

IN THE MATTER OF RETAINING THE EMPLOYMENT OF SPECIAL COUNSEL TO FORM A COMMUNITY IMPROVEMENT CORPORATION IN FAVOR OF THE BOARD COUNTY COMMISSIONERS OF AUGLAIZE COUNTY.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of October, 2010.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, this Board recognizes that the restoration of Grand Lake St. Marys is of the utmost importance to the citizens of Auglaize County (the "County") and the citizens of Mercer County; and

WHEREAS, Ohio Revised Code ("R.C.") Sections 305.14(B) and 309.09(C) collectively provide that this Board may employ special legal counsel to represent it in any matter of public business coming before the Board, so long as the total compensation paid to such special legal counsel in any year does not exceed the total annual compensation paid to the Auglaize County Prosecuting Attorney (the "Prosecuting Attorney"); and

WHEREAS, the County desires to employ the law firm of Vorys, Sater, Seymour and Pease LLP as special counsel pursuant to R.C. Sections 305.14(B) and 309.09(C) to work collaboratively with the Board of County Commissioners of Mercer County to form a Community Improvement Corporation ("CIC") for the purpose of coordinating initial efforts to restore Grand Lake St. Marys; and

WHEREAS, the Board of County Commissioners of Mercer County plans to pass or has passed a similar resolution employing Vorys, Sater, Seymour and Pease LLP to represent it in the formation of the CIC, in collaboration with this Board; and

WHEREAS, the retention of special counsel to form the CIC is in the best interest of the County;

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

Section 1. This Board, pursuant to R.C. Sections 305.14(B) and 309.09(C), hereby retains the law firm of Vorys, Sater, Seymour and Pease LLC as special counsel to represent the Board and its members in their official capacities in the formation of the CIC, and to provide legal advice in any and all matters arising from or related thereto, at a total amount not to exceed \$2,500 and not to exceed in the aggregate in any year the salary of the Prosecuting Attorney.

Section 2. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any decision making bodies of the County that resulted in such formal actions were in meetings open to the public and in compliance with all legal requirements.

Section 3. This Resolution shall take effect and be in force from and after its passage.

Commissioner Bergman seconded the Resolution and upon the roll being called. The vote resulted in the adoption of the Resolution as follows:

Adopted this
28th day of
October, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula
John N. Bergman ye
John N. Bergman
Douglas A. Spencer Yes
Douglas A. Spencer

CERTIFICATION

As duly appointed Clerk of the Board of County Commissioners, Auglaize County, Ohio, I do hereby certify that the attached is a true and correct copy of Resolution No. _____ approved and passed by the Board County Commissioners of Auglaize County, Ohio, on October 28, 2010.

Esther Leffel, Clerk
Board of County Commissioners
Auglaize County, Ohio

Dated: _____

IN THE MATTER OF APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN AUGLAIZE COUNTY AND BUCKEYE EXTERMINATING, INC. FOR THE PEST INSPECTIONS REQUIRED UNDER THE COMMUNITY HOUSING IMPROVEMENT PROGRAM FOR F.Y. 2010.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of October, 2010.

Commissioner Spencer moved the adoption of the following:
RESOLUTION

WHEREAS, Auglaize County has applied for Federal funding for housing assistance from the State of Ohio, Department of Development, Community Housing Improvement program (CHIP); for nine (9) client families within the County; and,

WHEREAS, it is necessary for the County to enter into an agreement with a company which can complete pest inspections and treatment for the residences if necessary; and,

WHEREAS, Auglaize County and Poggemeyer Design Group, the Administrator of the County's CHIP program, have chosen Buckeye Exterminating, Inc. to perform said inspections, which will be supervised by Poggemeyer Design Group rehabilitation specialist; and,

WHEREAS, an agreement for this pest inspection service has been presented to the Board of County Commissioners showing the term of the agreement retroactive from September 1, 2010 through October 31, 2012; the service fee is determined by the location of the inspections within the county with a total anticipated cost ranging from \$630.00 to \$720.00; and,

WHEREAS, that Board is requested to approve this agreement and execute same.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Service Agreement between Auglaize County and Buckeye Exterminating Inc. for pest inspections of properties being rehabilitated through the F.Y. 2010 CHIP program; and,

BE IT FURTHER RESOLVED that said Board does authorize Don Regula, President of the Board of Auglaize County Commissioners to execute the Service Agreement as presented.

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

Adopted this
28th day of
October, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: Poggemeyer Design Group – Dianne Guenther
✓ Buckeye Exterminating
✓ County Administrator

**Agreement
for Pest Inspection Services Between Auglaize County, Ohio
and Buckeye Exterminating of Ottoville, Ohio**

Whereas, the Auglaize County Board of Commissioners has applied for Federal funds for housing assistance for their respective locale from the State of Ohio through the Community Housing Improvement Program (CHIP) for the period from September 1, 2010 through December 31, 2012; and

Whereas, Auglaize County will be providing private-owner rehabilitation assistance in the form of declining/deferred loans to eligible families using funds from the CHIP program; and

Whereas, the State requires that all homes receiving private-owner rehabilitation assistance utilizing CHIP program funds be inspected for pests and receive treatment, if needed;

Therefore; it is Mutually agreed as follows:

1. That the Auglaize County Board of Commissioners agrees to utilize the professional services of Buckeye Exterminating, (hereinafter referred to as Pest Consultant), to assist with the Project known as the Auglaize County FY2010 CHIP.

2. That Pest Consultant shall provide for the County the following professional services:

I. Pest Inspection:

A. Ted Gawronski, Rehabilitation Specialist with Poggemeyer Design Group, (the County's CHIP consultant), will contact Buckeye Exterminating with each private-owner rehabilitation participant and request inspection of the property.

B. Buckeye Exterminating will contact the CHIP participant to set up an appointment for the pest inspection.

C. Buckeye Exterminating will provide the original pest report for services to Poggemeyer Design Group, Inc., 1168 North Main Street, Bowling Green, Ohio 43402. A faxed copy shall also be provided to 419-353-0187.

D. The invoice for inspection services will be addressed to the Auglaize County Board of Commissioners; and mailed to Poggemeyer Design Group, Inc. 1168 North Main Street, Bowling Green, Ohio 43402, for payment.

II. Pest Treatment:

A. If treatment is necessary, Buckeye Exterminating will contact the rehabilitation specialist, Ted Gawronski, to schedule/coordinate the said work at the property.

- B. The invoice for treatment services will be sent to Poggemeyer Design Group, Inc. for payment.
3. That the Pest Consultant is an independent contractor for the Project, responsible for methods and means used in performing the Consultant's services under this Agreement, and is not an employee, agent, or partner of Auglaize County or Poggemeyer Design Group, Inc.
 4. That if the work performed by the Pest Consultant is not performed in a manner satisfactory to the Auglaize County Board of Commissioners, then the County retains the right to terminate this Agreement at any time. This Agreement may also be terminated by either party for any reason with fourteen (14) days written notice. Unless the termination is the fault of the Pest Consultant, the Pest Consultant shall be compensated for all services performed prior to receipt of written notice from the County of such termination.
 5. That this Agreement between Buckeye Exterminating and Auglaize County will be in effect through December 31, 2012.
 6. That participant receiving CHIP private-owner rehabilitation will be referred to the Pest Consultant by Poggemeyer Design Group, Inc.
 7. That the anticipated number of clients to receive pest inspection services is listed below:

Auglaize County -- nine (9) client families
 8. That the Auglaize County Board of Commissioners will provide to the Pest Consultant a service fee of \$70 (Wapak/St. Marys area)- \$80 (Waynesfield and like areas) per property inspected, depending upon the location of the property. It is anticipated that nine (9) clients will be assisted during this contract period for an anticipated cost ranging from \$630.00 (9 x \$70) to \$720.00 (9 x \$80).



 Auglaize County Board of Commissioners

 Pest Consultant

Buckeye Exterminating
 24018 State Route 224
 P.O. Box 246
 Ottoville, Ohio 45876

 Date

10-28-2010

P:\clients\3510\064\contract\Pest Inspection Agreement.wpd

 Federal Identification Number

IN THE MATTER OF ENACTING THE IMPERATIVE EXTENSION OF THE FEDERAL LEGISLATION VOLUMETRIC ETHANOL EXCISE TAX CREDIT (VEETC).

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of October, 2010.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, corn ethanol is important to the people of Ohio and to the residents of the Auglaize County community as providers of much needed jobs. The sale of corn provides 33,412 jobs in Ohio and generates \$358,045,696 in labor income; and,

WHEREAS, Ohio motorists use more than 500 million gallons of ethanol per year and corn ethanol plants have helped rejuvenate rural Ohio communities by creating high-paying jobs thus boosting local tax revenues; and,

WHEREAS, VEETC is even more essential in the current economy, not only for stable employment but also because it has led to revenue for the U.S. Treasury and contributed more than \$65.5 billion to the GDP; and,

WHEREAS, the Volumetric Ethanol Excise Tax Credit – VEETC provides oil producers with an incentive of 45 cents per gallon to blend ethanol with gasoline; and

WHEREAS, despite the tremendous importance of the corn ethanol industry to Ohio and its economy, if VEETC is not renewed there will be 112,000 lost jobs, a 38 percent decrease in ethanol production and two of Ohio's five ethanol plants could close; and

WHEREAS, if VEETC is not renewed, throughout a 10-year period, single-year high-job losses of more than 160,000 and single-year economic losses reaching more than \$39 billion are predicted; and

WHEREAS, if renewed, VEETC will aid in the federally mandated use of 36 billion gallons of renewable fuel by 2022 to help assert energy security.

THEREFORE BE IT RESOLVED, the Board of Commissioners of Auglaize County, Ohio does hereby urges Congress to immediately renew VEETC within H.R. 4940, the Renewable Fuels Reinvestment Act, which will extend the credit another five years (until 2015).

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

Adopted this
28th day of
October, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, y
Douglas A. Spencer

- cc: Hon. Jim Jordan
- ✓ Hon. John A. Boehner
- ✓ Hon. Sherrod Brown
- ✓ Hon. George V. Voinovich

IN THE MATTER OF AMENDING THE ANNUAL APPROPRIATION DUE TO MONEYS CERTIFIED AND NOT APPROPRIATED IN THE AUGLAIZE CBDD COMMUNITY ALTERNATIVES FUND.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th day of October, 2010.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board has been requested by Todd R. Busse, Director of Business & Finance for the Auglaize County Board of Developmental Disabilities to increase the Annual Appropriation with moneys that were certified and unappropriated; and,

WHEREAS, the request is to amend the 2010 Annual Appropriation to reflect the following increase in the Community Alternatives Fund;

Increase 021.0021.530600 (Contract Services) by \$150,000.00;

THEREFORE BE IT RESOLVED that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the 2010 Annual Appropriation Resolution be amended to show the increase as tabulated above.

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

Adopted this
28th day of
October, 2010

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, yes
Douglas A. Spencer

cc: County Auditor
Auglaize CBDD