New Bremen, Ohio, being first duly sworn, depose and say that on the 29 day of Aug, 2006, I posted Ordinance 2006-6-16 as provided in Ordinance 1986-1-4.


DIANE GAST, Clerk-Treasurer

Sworn to before me and subscribed in my presence this 29 day of August, 2006.


Notary Public



Linda Fortkamp
Notary Public
State of Ohio
My Commission Expires
November 21, 2006

IN THE MATTER OF AUTHORIZING THE PURCHASE OF A JOHN DEERE 6110M CAB TRACTOR AND JOHN DEERE 620R STANDARD FARM LOADER FOR USE BY THE NEIL ARMSTRONG AIRPORT THROUGH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 23rd day of November, 2021.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Airport Manager Ted Bergstrom and the Airport Authority Board have presented to the Board the quote for a John Deere 6110M Cab Tractor with a John Deere 620R Standard Farm Loader for \$105,280.56; and,
WHEREAS, the 1992 Tractor with sweepster has a trade-in value of \$21,000.00; and,
WHEREAS, through the Ohio Department of Transportation program in accordance with ORC 125.04 and the Board's Resolution #21-210, and in accordance with ORC section 307.86.

WHEREAS, the tractor is available through the State of Ohio, ODOT, Tractor Contract 207A-21(PG 9Z CG 22); and,
WHEREAS, the following quote was requested and received under state contract terms:

Koenig Equipment, Inc. 306 North Main Street, Botkins, OH 45306	
John Deere 6110M Cab Tractor	\$94,806.72
John Deere 620R Standard Farm Loader	\$10,473.84
Trade-in 1992 Tractor	-(\$21,000.00)
Trade-in Sweepster	-(\$1,000.00)
Total amount of purchase	\$84,280.56

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby authorize Airport Manager Ted Bergstrom to proceed with the purchase of the John Deere 6110M Cab Tractor and John Deere 620R Standard Farm Loader for the Neil Armstrong Airport made through the ODOT Cooperative Purchasing Program with the funds being used out of the Airport Rotary Fund –Equipment Fund 076.0076.530400 for \$84,280.56.

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

Adopted this
23rd day of
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes
Douglas A. Spencer

David Bambauer, Yes
David Bambauer

John N. Bergman, Yes
John N. Bergman

cc: Airport Manager
Airport Authority

County Commissioners Office
Auglaize County, Ohio
November 23, 2021

NO. #21-499

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 23rd day of November, 2021.

Commissioner Bergman 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:

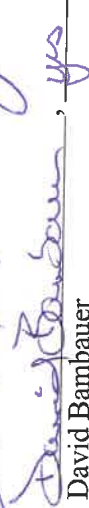
<u>Check No</u>	<u>Amount</u>	<u>Vendor</u>
456257	160.09	Celina Glass
456273	929.94	St Marys Trucking
456283	1375.00	Freewalt Trucking
456328	477.11	Buckland Recycling
456330	54.67	Mercer Co Engineer

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

Adopted this
23rd day
November, 2021

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Douglas A. Spencer, Yes


David Bambauer, Yes


John N. Bergman, Yes

 cc: County Auditor

Date: NOVEMBER 23, 2021

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA AWARDING
matter of: CONTRACT FOR THE MERCER WILDLIFE AREA – WETLAND & CONTROLLED
DRAINAGE PROJECT

The Board of Directors of Grand Lake St. Marys LFA met in regular session on the 23rd day of November, 2021, at the Office of the Mercer County Commissioners in Celina, Ohio with the following members present: Mr. Jerry Laffin, Dr. Greg Homan, Mr. Rick Muhlenkamp, Mr. John Bergman, Mr. David Bambauer, and Mr. Doug Spencer.

Mr. Dave Bambauer moved the adoption of the following:

RESOLUTION

WHEREAS, on October 26, 2021, the Board of Directors of Grand Lake St. Marys LFA set the date of November 18, 2021, to receive and open sealed bids for the Mercer Wildlife Area Project; and

WHEREAS, Theresa Dirksen, Project Manager, reviewed the bids received on November 18, 2021; no mathematical discrepancies were found in the bids submitted; following is a summary:

- | | |
|--|--------------|
| 1. Cy Schwieterman, Inc., St, Henry, OH 45883 | \$301,192.25 |
| 2. Braun Excavating LLC, Celina, OH 45822 | \$273,657.09 |
| 3. Kahlig Dozing & Excavating Inc., Ft. Recovery, OH 45846 | \$243,320.81 |
| 4. VTF Excavation, Celina, OH 45822 | \$309,780.61 |
| 5. Fenson Contracting LLC, Ft. Jennings, OH 45844 | \$329,338.84 |
| 6. Rupp/Rosebrock, Inc., Liberty Center, OH 43532 | \$447,058.88 |

WHEREAS, Theresa Dirksen recommends to accept the lowest bid submitted by Kahlig Dozing & Excavating, Inc.; said contractor has the necessary qualification to perform the work on this project;

NOW, THEREFORE, BE IT RESOLVED, by the Grand Lake St. Marys LFA that:

- 1) The Board of Directors documents the receipt of the aforementioned bids for the construction of the Mercer Wildlife Area – Wetlands and Controlled Drainage; and,
- 2) The Board of Directors accepts the bid submitted by Kahlig Dozing & Excavating, Inc. in the amount of Two Hundred Forty-three Thousand Three Hundred Twenty and 81/100 Dollars (\$243,320.81); and
- 3) The project manager together with Administrator Kim Everman are directed to obtain from the successful bidder: an executed contract, performance bond, certificate of insurance, and all other documents specified in the project manual or required by law; and
- 4) Upon receipt of the documents delineated in Item 3, Jerry Laffin is hereby authorized to sign the contract between Grand Lake St. Marys LFA and Kahlig Dozing & Excavating, Inc. for the Mercer Wildlife Area Project along with any other documents required for said Project.

Mr. Doug Spencer seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA

Mr. Jerry Laffin Jerry Laffin, yes;

Mr. Rick Muhlenkamp Rick Muhlenkamp, yes;

Dr. Greg Homan yes;

Mr. Douglas Spencer yes;

Mr. John Bergman yes;

Mr. David Bambauer yes;

Motion carried.

Adopted this 23rd day of November, 2021.

ATTEST: Kim Everman

Kim Everman, Acting Clerk
Board of Mercer County Commissioners

Date: NOVEMBER 23, 2021

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA APPROVING
matter of: CHANGE ORDER 1 FOR THE BURNTWOOD-LANGENKAMP WETLAND
CONSERVATION AREA PROJECT

The Board of Directors of Grand Lake St. Marys LFA met in regular session on the 23rd day of November, 2021, at the Office of the Mercer County Commissioners in Celina, Ohio with the following members present: Mr. Jerry Laffin, Dr. Greg Homan, Mr. Rick Muhlenkamp, Mr. John Bergman, Mr. David Bambauer, and Mr. Doug Spencer.

Dr. Homan moved the adoption of the following:

RESOLUTION

WHEREAS, on July 27, 2021, the Board of Directors of Grand Lake St. Marys LFA awarded the contract for the Burntwood-Langenkamp Wetland Conservation Area Project to VTF Excavation, LLC in the amount of nine hundred seven thousand seven hundred eighty-three 21/100 dollars (\$907,783.21); and

WHEREAS, the LFA Board is in receipt of Change Order 1 for said project; the change order is to pay items on the project to cover additional work ordered by the Owner; and

WHEREAS, the contract is changed as follows:

Original Contract Sum:	\$907,783.21
Net Change by Change Orders:	\$119,613.34
Contract Sum to Date:	\$1,027,396.55

NOW, THEREFORE, BE IT RESOLVED, by the Grand Lake St. Marys LFA that:

- 1) The Board of Directors hereby approves Change Order 1 for the Burntwood-Langenkamp Wetland Conservation Area Project; and,
- 2) The revised contract sum for said project is one million twenty-seven thousand three hundred ninety-six 55/100 dollars (\$1,027,396.55).

Mr. Bambauer seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA

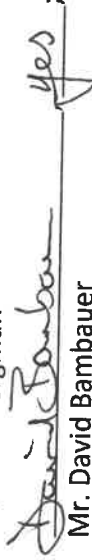
 _____
Mr. Jerry Laffin

 _____
Mr. Rick Muhlenkamp

 _____
Dr. Greg Homan

 _____
Mr. Douglas Spencer

 _____
Mr. John Bergman

 _____
Mr. David Bambauer

Motion carried.

Adopted this 23rd day of November, 2021.

ATTEST:

 _____

Kim Everman, Acting Clerk
Board of Mercer County Commissioners

Date: NOVEMBER 23, 2021

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA APPROVING
matter of: CHANGE ORDER 1 FOR THE GILLILAND NATURE PRESERVE WETLAND NATURAL
AREA DEVELOPMENT

The Board of Directors of Grand Lake St. Marys LFA met in regular session on the 23rd day of November, 2021, at the Office of the Mercer County Commissioners in Celina, Ohio with the following members present: Mr. Jerry Laffin, Dr. Greg Homan, Mr. Rick Muhlenkamp, Mr. John Bergman, Mr. David Bambauer, and Mr. Doug Spencer.

Mr. Rick Muhlenkamp moved the adoption of the following:

RESOLUTION

WHEREAS, on January 26, 2021, the Board of Directors of Grand Lake St. Marys LFA awarded the contract for the Gilliland Nature Preserve Wetland/Natural Area Development Project to Fenson Contracting, LLC in the amount of fifty thousand four hundred thirty-two 50/100 dollars (\$50,432.50); and

WHEREAS, the LFA Board is in receipt of Change Order 1 for said project; the change order is to add: Split Rail Fence Material Increase, Herbicide Application, Additional Tree Removal, and Additional Shrub Planting; a deduct for the Tile Search Trench; and

WHEREAS, the contract is changed as follows:

Original Contract Sum:	\$50,432.50
Net Change by Change Orders:	\$ 3,813.14
Contract Sum to Date:	\$54,245.64

NOW, THEREFORE, BE IT RESOLVED, by the Grand Lake St. Marys LFA that:

- 1) The Board of Directors hereby approves Change Order 1 for the Gilliland Nature Preserve Wetland/ Natural Area Development Project; and,
- 2) The revised contract sum for said project is fifty-four thousand two hundred forty-five 64/100 dollars (\$54,245.64).

Mr. John Bergman seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA

Mr. Jerry Laffin Jerry Laffin yes
Mr. Rick Muhlenkamp Rick Muhlenkamp yes
Dr. Greg Homan Greg Homan yes

Mr. Douglas Spencer Douglas Spencer yes
Mr. John Bergman John Bergman yes
Mr. David Bambauer David Bambauer yes

Motion carried.

Adopted this 23rd day of November, 2021.

ATTEST:

Kim Everman

Kim Everman, Acting Clerk
Board of Mercer County Commissioners