

IN THE MATTER OF AUTHORIZING CHANGE ORDER #6 TO THE CONTRACT WITH PETERSON CONSTRUCTION COMPANY – GENERAL CONTRACTOR FOR THE AUGLAIZE COUNTY COURTHOUSE RENOVATION PROJECT; AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE SAID AMENDMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 29th day of September, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on January 11, 2011, in Resolution #11-012, the Board of County Commissioners executed a contract with Peterson Construction Company for the general construction portion for the Auglaize County Courthouse Renovation Project. Peterson Construction has stated in the contract that the base amount for the general construction of the Courthouse Renovation Project is \$3,000,000.00; and,

WHEREAS, due to the following change to furnish and install all necessary labor and material to change out locks for doors 104, 116a, 122a, 128b as described in option #1 of PR #14; and,

WHEREAS, the total increase for the changes stated above for Change Order #6 is \$5,444.00; and,

WHEREAS, the Board of County Commissioners has agreed to this increase; and,

WHEREAS, a Change Order #6 has been prepared by Peterson Construction Company reflecting above mentioned fee increase; same is to be executed by the President of the Board.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve the Change Order #6 for the contract with Peterson Construction Company for the general construction portion of the Court House Renovation Project; and,

BE IT FURTHER RESOLVED that President of the Board is hereby authorized to execute said Change Order #6 as presented by Peterson Construction Company, thereby increasing said contract by \$5,444.00 to a total of \$3,197,223.00.

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

Adopted this
29th day of
September, 2011

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: Peterson Construction Company
✓ Garmann/Miller



AIA® Document G701™ – 2001

Change Order

PROJECT (Name and address): Renovations to the Auglaize County Courthouse	CHANGE ORDER NUMBER: 006 DATE: September 19, 2011	OWNER: <input checked="" type="checkbox"/> ARCHITECT: <input checked="" type="checkbox"/> CONTRACTOR: <input checked="" type="checkbox"/> FIELD: <input type="checkbox"/> OTHER: <input type="checkbox"/>
TO CONTRACTOR (Name and address): Peterson Construction Company 18817 State Route 501 N. Wapakoneta, Ohio 45895	ARCHITECT'S PROJECT NUMBER: 10015.0 CONTRACT DATE: January 11, 2011 CONTRACT FOR: General Construction	

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)
Furnish and install all necessary labor and material to change out locks for doors 104, 116a, 122a, 128b as described in option #1 of PR #14. Add \$5,444.00

TOTAL CHANGE: \$5,444.00

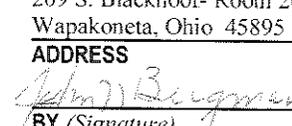
- (Remaining Carpet Contingency Allowance - \$30,000.00)
- (Remaining Building Letters/Signs/Dedication Plaque Contingency Allowance - \$2,500.00)
- (Remaining Acoustical Treatment Contingency Allowance - \$45,000.00)
- (Remaining Finish Interior Stairs Contingency Allowance - \$10,000.00)

The original Contract Sum was	\$ 3,000,000.00
The net change by previously authorized Change Orders	\$ 191,779.00
The Contract Sum prior to this Change Order was	\$ 3,191,779.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 5,444.00
The new Contract Sum including this Change Order will be	\$ 3,197,223.00

The Contract Time will be unchanged by Zero (0) days.
The date of Substantial Completion as of the date of this Change Order therefore is May 27, 2012

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

<u>Garmann-Miller & Associates, Inc.</u> ARCHITECT (Firm name)	<u>Peterson Construction Company</u> CONTRACTOR (Firm name)	<u>Auglaize County Commissioners</u> OWNER (Firm name)
<u>38 S. Lincoln Drive, P.O. Box 71, Minster, Ohio 45865</u> ADDRESS	<u>18817 State Route 501 N. Wapakoneta, Ohio 45895</u> ADDRESS	<u>209 S. Blackhoof- Room 201, Wapakoneta, Ohio 45895</u> ADDRESS
 BY (Signature) <u>JULIE SABOURIN</u> (Typed name)	 BY (Signature) <u>Glen L. Renner</u> (Typed name)	 BY (Signature) <u>John N. Bergman</u> (Typed name) BOCC President
<u>23 SEPT 2011</u> DATE	<u>9/22/11</u> DATE	<u>9/29/2011</u> DATE

IN THE MATTER OF APPROVING AN AGREEMENT BETWEEN AUGLAIZE ACRES AND MICHAEL L. PELTIER, D.P.M. FOR PODIATRY SERVICES; AUTHORIZING PRESIDENT OF THE BOARD TO EXECUTE SAID AGREEMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 29th day of September, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize Acres Administrator Connie Pierce submitted a Podiatry Services Agreement to the Board of County Commissioners between Michael L. Peltier, D.P.M and Auglaize Acres to provide prophylactic podiatry services to those residents who chose to utilize his services; and,

WHEREAS, the effective date of this contract is October 1, 2011. Either party may terminate this agreement upon thirty (30) days prior written notice.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the agreement between Auglaize Acres and Michael Peltier, D.P.M. as mentioned above; and,

BE IT FURTHER RESOLVED that the Board does authorize the President of the Board, John N. Bergman, to hereby to execute said agreement.

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

Adopted this
29th day of
September, 2011

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 Acres – Connie Pierce

County Commissioners Office
Auglaize County, Ohio
September 29, 2011

No. 11-368

IN THE MATTER OF DECLARING RESOLUTION # 11-360 NULL AND VOID AS REQUESTED BY THE COUNTY AUDITOR.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 29th day of September, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on September 27, 2011, in Resolution #11-360, the Board of County Commission authorized reductions to the 2011 Appropriation; and,

WHEREAS, the County Auditor has informed the Board of County Commissioners that this resolution was incorrect and should be declared null and void; and,

THEREFORE BE IT RESOLVED, the Board of Commissioners of Auglaize County, Ohio does hereby, at the request and direction of the County Auditor, declare the following Resolution null and void:

Reso. #11-360 of authorizing reductions to the 2011 Appropriation budgeted as requested by the County Auditor.

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

Adopted this
29th day of
September, 2011

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 – Janet Schuler

**IN THE MATTER OF ACCEPTING THE PETITION AND BOND FOR THE HOLLMAN 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 29th day of September, 2011.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on September 26, 2011, the County Engineer Doug Reinhart filed with the Board of County Commissioners of Auglaize County, Ohio, a petition signed by Kraig MacWhinney and others, as petitioners, to locate and install subsurface tile and catch basins, attach and install laterals, remove obstructions, improve surface drainage, and install erosion control structures; the substance and prayer of which said petition is, that the construction of the improvement is necessary and will be conducive to the public welfare, and prays for the making of such improvement on the following described course:

Commencing at an existing subsurface tile in Section 19, Noble Township, Auglaize County, Ohio, approximately 2600 feet North of Glynwood Road and on the West side of an open ditch laying adjacent and West of Maier Barber Road; then South and West running parallel to an existing subsurface tile through Glynwood Road into Section 30, Noble Township; thence continuing South and West through Koenig Road and there to terminate.

Said improvement is to be known as the Hollman Ditch.

All costs of engineering, construction and future maintenance shall all be assessed to the benefitting parcels of ground as described in Section 6131 of the Ohio Revised Code. The exact location of all tile and catch basins (if necessary), as well as the sizes of tile required shall be determined at the time of the engineering survey and field survey to be performed by the Auglaize County Engineer's Office between the first and second legal 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 Hollman Ditch Project; setting the 8th day of November, 2011, at 2:00 p.m., local time, meeting on Glynwood Road 750' East of Koenig Road at existing culvert crossing, as the time and place for the view thereon; and,

BE IT FURTHER RESOLVED that the 8th day of December, 2011, at 1:30 p.m., local time, in the Commissioners Chambers, Auglaize Acres - 2nd Floor, 13093 Infirmary Road, 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 be given as requested by law.

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

Adopted this
29th day of
September, 2011

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 Engineer

SINGLE COUNTY DITCH PETITION

Single or joint

Revised Code, Secs. 6131.04; 6133.02, .03

RECEIVED

SEP 15 2011

Wapakoneta, Ohio,

June 8, 2011

Petition to

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

To the board of County Commissioners,

AUGLAIZE

County, Ohio:

The undersigned hereby petition your honorable body to¹

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

On the course hereinafter set forth.

The construction of the improvement is necessary, and will be conducive to the public welfare.

The following is the course and termini of said proposed improvement, to-wit:

Commencing

Commencing at an existing subsurface tile in Section 19, Noble Township, Auglaize County, Ohio, approximately 2600 feet North of Glynwood Road and on the West side of an open ditch laying adjacent and West of Maier Barber Road; Thence South and West running parallel to an existing subsurface tile through Glynwood Road into Section 30, Noble Township; Thence continuing South and West through Koenig Road and there to terminate.

The above described construction, engineering, and maintenance shall all be assessed to the benefitting parcels of ground as required under Section 6131 of the Ohio Revised Code.

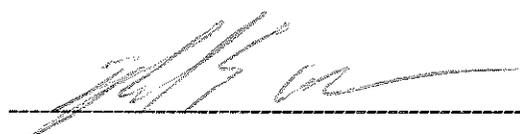
The exact location of all tile and catch basins (if necessary), as well as the sizes of tile required shall be determined at the time of the engineering study and field survey to be performed by the Auglaize County Engineer's Office between the first and second legal hearings.

The following is the nature of the work petitioned for:

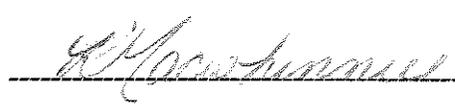
LOCATE, INSTALL SUBSURFACE TILE and CATCH BASINS, ATTACH and INSTALL LATERALS, REMOVE OBSTRUCTIONS, IMPROVE SURFACE DRAINAGE, and INSTALL EROSION CONTROL STRUCTURES

Additional Petitioners:

Katherine M. Welnes



Tom Prewer



Ms Peter

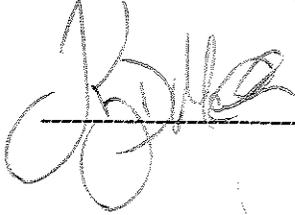
Ann Marie Peterson

Linda McDermitt

Robert McDermitt

Jay Liffel Noble Twp Trustee

James E. Johns TRUSTEE
Brian Cook Noble Twp Trustee



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

BOND

(TO BE FILED WITH DITCH PETITION)
Revised Code, SEC. 6131.06

KNOW ALL MEN BY THESE PRESENTS, *That we,*

KRAIG MACWHINNEY & OTHERS

, as principal, and

as suret, are held and firmly bound unto the State of Ohio, in the sum of¹

FIVE HUNDRED and 00/100 (\$500.00)

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

, Ohio, this

day of

, 2011

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

day of

, 2011, the above bound

KRAIG MACWHINNEY & OTHERS

filed their petition with the Clerk of the County Commissioners of Auglaize County, Ohio,

making application to the County Commissioners to²

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

petitioned for by

KRAIG MACWHINNEY & OTHERS

the following being the course and termini of said proposed improvement, to-wit:

Commencing at an existing subsurface tile in Section 19, Noble Township, Auglaize County, Ohio, approximately 2600 feet North of Glynwood Road and on the West side of an open ditch laying adjacent and West of Maier Barber Road; Thence South and West running parallel to an existing subsurface tile through Glynwood Road into Section 30, Noble Township; Thence continuing South and West through Koenig Road and there to terminate.

Now, if the said _____ *will pay the cost 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, 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

23 day of September, 2011

Joan Schuel

[Handwritten signatures and stamps]

1. Two hundred dollars, plus the sum of twenty-five cents for each parcel of land in excess of two hundred parcels averred in the petition to be benefitted.
2. Locate, construct, reconstruct, straighten, deepen, widen, alter, box, tile, fill, etc., for proper phraseology see Sec. 6331.04 O.R.C.