

IN THE MATTER OF AUTHORIZING THE USE OF CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (CARES) FUNDING FOR PUBLIC SAFETY PAYROLL EXPENSES.

The Board of County Commissioners of Auglaize County, Ohio, met in telephonic session on the 13th day of October, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the federal government established the Coronavirus Relief Fund in Section 5001 of the CARES Act, 116 Public Law 136 (42 U.S.C. Sec. 801), and issued guidance from the US Department of the Treasury for state, territorial, local, and tribal governments on its use; and,

WHEREAS, the state of Ohio passed a portion of such funding to Auglaize County pursuant to Ohio House Bill 481 and House Bill 614 and has issued guidance through the Ohio Office of Budget and Management; and,

WHEREAS, on June 16, 2020, Auglaize County indicated agreement to use the funding in accordance with the CARES Act and guidance from the US Treasury and to set up a special revenue fund to receive and account for the funds (special revenue fund #2868); and,

WHEREAS, the US Treasury guidance recognizes the particular importance of public health and public safety workers to local government responses to the public health emergency, and has provided, as an administrative accommodation, that a local government may presume that public health and public safety employees are substantially dedicated to mitigating or responding to COVID-19, unless the chief executive of the relevant government determines that specific circumstances indicate otherwise.

WHEREAS, under this administrative presumption, work performed by such employees is considered to be a substantially different use than accounted for in the most recently approved budget as of March 27, 2020, and therefore, certain payroll and benefit costs of such employees may be covered using payments from the Coronavirus Relief Fund for services provided during the period that begins on March 1, 2020, and ends on December 30, 2020.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, AUGALIZE COUNTY, STATE OF OHIO, THAT:

Section 1. The county will use CARES Act funding for:

- necessary expenditures incurred due to the public health emergency relating to COVID-19;
- expenditures not accounted for in the budget most recently approved as of March 27, 2020; and
- expenditures incurred from March 1, 2020, through December 30, 2020.

Section 2. The Board of County Commissioners approves the use of CARES Act funds for public safety payroll and benefit expenses pursuant to US Treasury guidance, including authorized leave for vacation, sick, Family and Medical Leave Act, Families First Coronavirus Leave Act, military, bereavement, and jury duty); employee insurance (health, life, dental, vision); OPERS contributions; workers' compensation insurance; and overtime due to COVID-19, as incurred between March 1, 2020, and December 30, 2020.

Section 3. Those public safety employees who substantially dedicated their services to mitigating or responding to the COVID-19 public health emergency serve in the positions of Deputy Sheriffs, Dispatchers, Correction Officers, Jail Nurses, including any administration or supervisory positions with such units. The Sheriff is specifically excluded from this group.

Section 4. Those employees occupying the positions listed in Section 3 substantially dedicated their services to mitigating or responding to the COVID-19 public health emergency by ensuring County safety under the auspices of numerous state orders, assisting County agencies with enforcing any orders relevant to the COVID-19 public health emergency, implementing and modifying many work rules and procedures, and collaborating with organizations and individuals in Auglaize County in order to mitigate and respond to the spread of the Coronavirus Disease 2019;

Section 5. The Board of County Commissioners finds and declares that the expenditure of an amount not to exceed \$1,800,000.00 under the aforementioned program is necessary due to the public health emergency with respect to the COVID-19 pandemic, and is being done in compliance with the provisions of section 5001 of the federal Coronavirus Aid, Relief and Economic Security Act.

Section 6. The Board of County Commissioners, County Auditor, and the Sheriff's Office shall maintain sufficient records of payroll, time, human resources administration, and Coronavirus Relief Fund disbursements to document and support the payments authorized by 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
13th day of
October, 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: Auditor
 Sheriff

County Commissioners Office
Auglaize County, Ohio
October 13, 2020

NO. #20-395

IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO ISSUE A WARRANT TO THE CITY OF WAPAKONETA FROM THEIR PERMISSIVE LICENSE PLATE TAX FUND AS RECOMMENDED BY THE COUNTY ENGINEER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 13th day of October, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, the following letter of request was submitted to the Board of County Commissioners by Doug Reinhart, County Engineer:

The City of Wapakoneta has presented paid invoices for eligible expenses for the reconstruction of Perry Street within the city that total \$1,014,269.92. The City is requesting reimbursement of \$70,000.00 from their permissive license plate fund. The balance in that account is currently \$198,229.82. Please authorize the Auglaize County Auditor to reimburse the City of Wapakoneta the amount of \$70,000.00 for Perry Street reconstruction.

s/Douglas Reinhart
Douglas Reinhart, P.E., P.S.
Auglaize County Engineer

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, respective of Engineer Reinhart's request, does hereby authorize the County Auditor to issue a warrant in the amount of \$70,000.00 made payable to the City of Wapakoneta with funds to be drawn from their Permissive License Plate Tax Fund.

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

Adopted this
13th day of
October, 2020

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman
John N. Bergman yes

Douglas A. Spencer
Douglas A. Spencer Yes

Don Regula
Don Regula yes

cc: County Engineer
 County Auditor
 City of Wapakoneta

IN THE MATTER OF ACCEPTING THE PETITION AND BOND FOR THE DICKMAN 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 13th day of October, 2020.

Commissioner Regula moved the adoption of the following:

RESOLUTION

WHEREAS, on October 7, 2020 the Drainage Technician TJ Place filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by David & Thomas Dickman and others as petitioners, to petition 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. 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 6133 of the Ohio Revised Code.

Said petition being located in Section 29 of St. Marys Township, Auglaize County, Ohio;

Commencing on south side of Southland Road being at a point approximately 25 feet south of the centerline of Southland Road and approximately 1,250 feet east of SR 364; thence Northerly in direction with new subsurface drainage pipe in the same general direction as an existing 18" clay subsurface tile for approximately 2,800 feet and there to terminate at an open ditch being at a point approximately 1,250 feet east of SR 364 and approximately 2,450 feet north of Southland Road. Being located in Section 29 of St. Mary's Township, Auglaize County, Ohio.

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

The above described construction; all cost of engineering, construction and future maintenance shall be assessed to the benefiting 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 Dickman Single Ditch Project; setting the **19th day of November, 2020, at 1:30 p.m., local time**, meeting on Southland Road, ¼ mile east of SR 364, near house 01270 Southland Road, New Bremen, Ohio as the time and place for the view thereon; and,

BE IT FURTHER RESOLVED that the **29th day of December, 2020 at 1:30 p.m. local time**, via telephone conference - 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 Spencer seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:

Adopted this
13th day of
October, 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

✓ ec: County Engineer

SINGLE COUNTY DITCH PETITION RECEIVED

Revised Code, Secs. 6131.04; 6133.02, .03

OCT - 7 2020

To the board of Auglaize County Commissioners, Wapakoneta, Ohio, Oct 7, 2020
Board of County Commissioners

In the Matter of the **DICKMAN DITCH** Single County Ditch

Proceedings to: 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. 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: **DAVID & THOMAS DICKMAN** and others,

The undersigned hereby makes application to your honorable body for: 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.

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:

Commencing on south side of Southland Road being at a point approximately 25 feet south of the centerline of Southland Road and approximately 1,250 feet east of SR 364; thence Northerly in direction with new subsurface drainage pipe in the same general direction as an existing 18" clay subsurface tile for approximately 2,800 feet and there to terminate at an open ditch being at a point approximately 1,250 feet east of SR 364 and approximately 2,450 feet north of Southland Road. Being located in in Section 29 of St. Mary's Township, Auglaize County Ohio.

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

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

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

Petitioners:

David V. Dickman

Kenneth Sudman

Michelle W. Kuhl

Dennis Sudman

BOND FOR THE SINGLE DITCH PETITION

RECEIVED

(TO BE FILED WITH THE DITCH PETITION)

Revised Code, Sec. 6131.06

OCT - 7 2020

Board of
County Commissioners

KNOW ALL MEN BY THESE PRESENTS, That I/we **DAVID and THOMAS DICKMAN**

as principal, and

as sureties, are held and firmly bound unto the State of Ohio, in the sum of **FIVE HUNDRED DOLLARS** to the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors, and administrators.

Signed by us and dated at

Wapakoneta, Ohio, on this

day of _____, 2020.

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

day of _____, 2020.

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 **DAVID and THOMAS DICKMAN** and others, the following being the course and termini of said proposed improvement, to-wit:

Commencing on south side of Southland Road being at a point approximately 25 feet south of the centerline of Southland Road and approximately 1,250 feet east of SR 364; thence Northerly in direction with new subsurface drainage pipe in the same general direction as an existing 18" clay subsurface tile for approximately 2,800 feet and there to terminate at an open ditch being at a point approximately 1,250 feet east of SR 364 and approximately 2,450 feet north of Southland Road. Being located in in Section 29 of St. Mary's Township, Auglaize County Ohio.

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

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

Now, if the said **DAVID and THOMAS DICKMAN** 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

7th day of October, 2020

James Schuler
Auglaize County Auditor

David V. Dickman
petitioner

Kenneth Sudman
co-petitioner or landowner