

October 20, 2010

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **10 20 2010 Session**

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

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

Approval of minutes from the Commissioners' Regular Session held October 12, 2010.

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

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

Approval of minutes from Commissioners' Meetings and/or Hearings held Oct. 12 – Oct. 19, 2010.

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

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

Resolutions follow this page.

There being no further business to come before the Board, Mr. Carmichael declared the meeting adjourned.

Attest: _____
Diane L. Austen, Clerk

Jim Carmichael, President

Ann M. Obrecht, Vice-President

Scott S. Wiggam, Member
Wayne County Commissioners

Resolution

No. 2010-465

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010
Subject: **County Bills Approval**

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

Computer run dated **October 19, 2010** for County Bills in the amount of **\$353,905.33**, Interagency Transaction/Payment **batch #1813 & 1812** in the amount of **\$22,707.62** are hereby approved for payment.

The vote is as follows: Jim Carmichael 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. 2010-466

Board of Wayne County Commissioners

Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Appropriation Transfer Approval**

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

Auditor	Vehicle maintenance	
\$1,000.00	From	A001-B08 Advertising & Printing 001.2000.01.5405.000.000
	To	A001-B11 Vehicle Operation & Maint. 001.2000.01.5170.000.000
Commissioners	To cover necessary expenses	
\$1,200.00	From	A001-A13 Microfilm Supplies 001.0101.01.5100.000.000
	To	A001-A14 Microfilm Services 001.0101.01.5430.000.000
Commissioners	To cover necessary expenses for year end	
\$15,000.00	From	A001-A13 Microfilm Supplies 001.0101.01.5100.000.000
	To	A001-D03 Postage 001.0105.01.5150.000.000
Commissioners	To cover necessary expenses	
\$35,000.00	From	A009-E01 Grants – Public Assistance 001.0170.13.5930.000.000
	To	A014-A10 Property & Liability Insurance 001.1910.01.5985.000.000
Common Pleas	To cover conference expense	
\$300.00	From	A002-B14 Supplies (Jury Comm) 001.3101.02.5100.000.000
	To	A002-B10 Conference Expenses 001.3100.02.5230.000.000
Engineer	To cover expenses	
\$10,000.00	From	K101-K26 Force Account Materials 030.5003.04.5120.000.000
	To	K000-K39 Issue II Projects 030.5002.04.5433.000.000
Job & Family	To meet expenses through year end	
\$5,000.00	From	H000-H07 Health & Life Ins. (ADM & OPER) 026.0171.06.5012.000.000
	To	H101-H31 Health & Life Ins. (PUB SOC SER) 026.0172.06.5012.000.000
Job & Family	To meet expenses through year end	
\$1,000.00	From	H000-H08 Medicare (ADM & OPER) 026.0171.06.5010.000.000
	To	H101-H25 Medicare (PUB SOC SER) 026.0172.06.5010.000.000
Job & Family	To meet expenses through year end	
\$4,000.00	From	H000-H12 PERS (ADM & OPER) 026.0171.06.5011.000.000
	To	H000-H31 PERS (PUB SOC SER) 026.0172.06.5011.000.000
Job & Family	To meet expenses through year end	
\$30,000.00	From	H000-H45 Transfers 026.0172.06.6100.000.000
	To	H000-H01 Salaries (ADMIN & OPER) 026.0171.06.5001.000.000
Job & Family	To meet expenses through year end	
\$40,000.00	From	H000-H45 Transfers 026.0172.06.6100.000.000
	To	H000-H25 Salaries (PUB SOC SER) 026.0172.06.5001.000.000
Job & Family	To meet expenses through year end	
\$100,000.00	From	H000-H45 Transfers 026.0172.06.6100.000.000
	To	H000-H15 Other Exp. (ADM & OP) 026.0171.06.5900.000.000

Job & Family	To meet expenses through year end		
\$100,000.00	From	H000-H45 Transfers	026.0172.06.6100.000.000
	To	H000-H05 Public Assistance	026.0171.06.5700.000.000
Job & Family	To meet expenses through year end		
\$30,000.00	From	H000-H45 Transfers	026.0172.06.6100.000.000
	To	H000-H02 Supplies	026.0171.06.5100.000.000
Municipal Court	To meet anticipated expenses		
\$900.00	From	A002-G06 Juror Fees	001.3400.02.5540.000.000
	To	A002-G11 Vehicle Op. & Maint.	001.3400.02.5170.000.000
Veterans	To cover anticipated expenses		
\$1,500.00	From	A009-C04 Equipment	001.2400.06.5300.000.000
	To	A009-C10 Vehicle Operation	001.2400.06.5170.000.000

The vote is as follows: Jim Carmichael 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. 2010-467

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Fund Transfer Approval**

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

Department	Amount	From (Fund)	From Approp Acct	To (Fund)	To Receipt Acct
Commissioners	\$70,000.00	A Fund 001 General Fund	A015-A15 Transfers Out 001.1915.13.6150. 000.000	N Fund 300 Permanent Improv.	N001-B06 Transfers In 300.1925.00.4904. 000.000
To provide for necessary improvements					
Commissioners	\$622,951.28	A Fund 001 General Fund	A015-A16 Transfers Out Debt R. 001.1915.13.5962. 000.000	O3 Fund 299 Debt Retirement	O003-A09 Transfers In GF – Justice Facility 299.3990.00.4904. 000.000
To provide for Annual Debt Retirement for Justice Facility Bonds					

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2010-468

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Personnel Change Approval**

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

Department	Name	Title	Pay Rate	Effective Date	Status
Care Center	Charlotte Rimel	LPN/MDS Coordinator		9/30/2010	retirement
Care Center	Ellen Brown	STNA		10/6/2010	resigned
Care Center	Karen Brenneman	LPN		10/6/2010	released

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2010-469

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Travel Expense Approval**

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

Dept./Person	Where	Date	Reg.	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
Auditor						
Jim Todd	Reynoldsburg	11/15/10		-0-		ODA Device Inspection Trng.
Commissioners						
Ann Obrecht	Wooster	10/26/2010	20.00			CCAO/OSU Ext. Reg. Seminar
Diane Austen	New Philadelphia	10/22/2010		-0-		CCAO CCC/EAPA Regional Mtg.
Planning						
Betsy Sparr	Columbus	12/2/2010		-0-		Swank Rural Urban Policy Mtg.

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2010-470

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Board Appointment Approval**

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

Name of Board	Appointee/Address/PH	Term
Family Services Planning Committee	Thomas Wood 380 Meadow Lane Wooster, OH 44691	10/1/2010 – 6/30/2011
Family Services Planning Committee	Beth Sidel 4176 South Kansas Road Apple Creek, OH 44606	10/1/2010 – 6/30/2011
Wayne County Children Services Board	Diane Jarrett 4209 Forrer Road Orrville, OH 44667	1/1/2011 – 12/31/2014
Wayne County Children Services Board	Brad Warner 1907 Autumn Run Wooster, OH 44691	1/1/2011 – 12/31/2014

The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2010-471

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Special Event Expense Approval**

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

Department	Event	Date	Expenses Not to Exceed
Clerk of Courts	Retirement Reception for Nanette Tillis	12/17/2008	\$200.00
Engineer	Employee Recognition (Retirement – Richard Collins)	12/23/2010	\$295.00

The vote is as follows: Jim Carmichael 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. 2010-472

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Proclaim October 2010 Domestic Violence Awareness Month**

It was moved by Mrs. Obrecht and seconded by Mr. Wiggam 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 billions of dollars 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.

October, 2010 Domestic Violence Awareness Month

The vote is as follows: Jim Carmichael 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. 2010-473

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Approval of a Satisfaction of Mortgage for Kimberly A. Magyar**

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

WHEREAS, the Board of Wayne County Commissioners has federal funding available through the Community Housing Improvement Program (CHIP) to assist qualified low to moderate income residents with down payment assistance and rehabilitation costs for purchasing and rehabilitating a home; and

WHEREAS, the CHIP loan conditions for the Kimberly A. Magyar property located at 14016 Warwick Road, Marshallville, Ohio, have been fully complied with;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Wayne County, Ohio discharge the lien held by the Board on the property located at 14016 Warwick Road, Marshallville, Ohio, and recorded in **Volume 177, Page 166** of Wayne County Records.

The vote is as follows: Jim Carmichael 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. 2010-474

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Authorization to Enter into Agreement with Karin C. Wiest (CASA/GAL)**

It was moved by Mrs. Obrecht and seconded by Mr. Wiggam that the Board of Wayne County Commissioners enter into an Agreement with Karin C. Wiest to provide independent consulting services for the coordination of the Court-Appointed Special Advocate/Guardian Ad Litem (CASA/GAL) Program for Juvenile Court from October 1, 2010 to September 30, 2011 with an annual maximum amount of \$26,631.00.

The vote is as follows: Jim Carmichael 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. 2010-475

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Authorization for the President and Vice-President of the Board to Execute Applications Regarding Workers Compensation and Stop Loss Insurance**

It was moved by Mrs. Obrecht and seconded by Mr. Wiggam that the President and Vice-President of the Board of Wayne County Commissioners are hereby authorized to execute all necessary applications for self insurance of Workers Compensation with the State of Ohio and Stop Loss Insurance applications with the appropriate companies.

The vote is as follows: Jim Carmichael 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. 2010-476

Board of Wayne County Commissioners

Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Authorization for Wayne County to Enter into a Grant Agreement with the Ohio Department of Development for the FY2010 Community Development Block Grant (CDBG) Formula Funds**

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

WHEREAS, on June 16, 2010 by Resolution #2010-275 Wayne County made an application for FY2010 Community Development Block Grant (CDBG) Formula Funds from the Ohio Department of Development (ODOD), Office of Housing and Community Development (OHCP); and

WHEREAS, Wayne County has been notified by the Ohio Department of Development that their application has been approved; and

WHEREAS, the funding will be used for the following list of activities:

- | | |
|---|------------------|
| • City of Orrville Street Improvements / Resurfacing | 40,000.00 |
| • City of Rittman Street Improvements / Street Light Replacement | 33,000.00 |
| • Village of Shreve Street Improvements/Resurfacing | 80,000.00 |
| • Wayne County Batdorf Road Sewer Facility Improvements | 40,000.00 |
| • Community Action/Transportation Program Public Service | 50,000.00 |
| • Viola Startzman Free Clinic Meds, labs & Dental Public Service | 60,000.00 |
| • Fair Housing | 14,100.00 |
| • Administration | 55,900.00 |

Total **\$373,000.00**

NOW, THEREFORE, BE IT RESOLVED that the President of the Board of Wayne County Commissioners is authorized to accept the FY2010 CDBG Formula Funds and enter into an Agreement with the ODOD/OHCP for the FY2010 CDBG Formula Program in the amount of \$373,000.00.

The vote is as follows: Jim Carmichael 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. 2010-477

Board of Wayne County Commissioners
Jim Carmichael Ann M. Obrecht Scott S. Wiggam

Adopted: October 20, 2010

Subject: **Conflict of Interest Waiver for Representation by Wayne Co. Pros.**

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

WHEREAS, pursuant to RC 309.09, the Prosecuting Attorney is the legal advisor of the Board of County Commissioners and all other county officers; and

WHEREAS, a foreclosure complaint on Parcel Nos. 20-00899.000 and 20-00900.000 was filed in the Wayne County Court of Common Pleas naming both the Wayne County Treasurer and the Board of County Commissioners of Wayne County as defendants under Case No. 10-CV-0723, BAC Home Loans Servicing v. Fred West; and

WHEREAS, the Board of County Commissioners of Wayne County has an interest in the property by virtue of a mortgage recorded in exchange for a CHIP loan; and

WHEREAS, a conflict of interest may arise for the Prosecuting Attorney to represent both the Treasurer and the Board of County Commissioners in the above foreclosure action; and

WHEREAS, the Wayne County Prosecutor has advised this Board of the existence of a possible conflict, the nature of possible conflicts, and all the facts and circumstances surrounding the representation of the Treasurer by the Prosecuting Attorney in the above actions; and

WHEREAS, the Wayne County Treasurer, Beverly Shaw, has consented to waive any conflict of interest and consents to the Wayne County Prosecutor representing both her and the Board of County Commissioners in the above action;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Wayne County, Ohio, being fully advised of all the facts and circumstances, this Board waives any conflict of interest and hereby consents to the Prosecuting Attorney representing the interest of the Wayne County Treasurer and the interest of this Board in Case No. 10-CV-0723 filed in the Common Pleas Court of Wayne County, Ohio.

The vote is as follows: Jim Carmichael 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