

County Commissioners Office
Auglaize County, Ohio
October 16, 2018

NO. 18-410

IN THE MATTER OF GRANTING AN ANNEXATION OF 36.141 ACRES, MORE OR LESS, TO THE VILLAGE OF NEW KNOXVILLE FROM WASHINGTON TOWNSHIP; PETITIONED BY CROWN EQUIPMENT CORPORATION; FILED BY JASON THIS, AGENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of October, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on October 12, 2018, a petition for annexation of 36.141 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 Crown Equipment Corporation; 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 Knoxville and Washington 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 36.141 acres, more or less, to the Village of New Knoxville as petitioned by Crown Equipment Corporation pursuant to ORC Section 709.022.

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

Adopted this
16th day of
October, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer Yes
Douglas A. Spencer

Don Regula Yes
Don Regula

John N. Bergman Yes
John N. Bergman

- ✓ cc: County Auditor
- ✓ County Engineer
- ✓ Jason This, Agent
- ✓ Washington Township Trustees
- ✓ Village of New Knoxville

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OCT 12 2018

Board of County Commissioners
Auglaize County, Ohio

ANNEXATION PETITION

The undersigned, CROWN EQUIPMENT CORPORATION, an Ohio corporation, hereinafter referred to as Petitioners, are owners of the following real property located in the Township of Washington, County of Auglaize and State of Ohio, to-wit:

Tract One:

Exhibit "A" Legal Description as noted in Volume 670, Page 1220, Auglaize County Recorder's Official Records is owned by Crown Equipment Corporation, an Ohio corporation.

Prior Deed Reference: Volume 670, Pages 1220, Auglaize County Recorder's Official Records.

Tax Parcel No. M36-020-002-00

Premises known as State Route 219, New Knoxville, Ohio 45871

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

The owners of the real estate and the mailing address is CROWN EQUIPMENT CORPORATION, an Ohio corporation, whose address is 40-44 South Washington Street, 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 Knoxville from the Township of Washington 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.

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OCT 12 2018

Board of County Commissioners
Auglaize County, Ohio

Attached to this petition is an original copy of the annexation agreement of the Village of New Knoxville and Washington 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.

CROWN EQUIPMENT CORPORATION,
an Ohio corporation

October 5, 2018

Date:



Bradley L. Smith, Assistant Treasurer
40-44 South Washington Street
New Bremen, Ohio 45869

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OCT 12 2018

Board of County Commissioners
Audubon County, Ohio

I hereby accept the designation as agent for petitioners, dated this 5th day of October, 2018.

J. K. This

Jason K. This
Agent for Petitioners
5030 State Route 66
P.O. Box 42
New Bremen, Ohio 45869
419-629-8108
419-629-0328 (FAX)
jason@this-law.com

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Board of County Commissioners
Auglaize County, Ohio

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

CROWN EQUIPMENT CORPORATION Approximately 36.141 acres Washington Township
M36-020-002-00

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

Tracts adjacent to the territory proposed for annexation

Crown Equipment Corp. 48.695 acres, Section 20, Washington Township
40 South Washington Street PT SW
New Bremen, Ohio 45869 (mailing address) M39-018-002-00
7587 State Route 219
New Knoxville, Ohio 45871 (physical address)

Crown Controls Corporation 3.64 acres, Section 10, German Township
Nka Crown Equipment Corporation Lot 4 WPT 5 & 6
40 South Washington Street Kellermeyer's Subdivision
New Bremen, Ohio 45869 (mailing address) C10-100-009-00

0 West Second Street
New Bremen, Ohio 45869 (physical address)

Carol J. Katterheinrich, Trustee 40 acres, Section 20, Washington Township
NE SW
11729 Moulton-New Knoxville Road M36-020-012-00
New Knoxville, Ohio 45871 (mailing address)

0 Moulton Angle (Rear)
New Knoxville, Ohio 45871 (physical address)

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Board of County Commissioners
Augustine County, Ohio

Village of New Knoxville 13.53 acres, Section 20, Washington Township
PT W PT SW NE
101 South Main Street, PO Box 246 M36-020-008-01
New Knoxville, Ohio 45871 (mailing address)

0 Moulton Angle (Rear)
New Knoxville, Ohio 45871 (physical address)

Ann K. Williams, et al., Trustees 100 acres, Section 20, Washington Township
PT SE ¼ NE ¼ EPT SW ¼
NE ¼ NW NE
16962 Pusheta Road M36-020-004-01
New Knoxville, Ohio 45871 (mailing address)

10499 Cook
New Knoxville, Ohio 45871 (physical address)

Crown Equipment Corporation 13.728 acres, Section 20, Washington Township
E ½ SE SW & NW SE
40-44 South Washington Street M36-020-001-00
New Bremen, Ohio 45869 (mailing address)

0 SR 219
New Knoxville, Ohio 45871 (physical address)

The Way International 21.3 acres, Section 20, Washington Township
Fraction 12, WPT EX NPT WPT
PO Box 328 M36-020-003-00
New Knoxville, Ohio 45871 (mailing address)

0 State Route 219
New Knoxville, Ohio 45871 (physical address)

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OCT 12 2018

Board of County Commissioners
Auglaize County, Ohio

Exhibit A

[Insert Property description]

LEGAL DESCRIPTION

**ANNEXATION OF 36.141 ACRES TO THE VILLAGE OF NEW KNOXVILLE, OHIO
BEING PART OF A TRACT OF LAND OWNED BY CROWN EQUIPMENT
CORPORATION AS CONVEYED IN OFFICIAL RECORD 670, PAGE 1220 OF THE
AUGLAIZE COUNTY DEED RECORDS KNOWN AS PARCEL M3602000200, SITUATE
IN THE SOUTHEAST QUARTER OF SECTION 20, TOWN 6 SOUTH, RANGE 5 EAST,
WASHINGTON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE FULLY
DESCRIBED AS FOLLOWS:**

Commencing for reference at a monument box with iron pin found at the northeast corner of the southeast quarter of Section 20;
thence, North 89°-49'-45" West, 1338.90 feet, along the north line of said quarter section to an iron pin with cap set and being the principal place of beginning of the tract herein described;
thence, South 01°-23'-15" West, 1342.81 feet, along the west line of a tract of land owned by Ann K. Williams (1/2 interest) and Donald L. & Mary E. Rohrbaugh as described in Official Record 653, Page 511 to an iron pin with cap set;
thence, North 89°-39'-35" West, 449.98 feet, to an iron pin with cap set on the existing corporation limits;
thence, North 01°-23'-15" East, 248.48 feet, along the existing corporation limit to an iron pin with cap set;
thence, North 89°-45'-26" West, 888.14 feet, along the existing corporation limit to an iron pin with cap set on the east line of a tract of land owned by Carol J. Katterheinrich Trustee as described in Official Record 555, Page 573;
thence, North 01°-20'-56" East, 1091.87 feet, along the east line of said Katterheinrich tract to an iron pin with cap set on the southwest corner of a tract of land owned by the Village of New Knoxville as described in Deed Book 220, Page 411;

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Board of County Commissioners
Auglaize County, Ohio

thence, South 89°-49'-45" East, 1338.91 feet, along the south line of said Village of New Knoxville tract to the principal place of beginning.

Containing 36.141 acres more or less and all being subject to any legal highways and easements of record.

The bearings are based on NAD 83 CORS 2011 adjustment, Ohio North Zone, ODOT VRS CORS Network.

The above description was prepared by Allen J. Bertke, Ohio Professional Surveyor Number 8629, based on a field survey performed under his direct supervision and dated May 25, 2018.

Allen J. Bertke, PS #8629

Date

Washington Township – Village of New Knoxville
Annexation Agreement

This Annexation Agreement (this “*Agreement*”) is made at Auglaize County, Ohio, by and between the Board of Trustees for Washington Township, Auglaize County, Ohio (hereinafter referred to as “*Township*”), whose mailing address is 10338 State Route 219, New Knoxville, Ohio 45871, and the Village of New Knoxville (hereinafter referred to as “*Village*”), whose mailing address is 101 S. Main Street, P.O. Box 246, New Knoxville, Ohio 45871.

WITNESSETH:

WHEREAS, Township and Village desire to establish an Annexation Agreement, as permitted under Ohio Revised Code Section 709.021, 709.022 and 709.192 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 fully owned by Crown Equipment Corporation, an Ohio corporation (the “*Crown*”); 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, with provisions for allocation and/or sharing of tax revenues, and the cooperation for provision of other services to the Property; and

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

WHEREAS, Township has agreed to enter into this Agreement, pursuant to a Resolution No. 3-2018, and effective the 11th day of September, 2018, and the Village has agreed to enter into this Agreement by Ordinance No. 2018-06-02, effective the 15th day of August, 2018;

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

ARTICLE 1

THE PROPERTY

The Property shall consist of a certain 36.141 acre parcel and certain portions of certain other parcels owned exclusively by Crown Equipment Corporation located in Washington 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 only be amended by written agreement of the parties to this Agreement and Crown.

ARTICLE 2

ANNEXATION

A. The parties contemplate that the Property shall be annexed into the Village pursuant to and subject to the requirements of the 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 the effected by Crown as the Property owner. 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 of the Property into the Village, it is agreed that the Property shall be treated for tax purposes the same as all other parts of the Village located within Washington Township following the approval and acceptance of the annexation. The Township and Village shall fully cooperate with the State and Auglaize County officials to create an additional taxing district, if necessary.

ARTICLE 3

COOPERATION OF THE TOWNSHIP

A. Township hereby assents to the annexation of the Property to Village. Township further agrees to authorize its designated representative to sign any petitions prepared by Village or its agents to agree to the annexation of any roadways or other property owned by it within the Property area.

B. Township further agrees at the written request of the Village, to appear at any hearings before the County and assist the Village in the annexation of the Property, including providing testimony under oath that Township agrees to the annexation, if necessary.

C. 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

This Agreement is intended to provide Village, with the same allocation of tax revenues for the Property being annexed as all other portions of the City located within Washington Township.

ARTICLE 5

POST ANNEXATION GOVERNMENTAL SERVICES

- A. Upon annexation, Village shall be solely responsible for the zoning of the Property.
- B. Village shall provide to the Property the following municipal services: fire and police protection, waste collection, building and code regulations, civil engineering, traffic engineering, street and road maintenance and repair, parks and recreation, fair employment, fair housing, community development and planning, housing inspection, health and environmental services, economic development and water and sanitary sewer services and municipal electric services, with cost being allocated pursuant to normal Village procedures. The parties agree that the Property is entitled to standard governmental services by Village in the same manner such services are provided to other areas of Village.
- C. The parties agree that the Property is entitled to standard fire protection and emergency medical services by Village and Township in the manner such services are provided to other areas of Village and Township.
- D. Village shall not require any Township representative, Township employee, school or non-profit organization to sign an annexation proxy or consent as a condition precedent to obtaining water service.
- E. All roadways within the Property that will have been the Township's responsibility to maintain and improve but for the annexation shall become the responsibility of Village to maintain and improve. This shall include routine road and street maintenance, including snowplowing, repairing of chuckholes and signage. This shall also include the cost of road capital improvements.

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 XVIII 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 this Agreement are held to be invalid, illegal or unenforceable in any respect, the invalidity, illegality or unenforceability shall not be affected by any other provision 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.

ARTICLE 12

ASSIGNMENT

This Agreement shall be binding upon and inure to the benefit of the parties, their agents, servants, officials, trustees, employees, representatives, assigns and successors.

[Remainder of Page Intentionally Left Blank]

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Board of County Commissioners
Auglaize County, Ohio

In Witness Whereof, this Annexation Agreement is executed, in duplicate, at Auglaize County, Ohio, on the date set forth below.

The Village of New Knoxville

By: Keith Leffel

Its Mayor: Keith Leffel

Date: August 15, 2018

The Board of Trustees For
Washington Township

By: [Signature]

By: [Signature]

By: [Signature]

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

[Signature]
Village Solicitor

[Signature]
County Prosecutor

Exhibit A

[Insert Property description]

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OCT 12 2018

Board of County Commissioners
Auglaize County, Ohio

LEGAL DESCRIPTION

ANNEXATION OF 36.141 ACRES TO THE VILLAGE OF NEW KNOXVILLE, OHIO

BEING PART OF A TRACT OF LAND OWNED BY CROWN EQUIPMENT CORPORATION AS CONVEYED IN OFFICIAL RECORD 670, PAGE 1220 OF THE AUGLAIZE COUNTY DEED RECORDS KNOWN AS PARCEL M3602000200, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 20, TOWN 6 SOUTH, RANGE 5 EAST, WASHINGTON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

Commencing for reference at a monument box with iron pin found at the northeast corner of the southeast quarter of Section 20;

thence, North 89°-49'-45" West, 1338.90 feet, along the north line of said quarter section to an iron pin with cap set and being the principal place of beginning of the tract herein described;

thence, South 01°-23'-15" West, 1342.81 feet, along the west line of a tract of land owned by Ann K. Williams (1/2 interest) and Donald L. & Mary E. Rohrbaugh as described in Official Record 653, Page 511 to an iron pin with cap set;

thence, North 89°-39'-35" West, 449.98 feet, to an iron pin with cap set on the existing corporation limits;

thence, North 01°-23'-15" East, 248.48 feet, along the existing corporation limit to an iron pin with cap set;

thence, North 89°-45'-26" West, 888.14 feet, along the existing corporation limit to an iron pin with cap set on the east line of a tract of land owned by Carol J. Katterheinrich Trustee as described in Official Record 555, Page 573;

thence, North 01°-20'-56" East, 1091.87 feet, along the east line of said Katterheinrich tract to an iron pin with cap set on the southwest corner of a tract of land owned by the Village of New Knoxville as described in Deed Book 220, Page 411;

thence, South 89°-49'-45" East, 1338.91 feet, along the south line of said Village of New Knoxville tract to the principal place of beginning.

Containing 36.141 acres more or less and all being subject to any legal highways and easements of record.

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OCT 12 2018

Board of County Commissioners
Austalia County, Ohio

The bearings are based on NAD 83 CORS 2011 adjustment, Ohio North Zone, ODOT VRS CORS Network.

The above description was prepared by Allen J. Bertke, Ohio Professional Surveyor Number 8629, based on a field survey performed under his direct supervision and dated May 25, 2018.

Allen J. Bertke, PS #8629

Date

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Board of County Commissioners
Auglaize County, Ohio

LEGAL DESCRIPTION

ANNEXATION OF 36.141 ACRES TO THE VILLAGE OF NEW KNOXVILLE, OHIO

BEING PART OF A TRACT OF LAND OWNED BY CROWN EQUIPMENT CORPORATION AS CONVEYED IN OFFICIAL RECORD 1220, PAGE 1220 OF THE AUGLAIZE COUNTY DEED RECORDS KNOWN AS PARCEL M3602000200, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 20, TOWN 6 SOUTH, RANGE 5 EAST, WASHINGTON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

Commencing for reference at a monument box with iron pin found at the northeast corner of the southeast quarter of Section 20;

thence, North 89°-49'-45" West, 1338.90 feet, along the north line of said quarter section to an iron pin with cap set and being the principal place of beginning of the tract herein described;

thence, South 01°-23'-15" West, 1342.81 feet, along the west line of a tract of land owned by Ann K. Williams (1/2 interest) and Donald L. & Mary E. Rohrbaugh as described in Official Record 653, Page 511 to an iron pin with cap set;

thence, North 89°-39'-35" West, 449.98 feet, to an iron pin with cap set on the existing corporation limits;

thence, North 01°-23'-15" East, 248.48 feet, along the existing corporation limit to an iron pin with cap set;

thence, North 89°-45'-26" West, 888.14 feet, along the existing corporation limit to an iron pin with cap set on the east line of a tract of land owned by Carol J. Katterheirnich Trustee as described in Official Record 555, Page 573;

thence, North 01°-20'-56" East, 1091.87 feet, along the east line of said Katterheirnich tract to an iron pin with cap set on the southwest corner of a tract of land owned by the Village of New Knoxville as described in Deed Book 220, Page 411;

thence, South 89°-49'-45" East, 1338.91 feet, along the south line of said Village of New Knoxville tract to the principal place of beginning.

Containing 36.141 acres more or less and all being subject to any legal highways and easements of record.

The bearings are based on NAD 83 CORS 2011 adjustment, Ohio North Zone, ODOT VRS CORS Network.

The above description was prepared by Allen J. Bertke, Ohio Professional Surveyor Number 8629, based on a field survey performed under his direct supervision and dated May 25, 2018.

Allen J. Bertke
Allen J. Bertke, PS #8629



7-12-18
Date

WAS-20-54

**IN THE MATTER OF APPROVING THE PAYMENT OF THE PATHFINDER PROJECT WITH
AHELIO TECH, LTD FOR THE BOARD OF ELECTIONS DEPARTMENT AND BUDGET
ADJUSTMENT.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of
October, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of Elections Director, Michelle Wilcox, informed the Board that the Secretary of State is requiring all Boards of Election in Ohio to participate in a Pathfinder cybersecurity program; and

WHEREAS, Director Wilcox further informed the Board that the Board of Elections did engage AhelioTech Ltd. to perform the cybersecurity program review; and

WHEREAS, Director Wilcox has presented to the Board an invoice from AhelioTech Ltd. in the amount of \$12,500.00 for such services; and

WHEREAS, Director Wilcox did inform the Board that the State of Ohio is offering reimbursement grants for the fees related to the cybersecurity program review; and

WHEREAS, Director Wilcox is requesting additional funds to pay for the AhelioTech services so that she can immediately thereafter submit such proof of payment to the State of Ohio for reimbursement; and

WHEREAS, Board of Elections Director and County Administrator have requested the following budget adjustment to allow for payment of the AhelioTech services:

<u>AMOUNT</u>	<u>FROM:</u>	<u>TO:</u>
\$12,500.00	001.1701.53800 (Transfers)	001.0301.530600 (Contract Services)

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to complete the budget adjustment as mentioned above.

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

Adopted this
16th day of
October, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer
Douglas A. Spencer

Don Regula
Don Regula

John N. Bergman
John N. Bergman

cc: Bd of Elections – Michelle Wilcox

IN THE MATTER OF AUTHORIZING THE PRESIDENT OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS TO CERTIFY THE PUBLIC NOTICE FOR THE NOTICE FOR EARLY PUBLIC REVIEW OF PROPOSAL TO SUPPORT ACTIVITY IN A 100 YEAR FLOODPLAIN IN CONJUNCTION WITH THE OHIO DEVELOPMENT SERVICES AGENCY PY2018 COMMUNITY HOUSING IMPACT & PRESERVATION (CHIP) PROGRAM.

The Board of County Commissioners of Auglaize County met in regular session on the 16th day of October, 2018.

Commissioner Bergman made the motion to adopt the following:

RESOLUTION

WHEREAS, the Board of Commissioners has received a PY2018 Community Housing Impact & Preservation (CHIP) Program and is in the process of conducting an environmental review for the CHIP Program. Funding sources: Community Development Block Grant (CDBG); HOME Investment Partnership Program (HOME); Ohio Housing Trust Fund (OHTF); and Auglaize County HOME Housing Program Income. General project scope includes assistance to low-moderate income (LMI) households with Private Owner Rehabilitation and Home/Building Repair, and any other eligible activities located within Auglaize County.

WHEREAS, this notice is required by Section 2(a)(4) of Executive Order 11988 for Floodplain Management, and is implemented by HUD Regulations found at 24 CFR 55.20(b) for any action that is within and/or affects a floodplain. As currently proposed, the project site will include areas designated as floodplain.

WHEREAS, the required public notice of the above finding and request for release of funds sets forth a period of time expiring on November 2, 2018 at 4:00 p.m. during which time written comments regarding the finding will be received by the Commissioners' Office for consideration.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio hereby authorizes and directs the Clerk of the Board to post the herein described Public Notice and formally authorizes the publication of the same in The Evening Leader and The Wapakoneta Daily News on October 18, 2018; and,

BE IT FURTHER RESOLVED that the Board hereby authorizes the Board President to sign any and all documents required by the State of Ohio related to the Environmental Review of the PY2018 Community Housing Impact & Preservation (CHIP) Program and the Request for Release of Funds on behalf of the Board of County Commissioners.

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

Adopted this
16th day of
October, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer
Douglas A. Spencer

Don Regula
Don Regula

John N. Bergman
John N. Bergman

✓ cc: Poggemeyer Design Group – Gayle Flaczynski

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO
209 S. Blackhoof St., Wapakoneta, Ohio 45895

Phone: 419-739-6710

Fax: 419-739-6711

October 16, 2018

TO: The Evening Leader

FROM: Board of County Commissioners, Auglaize County, Ohio

RE: Public Notice to be published in the Wapakoneta Daily News & The Evening Leader

Please publish, in the smallest print possible, in the Non-Legal Section of the newspapers, the accompanying Public Notice on Thursday, October 18, 2018.

Please send **Certificate of Publication to and invoice to:**

Board of County Commissioners
209 S. Blackhoof St., Room 201
Wapakoneta, OH 45895

Thank you.

Esther Leffel
BOCC Clerk

NOTICE FOR EARLY PUBLIC REVIEW OF A PROPOSAL TO SUPPORT ACTIVITY IN A 100 YEAR FLOODPLAIN

October 18, 2018

To: All Interested Agencies, Groups, and Individuals:

The Auglaize County Board of Commissioners is in process of conducting an environmental review for the Community Housing Impact & Preservation (CHIP) Program. Funding sources: Community Development Block Grant (CDBG); HOME Investment Partnership Program (HOME); Ohio Housing Trust Fund (OHTF); and Auglaize County HOME Housing Program Income. General project scope includes assistance to low-moderate income (LMI) households with Private Owner Rehabilitation and Home/Building Repair, and any other eligible activities located within Auglaize County.

This notice is required by Section 2(a)(4) of Executive Order 11988 for Floodplain Management, and is implemented by HUD Regulations found at 24 CFR 55.20(b) for any action that is within and/or affects a floodplain. As currently proposed, the project site will include areas designated as floodplain.

Auglaize County's alternatives regarding sponsorship of the action would be:

1. Approval as proposed;
2. Disapproval;
3. Approval only if all improvements are located outside of the floodplain;
4. Approval of an equivalent project site located outside of the floodplain; and
5. Approval only if no fill is added in floodplain areas.

Additional information regarding the proposed action may be obtained by contacting Erica L. Preston, County Administrator, at (419) 739-6710 or at the following address: Auglaize County Board of Commissioners, 209 South Blackhoof Street, Room 201, Wapakoneta, Ohio 45895. Any interested person, agency, or group wishing to comment on the project may submit written comments for consideration to the Auglaize County Board of Commissioners at the above listed address by 4:00 p. m. on **November 2, 2018**, which is at least 15 days after the publication of this notice.

**IN THE MATTER OF APPROVING THE CONTRACTOR'S PAY REQUEST #1 FROM
INSITUFORM TECHNOLOGIES, LLC FOR THE VILLAGE OF CRIDERSVILLE 2018
CRITICAL INFRASTRUCTURE NORTHWEST SANITARY SEWER PROJECT, USING PY
2017 CRITICAL INFRASTRUCTURE PROGRAM FUNDS.**

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of October, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, on May 8, 2018, Resolution #18-185, the Board of County Commissioners awarded the bid for the PY 2017 Critical Infrastructure project of the Village of Cridersville Northwest Sanitary Sewer Rehabilitation – Contract A to Insituform Technologies, LLC at the cost of \$140,426.00; and,

WHEREAS, on October 11, 2018 Resolution #18-407, the Board of County Commissioners approved the Change Orders No. 1 and 2 in the amount of \$8,190.00 to decrease the contract to \$132,236.00; and,

WHEREAS, the Board of County Commissioners has now been presented with a Contractor's Pay Request #1 in the amount of \$126,946.56 from Insituform Technologies, LL through Choice One Engineering and the Village of Cridersville.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Pay Request #1 in the amount of \$126,946.56, and does authorize execution by the President of the Board of County Commissioners for said Contractor's Pay Request #1 from Insituform Technologies, LLC, Inc., through the Choice One Engineering and the Village of Cridersville.

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

Adopted this
16th day of
October, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer
Douglas A. Spencer

Don Regula
Don Regula

John N. Bergman
John N. Bergman

cc: Poggemeyer Design Group – Gayle Flaczynski
- Insituform Technologies, LLC
Village of Cridersville
Choice One Engineering – Andy Shuman

IN THE MATTER OF AUTHORIZING BUDGET ADJUSTMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of October, 2018.

Commissioner Bergman moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested to authorize budget adjustments as follows: and,

<u>Computer – Juvenile/Probate Fund:</u>	
Amount:	To: 012.0012.535800 (Reimbursement)
\$ 3,000.00	From: 012.0012.530400 (Equipment)
<u>Juvenile Court/Probation/Probate/Domestic Funds:</u>	
Amount:	To:
\$ 71.28	001.0205.530400 (Equipment)
\$ 1,018.15	001.0206.530300 (Supplies)
\$ 206.81	001.1206.530900 (Other Expenses)
\$ 54.01	001.1206.530300 (Supplies)
\$ 1,800.00	001.1206.532100 (Transcript)
\$ 5,000.00	001.0205.530600 (Contract Services)
	001.0207.530600 (Contract Services)
	001.0207.530600 (Contract Services)
	001.0207.530600 (Contract Services)
	001.0207.530600 (Contract Services)
	001.0205.530300 (Supplies)

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the budget adjustments to show the changes as tabulated above.

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

Adopted this
16th day of
October, 2018

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer Yes
Douglas A. Spencer

Don Regula Yes
Don Regula

John N. Bergman Yes
John N. Bergman

cc ✓ County Auditor
✓ County Administrator
✓ Juvenile/Probate/Domestic Court Judge