

**Minutes for Tuesday, March 26, 2019**

Mr. Schlumbohm moved the adoption of the following Resolution:

RESOLVED, that per the request of the Putnam County Commissioners for the purpose of the County General Fund the following advance of funds is authorized by the Board of County Commissioners:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
R 6, Advance Out (Repay County General for Advance in Jan, 2018 of \$40,000.00, Jul '18 \$5,000.00 & part of Oct'18 \$25,000.00)	A 25A, Advance In	\$70,000.00

Mr. Schroeder seconded the motion

Vote: Mr. Lammers yes      Mr. Schlumbohm yes      Mr. Schroeder yes  
Comm. Jrl. 113, Page 342

Mr. Schlumbohm moved the adoption of the following Resolution:

BE IT RESOLVED, That per the request of The Board of County Commissioners for the purpose of the Airport Construction Grant Fund the following advance of funds is authorized by the Board of County Commissioners:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
57 AO, Advance Out (Repay remaining balance of Advances from Aug '17)	A 25A, Advance In	\$7,900.00

Mr. Schroeder seconded the motion

Vote: Mr. Lammers yes      Mr. Schlumbohm yes      Mr. Schroeder yes  
Comm. Jrl. 113, Page 343

Mr. Lammers moved the adoption of the following Resolution:

**WHEREAS**, The Board of County Commissioners is of the opinion that the flow of traffic in the court house will be at a minimum on Good Friday, April 19, 2019, and to allow employees to attend services if they so desire.  
now therefore, be it

**RESOLVED**, The Board of County Commissioners does hereby close the Putnam County Court House at noon on Friday, April 19, 2019.

Mr. Schroeder seconded the motion

Vote: Mr. Lammers yes                      Mr. Schlumbohm yes                      Mr. Schroeder yes  
Comm. Jrl. 113, Page 344

Mr. Lammers moved the adoption of the following Resolution:

BE IT RESOLVED, By the Board of County Commissioners of Putnam, Ohio, that to provide for the unanticipated revenues for the fiscal year ending December 31, 2019, the following sums be and the same are hereby appropriated for the purpose for which expenditures are to be made during the fiscal year as follows:

Fund 015, Soil Conservation  
L 3, Equipment.....\$15,000.00  
Mr. Schlumbohm seconded the motion

Vote: Mr. Lammers yes                      Mr. Schlumbohm yes                      Mr. Schroeder yes  
Comm. Jrl. 113, Page 345

Mr. Schlumbohm moved the adoption of the following Resolution:

BE IT RESOLVED, By the Board of County Commissioners of Putnam, Ohio, that to provide for the unanticipated revenues for the fiscal year ending December 31, 2019, the following sums be and the same are hereby appropriated for the purpose for which expenditures are to be made during the fiscal year as follows:

Fund 001, County General  
14 D 1, Various settlements ..... \$331.18

Fund 068, Mental Health  
AA 11, Other expense ..... \$77.54

Fund 100, E-911 System  
100 MS, Miscellaneous.....\$159.08

Fund 022, Brookhill Center School  
8 E 7, Miscellaneous expenses..... \$402.20

Fund 063, Health  
E 12, Other expense.....\$63.16

Fund 120, PCEMS  
120 OTH, Other expense.....\$71.12

February 2019 Mobile Home Tax Settlement  
Mr. Schroeder seconded the motion

Vote: Mr. Lammers yes                      Mr. Schlumbohm yes                      Mr. Schroeder yes  
Comm. Jrl. 113, Page 346

Mr. Lammers moved the adoption of the following Resolution:

BE IT RESOLVED, By the Board of County Commissioners of Putnam, Ohio, that to provide for the unanticipated revenues for the fiscal year ending December 31, 2019, the following sums be and the same are hereby appropriated for the purpose for which expenditures are to be made during the fiscal year as follows:

Fund 100, County General  
100 CUPG, Communication Upgrades.....\$ 245,000.00

Mr. Schlumbohm seconded the motion

Vote: Mr. Lammers yes                      Mr. Schlumbohm yes                      Mr. Schroeder yes  
Comm. Jrl. 113, Page 347

Mr. Schlumbohm moved the adoption of the following Resolution:

WHEREAS, pursuant to Amended Substitute Senate Bill 135 of the 132nd Ohio General Assembly (as the same may be amended, modified, revised, supplemented or superseded from time to time, the "Act") and the financing program authorized thereunder (the "SoS Financing Program"), the Secretary of State of the State of the Ohio (the "Sublessor") is providing financing to Ohio counties for the acquisition of voting systems, including, but not limited to, voting machines, marking devices, automatic tabulating equipment, and direct record electronic voting machines, as defined in Ohio Revised Code ("ORC") Section 3506.01, together with associated allowable expenditures, as defined in the Act; and

WHEREAS, in accordance with ORC Section 3506.02, it has been determined that the equipment used by the citizens of the County of Putnam, Ohio (the "Sublessee") to vote in federal, state and local elections shall be changed to that equipment described in the Proposal of ES&S (the "Vendor") dated February 13, 2019 (the "Proposal"); and

WHEREAS, the Vendor has submitted a draft contract for the implementation of the Proposal to the Sublessee (the "Project Contract"), and the Sublessor has reviewed and approved the Project Contract (as it relates to the SoS Financing Program) and the Project Equipment (as hereinafter defined); and

WHEREAS, the Proposal requires the Sublessee to acquire certain voting machines and equipment (the "Project Equipment") and pay certain costs related to implementing the Proposal (along with the acquisition of the Project Equipment, the "Project") and this Board of County Commissioners of the Sublessee (the "Legislative Authority") desires to accept the Proposal, enter into the Project Contract, undertake the Project, and finance a portion of the cost of the Project by utilizing the provisions of the SoS Financing Program;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Putnam, State of Ohio, that:

SECTION 1. It is hereby determined to be necessary, desirable and expedient, and in the best interests of the Sublessee and its citizens, for the Sublessee (i) to accept the Proposal, (ii) enter into the Project Contract, (iii) acquire the Project Equipment, and (iv) finance a portion of the costs of the Project Equipment (the "State-Financed Equipment") and other costs of the Project by participating in the SoS Financing Program.

SECTION 2. The Sublessee's participation in the SoS Financing Program shall be evidenced by a Sublease-Purchase Agreement between the Sublessor and the Sublessee (together with all exhibits and appendices thereto, the "Sublease"). At least two members of the Legislative Authority and the Sublessee's County Auditor (collectively, the "County Signers") are hereby separately and individually authorized, alone or with others, to execute and deliver the Sublease on behalf of the Sublessee in substantially the form presently on file with the Legislative Authority, which is hereby approved, with such changes not substantially adverse to the Sublessee as the County Signers may approve; the approval of such changes and that the same are not substantially adverse to the Sublessee shall be conclusively evidenced by the execution of the Sublease by the County Signers.

SECTION 3. All of the obligations of the Sublessee set forth and covenants made by the Sublessee under the Sublease are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Sublessee within the meaning of ORC Section 2731.01 et seq.

SECTION 4. Pursuant to the SoS Financing Program, the Sublessee shall not be required to make any scheduled payments towards the purchase of the State-Financed Equipment to the Sublessor or any other entity. To pay that portion of the cost of the Project not financed through the SoS Financing Program, there is hereby appropriated from the Sublessee's County General Fund (i) the amount of \$25,275.00, and (ii) to pay the Sublessee's other obligations under the Sublease during this 2019, the amount of \$25,275.00 .

SECTION 5. The County Signers and other appropriate officers of the Sublessee, or any of them, are hereby separately and individually authorized and directed to (i) make the necessary arrangements with the Sublessor to establish the date, location, procedure and conditions for executing and delivering the Sublease, and delivering the Sublease to, the Sublessor, and (ii) give all appropriate notices and execute and deliver, on behalf of the Sublessee, such additional instruments, documents, agreements, certificates, and other papers as may be in their discretion necessary or appropriate in order to carry out, give effect to and consummate the transaction contemplated thereby in such forms as the official executing the same may approve, and to take all other steps necessary or appropriate to effect the due execution, delivery and performance of the Sublease pursuant to the provisions of this resolution. The Clerk of the Board of County Commissioners shall furnish to the Sublessor a true transcript of proceedings pertaining to the Sublease containing such information from the records of the Sublessee as is necessary to evidence or determine the regularity and validity of the authorization,

execution and delivery of the Sublease. Each of the County Signers is hereby separately and individually designated to act as the authorized representative of the Sublessee for purposes of the Sublease until such time as the Legislative Authority shall designate any other or different authorized representatives for such purpose.

SECTION 6. The Sublease shall constitute a special obligation of the Sublessee. Nothing in the Sublease or any agreements or documents relating thereto shall constitute or be construed or deemed to constitute a debt, bonded indebtedness or a general obligation of the Sublessee. Neither the taxing power nor the full faith and credit of the Sublessee are pledged or shall be pledged for the payment or security of the Sublease, or any other related agreement or document.

SECTION 7. The Legislative Authority acknowledges that the Sublessor has obtained funds for the SoS Financing Program by utilizing a sublease-purchase / certificates of participation arrangement, and that the interest component of the Sublessor's lease payments thereunder is intended to be exempt from federal income taxation under the Internal Revenue Code of 1986, as amended and the regulations prescribed thereunder (the "Code"). The Legislative Authority hereby covenants that it will restrict the use of the State-Financed Equipment in such manner and to such extent, if any, as may be necessary after taking into account reasonable expectations at the time the Sublease is entered into, so that the interest portion of such lease payments by the Sublessor will not be subject to federal income taxation under the Code. Any County Signer or any other officer having responsibility with respect to the execution and delivery of the Sublease is authorized and directed to give an appropriate certificate on behalf of the Sublessee on the date of delivery of the Sublease, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the State-Financed Equipment and other matters under the Code.

SECTION 8. It is hereby determined that the terms of the Sublease and this resolution are in compliance with all legal requirements. If any section, paragraph, clause or provision of this resolution or the Sublease shall for any reason be held invalid or unenforceable, such invalidity or unenforceability shall not affect any remaining provisions of this resolution or the Sublease, respectively. Any provisions of any ordinance or resolution inconsistent with this resolution are hereby repealed, but only to the extent of such inconsistency; this provision shall not be construed as reviving any ordinance or resolution or any part thereof.

SECTION 9. It is found and determined that all formal actions of the Legislative Authority concerning and relating to the adoption of this resolution were adopted in an open meeting of the Legislative Authority, and that all deliberations of the Legislative Authority and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including ORC Section 121.22.

SECTION 10. This resolution shall take effect and be in force upon its adoption.

ADOPTED March 26, 2019.

Mr. Lammers seconded the motion

Vote: Mr. Lammers yes Mr. Schlumbohm yes Mr. Schroeder yes  
Comm. Jrl. 113, Page 348-350

### **Now and Then Purchase order**

**Youth Subsidy**.....purchase order 38841

Mr. Schlumbohm moved to approve the then and now purchase orders.

Mr. Schroeder seconded the motion.

Vote: Mr. Lammers yes Mr. Schlumbohm yes Mr. Schroeder yes  
Exceptions: Mr. Lammers Mr. Schlumbohm Mr. Schroeder  
Comm. Jrl. 113, Page 351

### **Purchase orders and travel requests**

**Auditor**.....Travel request for Robert Benroth to attend the NW Auditor's meeting in Lima on March 22, 2019 with \$15.00 for registration.

**Commissioners**.....Travel request for Alaina Siefker to attend the Wellness Program meeting in Columbus March 29, 2019 with \$10 for parking. Travel request for Cindy Landwehr and Alaina Siefker to attend the CEBCO annual meeting in Columbus on April 5, 2019 no expenses listed.

**E 911** .....Purchase order to Radio Hospital for fire pagers, equipment and freight for \$ 245749.80.

**General Ditch**.....Purchase order to John Phillips Excavating for Work on John Niese Dt. #979 for \$ 11,732.78.

**EMS**.....Purchase order to Positive Promotions for Farm Safety Promos for \$ 500.00.

**Job & Family**.....Travel request for Tami Yount And Kelly Schroeder to attend the OJFSDA Annual Training in Columbus May 8 to 10, 2019 with expenses for lodging, meals and registration totaling \$ 1,311.00. Purchase order #60308 for blanket SS for \$10,000. Purchase order #60309 for blanket CCMEP for \$6,000. Travel request for Christine Alvarez to attend OJFSDA Annual Training in Columbus for lodging, meals and registration totaling \$649.

Mr. Schroeder moved to approve the purchase orders and travels requests.

Mr. Schlumbohm seconded the motion.

Vote: Mr. Lammers yes Mr. Schlumbohm yes Mr. Schroeder yes

Exceptions: Mr. Schlumbohm none Mr. Schroeder none Mr. Lammers none

Mr. Schroeder called the meeting to order with Mr. Lammers and Mr. Schlumbohm by reciting the Pledge of Allegiance.

Tim Schnipke came in to inform the Commissioners that Hohenbrink will be in on Thursday now to discuss the change order. Tim explained that the OUPS inspection was not done it was requested by Bockrath but not completed by OUPS. Hohenbrink is willing to negotiate. Tim explained the situation and what has happened. The work needed on Sewer Dist. #2 was discussed also. There is no storm sewer for Sewer Dist. #2. Tim also informed the Commissioners that the gas well inspections were done yesterday at the landfill. Some repairs are needed on some of the wells and maintenance will take care of them. Beth Skulina from the Health Dept. was helpful in showing the inspection process and is available if there are any questions. Tim also submitted the list of items to go on the annual auction. There is an enclosed trailer that is not used so it will be put on the auction along with a truck, push mower, snowblower and other misc items. Along with the small building at O-G Road. Tim brought up the hog barn at the Fairgrounds and the need for electrical upgrades. The pens are being taken out and replaced so this would be the time to upgrade the electrical. The maintenance department could handle doing the upgrades but the Commissioners would be paying the labor as well as the materials. Tim said the elevator is wrapping up. The painting is getting done. Mr. Lammers asked about widening any of the doors at the Ag Complex. There are a couple of options on the doors to be widened and heightened to 14 ft. so that Soil & Water can have a place to store their tractor, applicator and tender wagon.

The business agenda was held with Commissioners Schroeder, Schlumbohm and Lammers; and Cindy Landwehr, Clerk.

The minutes from Thursday, March 21, 2019 were reviewed and approved.

Commissioners with Joe Hohlbein from Recycling out at the recycling complex.

Mr. Schroeder moved to adjourn for lunch.

Mr. Schlumbohm seconded the motion.

Vote: Lammers yes Schlumbohm yes Schroeder yes

Commissioners returned from lunch.

Commissioners Schroeder, Schlumbohm and Lammers had a joint county phone conference with Allen County Commissioners to discuss the Warrington/Sugar Creek Ditch authorize to advertise for and set date for the bid openings. April 11, 2019 at 10:30 a.m. will be the date set for the bid opening. Commissioner Sneary made the motion. And Commissioner Schroeder seconded the motion. And all were in favor.

Commissioners Lammers, Schroeder and Schlumbohm attended the CDIS meeting in the Assembly Room.

Commissioners Schroeder, Schlumbohm and Lammers discussed the recycling program and some changes they would like to make.

Bob Benroth came in to talk to Commissioners Schroeder, Schlumbohm and Lammers about their thoughts of purchasing the parking area across Agner Street for the Fairgrounds.

Mr. Schlumbohm left for the day.

Mr. Schroeder moved to adjourn for the day.

Mr. Lammers seconded the motion.

Vote: Lammers yes Schlumbohm absent Schroeder yes

Mr. Lammers moved to approve the minutes as read from Tuesday, March 26, 2019.

Mr. Schroeder seconded the motion.

Vote: Mr. Lammers yes Mr. Schlumbohm yes Mr. Schroeder yes