

County Commissioners Office
Auglaize County, Ohio
November 24, 2020

NO. #20-467

IN THE MATTER OF AUTHORIZING A FINANCIAL COMMITMENT TO SUPPORT THE LAKE RESTORATION COMMISSION ENDEAVORS OR PROJECTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, on January 24, 2012, the Board of Commissioners adopted Resolution #12-047 approving financial support for three years for a Lake Manager under the Grand Lake Saint Marys Restoration Commission to oversee efforts to improve and enhance the quality of the water at Grand Lake; and,

WHEREAS, such financial support was continued in Resolution #17-518 for the period ending in calendar year 2020; and,

WHEREAS, the Grand Lake Saint Marys Restoration Commission is requesting continued financial support via a commitment of \$7,500 per year towards the Lake Restoration Commission endeavors or projects for the next three years; and,

WHEREAS, a fund has been established at the Mercer County Civic Foundation for this purpose; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize the first payment for \$7,500.00 made payable to the Mercer County Civic Foundation in January, 2021. The second and third payment of \$7,500.00 each shall be made in January of 2022 and January 2023; 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 \$7,500.00, made payable to Mercer County Civic Foundation for the years 2021, 2022 and 2023 as such obligations become due and payable.

Commissioner Spencer 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: ✓ Clerk of the Board
✓ Mercer County Civic Foundation

IN THE MATTER OF APPROVING THE MEAL AND MILEAGE REIMBURSEMENT TO THE SHERIFF ELECT MICHAEL VORHEES FOR THE REQUIRED SHERIFF TRAINING.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners received a request from the Sheriff Elect Michael Vorhees informing the Board that he will be participating in mandatory training for newly elected Sheriff's as required under O.R.C. 311.01; and,

WHEREAS, Sheriff Elect Michael Vorhees has requested meal and mileage reimbursement as allowable under County's policy and Ohio law.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve the meal and mileage expenses of the Auglaize County Sheriff Elect Michael Vorhees as mentioned above; and,

BE IT FURTHER RESOLVED that the Board does authorize the payment of the expenses for this course to be paid providing all is in accordance with the County Travel Policy and the Sheriff's Office will process the reimbursement.

Commissioner Spencer 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: ✓ Sheriff
✓ Sheriff Elect

IN THE MATTER OF AUTHORIZING THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS TO EXECUTE A WAIVER OF PRIORITY FOR THE BENEFIT OF CHIP RECIPIENT, GREGORY H. HAWK AND TERESA M. HAWK.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, on March 26, 1996, Gregory A. and Teresa M. Hawk, executed a Mortgage (Book 262 page 423) for \$23,969.00 and (Book 274 page 73) for \$1,000.00 in favor of the Board of Auglaize County Commissioners as the Board authorized the expenditure of CHIP funds in the total amount of \$24,969.00 for the renovations of the property where Gregory A. and Teresa M. Hawk located at 304 E. Wapakoneta Street, Waynesfield, Ohio; and,

WHEREAS, the following actions were taken by the Board regarding this property during the past twenty-four (24) years: August 11, 1998 approved a Waiver of Priority Mortgage, July 3, 2001 approved a Subordination Agreement, March 13, 2003 approved a Subordination Agreement, November 8, 2005 rejected a Subordination Agreement, December 20, 2005 approved a Subordination Agreement and May 12, 2015 approved a Waiver of Priority Mortgage for Gregory A. and Teresa M. Hawk; and,

WHEREAS, Gregory M. and Teresa M. Hawk have now requested the Board to execute a Waiver of Priority so as to allow them to secure a loan in the amount of \$76,000.00; and,

WHEREAS, the Board finds the request to be reasonable as the appraised value of the property is \$101,000.00.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the execution the Waiver of Priority for the benefit of CHIP recipient Gregory M. and Teresa M. Hawk; and,

BE IT FURTHER RESOLVED that a fully executed copy of this Waiver of Priority to be hereto attached and thus become a part of this Resolution.

Commissioner Spencer 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

Attachment

- cc: Teresa M. Hawk
- ✓ Superior Credit Union, Inc.
- CHIP file
- Prosecuting Attorney
- County Recorder

WAIVER OF PRIORITY

THE BOARD OF COUNTY COMMISSIONERS, AUGLAIZE COUNTY, OHIO, hereby waives the priority of Mortgage Deeds, executed by Gregory H. Hawk and Teresa M. Hawk, in favor of the Board of County Commissioners, Auglaize County, Ohio, recorded at Official Record Volume 262, Page 423, Auglaize County, Ohio, in the amount of \$23,969.00 and at Official Record Volume 274, Page 773, Auglaize County, Ohio, in the amount of \$1,000.00, both on the following described real estate:

Situated in the Village of Waynesfield, County of Auglaize, and State of Ohio, to-wit:

Being Inlot Number Seven (7) in J.S. Earl's Addition to the Village of Waynesfield, and

Being Inlot Number Eight (8) in J.S. Earl's Addition to the Village of Waynesfield..

in favor of a certain Mortgage Deed executed by Teresa M. Hawk, unmarried, to Superior Credit Union, Inc., for a sum not to exceed Seventy Six Thousand and 00/100 Dollars (\$76,000.00) and recorded as Instrument No. _____, in Official Record Volume _____, Page _____, in the Office of the Recorder, Auglaize County, Ohio.

IN WITNESS WHEREOF, the Board of County Commissioners, Auglaize County, Ohio, have hereto set their hands this 24th day of November, 2020.

BOARD OF COUNTY COMMISSIONERS,
AUGLAIZE COUNTY, OHIO

By: [Signature]
Don Regula

By: [Signature]
Doug Spencer

By: [Signature]
John Bergman

STATE OF OHIO)
)SS:
COUNTY OF AUGLAIZE)

The following instruction was acknowledged before me this 24th day of November, 2020, by DON REGULA, DOUG SPENCER and JOHN BERGMAN, Commissioners on behalf of the Board of Commissioners, Auglaize County, Ohio.

[Signature]
Notary Public

This instrument prepared by Schnelle Law Office, LLC, Sidney, Ohio 45365



ESTHER M. LEFFEL
Notary Public, State of Ohio
My Commission Expires 02/12/2022

IN THE MATTER OF APPOINTING JON DERRYBERRY TO THE AUGLAIZE COUNTY BOARD OF DEVELOPMENTAL DISABILITIES PURSUANT TO OHIO REVISED CODE SECTION 5126.02.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, at this time, one board appointment on the Auglaize County Board of Developmental Disabilities (DD Board) is needed to be filled by the Board of County Commissioners; and,

WHEREAS, said Board advertised for interested parties willing to serve on said DD Board to submit a letter of interest; and,

WHEREAS, out of the received letters, the Board chose to appoint Jon Derryberry to the Auglaize County DD Board for a four year term.

THEREFORE BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby appoint Jon Derryberry to serve as Trustees of the Auglaize County Developmental Disabilities Board; terms will be from the Organizational meeting date in January, 2021 to Organizational meeting date in January, 2025.

Commissioner Speers 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: Auglaize County DD Board
DD Board Members
Jon Derryberry
Judge Mark Speers

IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION AS REQUESTED BY THE AUGLAIZE COUNTY BOARD OF ELECTIONS DIRECTOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, under date of January 2, 2020, the Annual Appropriation for Auglaize County was accepted, having been prepared with the 2020 Annual Amended Official Certificate of Estimated Resources which was given to the Board of County Commissioners by the County Auditor; and,

WHEREAS, County Auditor Janet Schuler informed the Board that an amendment was made to the Annual Amended Official Certificate of Estimated Revenue for the BOE COVID Response Tech Grant Fund (042) by \$13,820.00; and,

WHEREAS, Auglaize County Board of Elections Director requested that the Board amend the 2020 Annual Appropriation to reflect the following increases:

- Increase 042.0042.530300 (Supplies) by \$1,650.00;**
- Increase 042.0042.510200 (Salary) by \$12,170.00.**

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby order the 2020 Annual Appropriation Resolution be amended to show the change as tabulated above.

Commissioner Sava 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: County Auditor
 County Administrator
 Board of Elections

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 24th day of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the practice of using “Then and Now Certificates” has been instituted by the County Auditor.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, the taxing authority for Auglaize County, having thirty (30) days to approve payment by resolution from receipt of “Then and Now Certificates”, does hereby approve the following:

<u>Check #</u>	<u>Amount</u>	<u>Vendor</u>
447704	\$ 157.81	Telephone Srvc Co
447705	\$2,815.68	Friends
447706	\$ 237.10	City of St Marys
447707	\$ 88.00	Auglaize Co Board of Health
447719	\$ 390.24	Auglaize Soil & Water
447741	\$ 85.88	US Bank
447758	\$ 289.63	Quadient
447759	\$ 220.62	First Communications
447765	\$1,245.00	BHC Belmont Pines Hospital Inc
447766	\$2,413.48	Deborah Farley
447767	\$2,130.05	Melissa Sanchez
447769	\$1,032.82	Little Flower Learning Ctr
447770	\$ 823.70	Paige Fiebelkorn
447773	\$ 650.00	Nicholas C Dicke
447775	\$ 600.00	Barbara Davis

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

Adopted this
24th day
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, Yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

Don Regula, Yes
Don Regula

cc: County Auditor

County Commissioners Office
Auglaize County, Ohio
November 24, 2020

NO. #20-473

IN THE MATTER OF RATIFYING THE EMPLOYMENT OF KAITLYN OVERMYER AND JENNIFER FOSTER AS SOCIAL SERVICES WORKER 2 POSITIONS AT THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES.

The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 24th of November, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, Julie Gossard, Director of the Auglaize County Department of Job & Family Services, informed the Board that the following positions have been posted and interviews conducted. I recommend Kaitlyn Overmyer and Jennifer Foster to be selected to fill the Social Services Worker 2 positions; and,

WHEREAS, Director Gossard recommended that Ms. Overmyer to be hired to the position of Social Services Worker 2 position in the Auglaize County Department of Job and Family Services, effective November 30, 2020 at the pay rate per hour of \$19.72; and,

WHEREAS, Director Gossard recommended that Ms. Foster to be hired to the position of Social Services Worker 2 position in the Auglaize County Department of Job and Family Services, effective November 30, 2020 at the pay rate per hour of \$19.72.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby ratify the employment of Kaitlyn Overmyer and Jennifer Foster to the positions so mentioned above in the Auglaize County Department of Job & Family Services; employment in accordance with the specifications as mentioned above.

Commissioner Spencer 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
November, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

Don Regula, yes
Don Regula

cc: Auglaize County Department
of Job & Family Services
✓ Auditor

Date: NOVEMBER 24, 2020

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA ENTERING
matter of: INTO AN AGREEMENT WITH ACCESS ENGINEERING SOLUTIONS FOR THE
CHICKASAW CREEK TREATMENT TRAIN PROJECT PART 1

The Board of Directors of Grand Lake St. Marys LFA met in regular session on the 24th day of November, 2020 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. Doug Spencer, and Mr. Don Regula.

Mr. Rick Muhlenkamp moved the adoption of the following:

RESOLUTION

WHEREAS, The Chickasaw Creek Treatment Train Project Part 1 is generally described as construction of a wetland treatment train system which enhances water quality functions for the Little Chickasaw Creek; and

WHEREAS, pursuant to the Minutes of July 28, 2020, statements of qualifications were received for design services for Chickasaw Creek Project, and the Board approved to enter into contract negotiations with Access Engineering Solutions, LLC; and

WHEREAS, to that extent, the Lake Facilities Board is in receipt of a Contract for Professional Services for the Chickasaw Creek Treatment Train Project Part 1 with Access Engineering Solutions, LLC; said contract terms include but is not limited to:

Article 1: Duration of Contract

The Client hereby contracts for the services of Consultant, and Consultant hereby accepts the terms of this contract with the Client, for a period of Twenty-Six (26) months, commencing on November 1, 2020 and ending on December 31, 2022.

Article 4: Compensation/Benefits

4.1 Compensation: In consideration of the services and duties to be performed by Consultant during the contract period, the Client shall compensate Consultant at an hourly rate basis not to exceed One Hundred Sixty-One Thousand Five Hundred Dollars (\$161,500.00) for the Professional Services substantially listed in Attachment "A".

Scope of Services -Attachment "A"

Phase 1 Tasks - Preliminary Design/Survey/Permitting

Phase 2 Tasks - Design/Construction Documents/Bidding

Total Phase 1 and Phase 2 Fee

\$77,500.00

~~\$84,000.00~~

\$161,500.00

NOW, THEREFORE, BE IT RESOLVED, the Grand Lake St. Marys LFA Board hereby agrees to the terms of the agreement with Access Engineering Solutions, LLC for the Chickasaw Creek Treatment Train Project Part 1 and authorizes the execution thereof on this 24th day of November, 2020.

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 Yes

Dr. Greg Homan Yes

Mr. Rick Muhlenkamp Yes

Mr. John Bergman Yes

Mr. Don Regula Yes

Mr. Douglas Spencer Yes

Motion carried.

Adopted this 24th day of November, 2020.

ATTEST:

Kim Everman
Kim Everman, Administrator/Clerk
Board of Mercer County Commissioners

Date: NOVEMBER 24, 2020

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA ENTERING
matter of: INTO A SALE AND PURCHASE AGREEMENT WITH LANGENKAMP FAMILY FARM,
LLC, AN OHIO LIMITED LIABILITY COMPANY

The Board of Directors of Grand Lake St. Marys LFA met via teleconference on the 24th day of November, 2020 with the following members present: Mr. Jerry Laffin, Dr. Greg Homan, Mr. Rick Muhlenkamp, Mr. John Bergman, Mr. Doug Spencer, and Mr. Don Regula.

Mr. Rick Muhlenkamp moved the adoption of the following:

RESOLUTION

WHEREAS, the Grand Lake St. Marys LFA Board is in receipt of a Sale and Purchase Agreement by and between them as "Purchaser" and Langenkamp Family Farm LLC, an Ohio limited liability company, whose address is Versailles, OH, as "Seller"; a copy of said agreement is on file in the offices of the Mercer County Commissioners and Auglaize County Commissioners; it will be maintained until no longer of administrative value; and

WHEREAS, the Sale and Purchase Agreement identifies the real property to be sold as follows: Situated in the Township of Butler, County of Mercer, and State of Ohio: Being a part of a 78.864 acres tract in the Southeast Quarter and a 39.984 acres tract in the Northeast Quarter of the Southeast Quarter of Section 23, Town 7 South, Range 3 East, Butler Township, Mercer County, Ohio... containing 88.900 acres of land more or less, of which 31.007 acres is in the Northeast Quarter and 57.893 acres is in the Southeast Quarter; Parent Tax Parcel I.D. #02-007700.0000; Parent Tax Map #08-23-200-010; Parent Tax Parcel I.D. #02-008300.0000; Parent Tax Map #08-23-400-001; and

WHEREAS, the purchase price for said property shall be the sum of One Million Five Hundred Eleven Thousand Three Hundred and no/100 Dollars (\$1,511,300.00);

WHEREAS, pursuant to Resolution dated June 18, 2020, financial assistance for the acquisition of this property is being provided with Clean Ohio Conservation Funds through the Ohio Public Works Commission;

NOW, THEREFORE, BE IT RESOLVED, the Grand Lake St. Marys LFA Board hereby agrees to the terms of the Sale and Purchase Agreement and authorizes the execution thereof by Chairman Laffin.

Mr. Don Regula 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, yes;
Mr. Rick Muhlenkamp, yes;
Dr. Greg Homan, yes;

Mr. John Bergman, yes;
Mr. Don Regula, yes;
Mr. Douglas Spencer, yes;

Motion carried.

Adopted this 24th day of November, 2020.

ATTEST:

Kim Everman
Kim Everman, Administrator/Clerk
Board of Mercer County Commissioners

Date: NOVEMBER 24, 2020

In the: THE BOARD OF DIRECTORS OF GRAND LAKE ST. MARYS LFA APPROVING AN
matter of: AMENDMENT #2 TO THE PASS THROUGH AGREEMENT WITH OHIO
DEPARTMENT OF NATURAL RESOURCES (ODNR)

The Board of Directors of Grand Lake St. Marys LFA met via teleconference on the 24th day of November, 2020 with the following members present: Mr. Jerry Laffin, Dr. Greg Homan, Mr. Rick Muhlenkamp, Mr. John Bergman, Mr. Doug Spencer, and Mr. Don Regula.

Mr. John Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to Resolution dated December 26, 2019, the Grand Lake St. Marys LFA Board entered into a Capital Improvement Budget - "Pass Through Agreement" for funding through ODNR for the AUGL-005C project; specifically the funds will be used for capital improvements around West Beach, located in Auglaize County; and

WHEREAS, pursuant to Resolution dated June 18, 2020 the Grand Lake St. Marys LFA Board approved Amendment #1 to the Capital Improvement Budget – "Pass Through Agreement" to extend the grant project period to June 30, 2021; and

WHEREAS, the LFA Board is in receipt of Amendment #2 to the Capital Improvement Budget – "Pass Through Agreement" to extend the grant project period. The amendment reads as follows:

This amendment to the Capital Improvement Legislative Grant Agreement for "Grand Lake Shoreline Water Quality Improvements" is hereby made and agreed upon by the State of Ohio, acting through the Ohio Department of Natural Resources and by the Grand Lake St. Marys Facilities Authority pursuant to Section 1501.05 of the Ohio Revised Code.

The State and the Grand Lake St. Marys Lake Facilities Authority, in mutual consideration of the promises made herein and in the agreement of which this is an amendment, do promise as follows:

THE CAPITAL IMPROVEMENT GRANT PROJECT PERIOD IS EXTENDED THROUGH JUNE 30TH, 2022.

WHEREAS, in all other respects of the agreement of which this is an amendment shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED, the Grand Lake St. Marys LFA Board hereby agrees to the terms of Amendment #2 to the Capital Improvement Budget - Pass Through Agreement with ODNR and authorizes the execution thereof by Chairman Laffin.

Mr. Douglas 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

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

John Bergman yes
Mr. John Bergman
Don Regula yes
Mr. Don Regula
Douglas Spencer yes
Mr. Douglas Spencer

Motion carried.

Adopted this 24th day of November, 2020.

ATTEST:

Kim Everman
Kim Everman, Administrator/Clerk
Board of Mercer County Commissioners