

October 1, 2008

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **10 1 2008 Session**

Mrs. Noah moved the agenda be approved and Mr. Wiggam seconded the motion.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

Approval of minutes from the Commissioners' Regular Session held September 24, 2008.

Mr. Wiggam moved the minutes be approved and Mrs. Noah seconded the motion.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

Approval of minutes from Commissioners' Meetings and/or Hearings held Sept. 24 – Sept. 30, 2008.

Mr. Wiggam moved the minutes be approved and Mrs. Noah seconded the motion.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

Resolutions follow this page.

There being no further business to come before the Board, Mrs. Noah moved the meeting be adjourned and Mr. Wiggam seconded the motion.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

Attest:

Diane L. Austen, Clerk

Ann M. Obrecht, President

Scott S. Wiggam, Vice-President

Cheryl A. Noah, Member
Wayne County Commissioners

Resolution

No. 2008-478

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of County Bills

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

Computer run dated **September 30, 2008** for County Bills in the amount of **\$412,059.05** and the Interagency Transaction/Payment in the amount of **\$44,641.22** are hereby approved for payment.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-479

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of Appropriation Transfers

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following appropriation amounts be transferred by the Wayne County Auditor.

Department	Amount	From Appropriation	To Appropriation
Veterans	\$3,000.00	A9-C9 Other Expenses	A9-D4 Burials
To cover indigent burials through year end			

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-480

Board of Wayne County Commissioners Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008
Subject: Approval of Fund Transfers

It was moved by Mr. Wiggam and seconded by Mrs. Noah that the following resolution be adopted:

Department	Amount	From	To	To Receipts Account	Appropriation Account To Be Charged	Fund	Account#
Pros. Atty./ Victim Asst.	\$26,955.00	A General Fund	T81 VWA VOCA Grant	T081-A22 Local Match	A	A	A15-A15 Transfers
To provide local match to FY2009 grant to continue program in anticipation of accepting official grant agreement							

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-481

Board of Wayne County Commissioners
Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008
Subject: Approval of Personnel Changes

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

Department	Name	Title	Pay Rate	Effective Date	Status
Care Center	Jessica Weygandt	STNA	\$10.00	10/1/08	New hire p/t

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-482

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of Travel Expenses

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

Dept./Person	Where	Date	Travel	Reg.	Seminar, Conf., Mtg., etc.
Clerk of Courts					
Tim Neal	Columbus	10/14-15/08	\$30.00		Mo. Clerk of Courts Assoc. Mtg.
Ray Iannarelli, Dennis Archer	Columbus	10/14-15/08	\$50.00		Mo. Clerk of Courts Assoc. Mtg.
Commissioners					
Ann Obrecht	Columbus	10/2/08		\$40.00	Farmland Preservation Summit
Common Pleas/Adult Prob.					
Cheryl Gerwig	Canton	10/20-22/08	\$50.00		SRCCC Academy Trng.
Cindy Hall	Canton	10/20-22/08	\$50.00		SRCCC Academy Trng.
James Fox	Canton	10/20-22/08	\$50.00		SRCCC Academy Trng.
Env. Serv.					
Steven Wolfe	Sunbury	10/16-17/08	\$325.00	\$260.00	SOS (OH EPA approv. safety trng.)
Job & Family					
Richard Owens	Maumee	10/6-7/08	\$336.25	\$65.00	OH TRIAD '08 Statewide Conf.
Richard Owens	Columbus	10/7-8/08	\$281.00		OJFSDA General Session
Brenda Norris, Ethel Fahler	Columbus	10/17/08	\$79.00		ABACUS Users Group Mtg.
Juvenile Court					
Janel Usternul	Wooster	10/15/08		\$8.00	Housing Coalition Summit
Veterans					
Charles Craig	Columbus	11/6-7/08	\$300.00		Vet. Hall of Fame Ceremonies
Larry Watson	Athens	10/2-3/08	\$ -0-		OSACVSC Trng.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-483

Board of Wayne County Commissioners
Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of Board Appointment(s)

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

Name of Board	Appointee/Address/PH	Term
Stark Regional Community Correction Center Facility Governing Board (SRCCC)	Captain James Richards, Jail Admin. Wayne Co. Sheriff's Dept. 201 W. North St., Wooster, Ohio	Current term: 10/16/06-10/15/08 Renewed for the following term: 10/16/2008 – 10/15/2011

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-484

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Authority for the County to Accept Public Improvements in the Crocker Farm Phase I Subdivision

It was moved by Mr. Wiggam and seconded by Mrs. Noah that the following resolution be adopted:

WHEREAS, on June 21, 2006 the Board of County Commissioners entered into a 24 (twenty-four) month Maintenance Guaranty Agreement under Resolution No. 2006-374 with Crocker Farm, Ltd, the Developer of lands in the Southwest Quarter of Section 26 of Franklin Township known as Crocker Farm Phase 1 Subdivision, and on June 11, 2008 extended the agreement to September 30, 2008 under Resolution No. 2008-295; and

WHEREAS, a \$15,000.00 letter of credit issued by Fairfield National Bank, Lancaster, Ohio was provided by the Developer pursuant to the above referenced written maintenance agreement; and

WHEREAS, on September 22, 2008, the County Engineer's Office inspected the Phase 1 segment of Pasture Reach and associated public improvements within this subdivision, and found them to have been in satisfactorily good condition; and

WHEREAS, the County Engineer recommends acceptance of these improvements and release of the letter of credit retained by the County as maintenance guarantee in this matter;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners accept the Phase 1 segment of Pasture Reach for public maintenance by Franklin Township and authorizes release of the letter of credit, effective October 1, 2008.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-485

Board of Wayne County Commissioners
Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Resolution Continuing Self-Insured Health & Dental Insurance for
Wayne County

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

WHEREAS, R.C. 305.171 authorizes a board of county commissioners to establish a health care program and pay all or part of the premiums on behalf of county officers, employees and their immediate dependents; and

WHEREAS, this Board formed a self-funded program on January 1, 1990; and

WHEREAS, this Board has been satisfied with its self-funded program; and

WHEREAS, the cost of such insurance has since the inception of the self-funded program been divided between the employee and employer on a consistent basis in which the employee assumes payment of an amount equal to 20 percent of the cost of health insurance benefits; and

WHEREAS, this Board desires to continue this *pro-rata* formula;

NOW THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that the formula for the cost of such insurance as provided on **Exhibit A (effective 1/1/2009 – 12/31/2009)** attached hereto, is approved; and

BE IT FURTHER RESOLVED, these funds shall be deposited into a trust account under the control of Wayne County and used to pay only the expenses of the plan; and

BE IT FURTHER RESOLVED, that the Basic PPO Plan will only be available to those required to receive that option; and

BE IT FURTHER RESOLVED, that the President of the Board is authorized to enter into Agreements with UnitedHealthcare, Caremark, Eyemed, MetLife, Employers Health Coalition of Ohio and SourceOne to provide these benefits.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-486

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Amendment to Resolution 2004-360 (Designation of the Wayne County Family and Children First Council to Organize and Serve as the Wayne County Human Services Planning Committee)

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

WHEREAS, H.B. 408 gives the Board of Wayne County Commissioners broad flexibility in designing welfare programs; and

WHEREAS, ORC 329.06 authorizes the Board of Wayne County Commissioners to “establish a county family services planning committee”; and

WHEREAS, ORC 5101.46 requires that the county family planning services committee solicits comments and recommendations from the community regarding Title XX social services provided in the county as further delineated in Ohio Administrative Code 5101:2-25-03; and

WHEREAS, The Board of Wayne County Commissioners wishes to amend resolution 2004-360 to conform to current law and to provide additional community representation on the county family services planning committee;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners hereby re-names the Wayne County Human Services Planning Committee as the **Wayne County Family Services Planning Committee**, and

BE IT FURTHER RESOLVED, that Board of Wayne County Commissioners may at its sole discretion appoint two (2) additional representatives to the Wayne County Family Services Planning Committee; and

BE IT FURTHER RESOLVED, that the Wayne County Family Services Planning Committee will also function as the County Department of Job & Family Services Planning Committee as referenced in Ohio Administrative Code: 5101-2-25-03(C); and

BE IT FURTHER RESOLVED, that all other provisions of Resolution 2004-360, particularly the designation of the Wayne County Family & Children First Council to serve as the Wayne County Family Services Planning Committee, is re-affirmed and shall remain in full force and effect; and

BE IT FURTHER RESOLVED, foregoing amendments are effective immediately with passage of this resolution.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-487

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of Plat for Schroer Allotment No. 1

It was moved by Mr. Wiggam and seconded by Mrs. Noah that the plat for Schroer Allotment No. 1, being a replatting & renumbering of lot No.'s 34 & 35 of the Steiner Allotment No. 1 Plat Vol. 20, Pg. 471, SW Quarter of Section 12 T-17-N, R-12-W, Green Township, Wayne County, Ohio, owned by Alan L. Schroer and Katie R. Schroer be approved.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-488

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Authority to Award Contract to Otis Elevator, Co. for Refurbishment of the Jail Elevator

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following contract be entered into with:

Name: Otis Elevator Company
1450 Firestone Parkway, Suite A
Akron, OH 44301

Purpose: to furnish materials and labor for the refurbishment of the jail elevator in the Wayne County Justice Center plus future annual elevator service by agreement

Cost: \$68,971.10 Total Bid Amount/plus future maintenance
not to exceed the total of \$4,987.05, as bid

Effective Date: 10/1/08

Unsuccessful Bidders: Thyssenkrupp Elevator
9200 Market Place
Broadview Heights, OH 44147
\$87,918.00

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2008-489

Board of Wayne County Commissioners
Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Approval of Satisfaction of Mortgage for Habitat for Humanity

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

WHEREAS, the Board of Wayne County Commissioners has federal funding available through the Community Housing Improvement Program (CHIP) which includes funds to help support the Habitat for Humanity program; and

WHEREAS, Habitat for Humanity signed a mortgage under the CHIP program rules for a project located at 1358 Spring Hill Drive, Orrville OH 44667 in the amount of \$20,000; and

WHEREAS, Habitat for Humanity and the buyer have closed the loan on the above-referenced property; and

WHEREAS, the \$20,000 CHIP loan will transfer to the buyer;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Wayne County, Ohio discharge the lien to Habitat for Humanity so that it can be reassigned to the owner of the property located at 1358 Spring Hill Drive, Orrville OH 44667.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-490

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Authority to Enter into an Agreement with Delta Airport Consultants, Inc.
for Professional Engineering Services

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

WHEREAS, on June 24, 2008 the Wayne County Airport Authority passed a motion to hire Delta Airport Consultants, Inc. as the new consulting firm;

NOW, THEREFORE, BE IT RESOLVED that authority is hereby granted for the Board of Wayne County Commissioners to enter into agreement with Delta Airport Consultants, Inc. for professional engineering services for the Wayne County Airport.

Name: Delta Airport Consultants, Inc.
 20545 Center Ridge Rd.
 Rocky River, OH 44116

Purpose: professional engineering services for the Wayne County Airport.

Cost: per amendment

Effective Date: 10/1/08

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-491

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Authority to Apply for a Litter Grant Through the Stark-Tuscarawas-Wayne Joint Solid Waste Management District

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following resolution be adopted:

WHEREAS, the Wayne County Sheriff's Office has developed Litter Programs for the benefit of Wayne County and the Solid Waste District involving litter collection, recycling from these collections, and litter law enforcement; and

WHEREAS, the Wayne County Sheriff's Office has requested approval to apply for grant funding to continue litter control programming in Wayne County; and

WHEREAS, funds are available for such programs through the Stark-Tuscarawas-Wayne Joint Solid Waste Management District;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners apply for these grant funds totaling \$116,000.00 with a total program budget of \$117,500.00 and with authority granted to the President of the Board to sign the grant application on behalf of Wayne County.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-492

Board of Wayne County Commissioners
Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Resolution to Proclaim October 2008 Domestic Violence
Awareness Month

It was moved by Mr. Wiggam and seconded by Mrs. Noah that the following resolution be adopted:

WHEREAS, domestic violence is a serious crime that affects people of all races, ages, income levels, and genders; and

WHEREAS, the crime of domestic violence violates an individual's privacy, dignity, security, and humanity, due to the systematic use of physical, emotional, sexual, psychological, and economic control or abuse; and

WHEREAS, the impact of domestic violence is wide ranging, directly affecting families and society as a whole; and

WHEREAS, domestic violence costs the nation between \$5 billion and \$20 billion annually in medical expenses, police and court costs, shelters and foster care, sick leave, absenteeism, and non-productivity; and

WHEREAS, only a coordinated effort will promote the healing of individuals and families who experience domestic violence and bring an end to this heinous crime;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners do hereby Proclaim the Month of October as **Domestic Violence Awareness Month** and urge all citizens to participate actively in the work toward the elimination of domestic violence and building peaceful, healthy families.

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk

Resolution

No. 2008-493

Board of Wayne County Commissioners

Cheryl A. Noah Ann M. Obrecht Scott S. Wiggam

Adopted: October 1, 2008

Subject: Authority to Award Contract to Underground Utilities, Inc. for Meadows Wastewater System Improvement

It was moved by Mrs. Noah and seconded by Mr. Wiggam that the following contract be entered into with:

Name: Underground Utilities, Inc.
416 W. Monroe St., P.O. Box 428
Monroeville, OH 44847

Purpose: to furnish materials and labor for the Meadows Wastewater System Improvement Project

Cost: unit prices as bid/Total Bid \$685,949.00

Effective Date: 10/1/08

Unsuccessful Bidders:

G.E. Baker Construction, Inc. 6555 Wharton Rd. Shreve, OH 44676 \$706,726.00	Elite Excavating Co. of Ohio, Inc. P.O. Box 290 Ontario, OH 44862 \$721,604.00	Gerald Stillion dba G&G Enterprises 5907 Renie Rd. Bellville, OH 44813 \$728,326.50
Kent's Excavating Services, Inc. 9002 Ryan Rd. Seville, OH 44273 \$737,405.50	Wenger Excavating, Inc. 26 N. Cochran St., P.O. Box 499 Dalton, OH 44618 \$788,533.25	Lockhart Concrete Co. 800 W. Waterloo Akron, OH 44314 \$819,000.00
Fabrizi Trucking & Paving Co., Inc. 389 Columbia Rd. Valley City, OH 44280 \$859,012.00		

The vote is as follows: Cheryl A. Noah yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

Diane L. Austen, Clerk