

March 25, 2009

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **3 25 2009 Session**

Mr. Carmichael moved the agenda 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 the Commissioners' Regular Session held March 18, 2009.
Mr. Carmichael 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 March 18 – March 24, 2009.
Mr. Carmichael 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

Resolutions follow this page.

There being no further business to come before the Board, Mr. Carmichael moved the meeting be adjourned and Mrs. Obrecht seconded the motion.
The vote is as follows: Jim Carmichael yea Ann M. Obrecht yea Scott S. Wiggam yea

Attest: _____
Diane L. Austen, Clerk

Scott S. Wiggam, President

Jim Carmichael, Vice-President

Ann M. Obrecht, Member
Wayne County Commissioners

Resolution

No. 2009-135

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

Adopted: March 25, 2009
Subject: Approval of County Bills

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

Computer run dated **March 24, 2009** for County Bills in the amount of **\$393,788.09** and the Interagency Transaction/Payment in the amount of **\$1,323.11** 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. 2009-136

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

Adopted: March 25, 2009

Subject: Approval of Appropriation Transfers

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

Department	Amount	From Appropriation	To Appropriation
Care Center	\$100,000.00	S1-S16 Transfers	S1-S8 Medical Exp.
		031.0180.06.6100.000.000	031.0180.06.5445.000.000
To cover therapy expenses and other medical services for residents.			
Juvenile Court	\$147,000.00	M052-M20 Transfers - Reclaim	M052-M02 Contracts - Reclaim
		105.3200.03.6100.000.000	105.3206.03.5430.000.000
To cover expenses for placement costs			

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. 2009-137

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

Adopted: March 25, 2009

Subject: Authorization to Appropriate Funds

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

Department	Amount	To the Appropriation
Commissioners	\$37,809.25	T60-T9 ODOT AIP Obstruction Removal & Demolition
		209.1400.03.5431.000.OD9
To account for Airport Authority commitment to the Obstruction Removal & Demolition project at the Wayne County Airport		
Emerg. Mgmt.	\$83,906.80	T93-T7 FY08 Homeland Security Equipment
		216.0150.03.5300.000.000
Emerg. Mgmt.	\$27,968.93	T93-T10 FY08 Homeland Security Planning
		216.0150.03.5700.000.000
To account for the grant agreement received for FY08 State Homeland Security Grant		

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. 2009-138

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

Adopted: March 25, 2009
Subject: Approval of Fund Transfers

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

Department	Amount	From	To	From	To
Commissioners	\$74,556.00	A001 General Fund	H026 Job & Family Services	A9-E1 Transfers 001.0170.13.5930. 000.000	H1-B9 Transfers 026.0171.00.4904. 000.000
First Quarter 2009 mandated share from General Fund to Job & Family Services.					

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. 2009-139

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

Adopted: March 25, 2009
Subject: Approval of Personnel Changes

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

Department	Name	Title	Pay Rate	Effective Date	Status
Care Center	Gleema Henson	Food Services Worker	\$8.42	3/29/09	Probation Complete
Care Center	Ellen Brown	STNA	\$10.20	3/29/09	Probation Complete
Care Center	Amy Lewis	STNA	\$9.68	3/29/09	Probation Complete
Care Center	Sandra Sampson	RN	\$21.42	3/29/09	Probation Complete
Care Center	Adam Berger	STNA		3/29/09	Full Time Status
Job & Family	Isabel M. George			4/3/09–6/29/09	Family Medical Leave

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. 2009-140

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

Adopted: March 25, 2009

Subject: Approval of Travel Expenses

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

Dept./Person	Where	Date	Travel	Reg.	Seminar, Conf., Mtg., etc.
Auditor					
Linda Rohrer, Francine Troyer	Delaware	3/25/09	\$-0-	\$-0-	OMAC (Ohio Manatron Advisory Council) Meeting
Child Support					
Marjorie Butler	Dover	4/7/09	\$-0-	\$-0-	Canton District Directors' Mtg.
Brynn Bunting	Cleveland	4/2/09	\$25.00	\$-0-	Spring 2009 Paternity Conf.
Clerk of Courts					
Dennis Archer, Laurel Duty, Doris Stutzman, Jane Margison	Columbus	3/24/09	\$63.00	\$-0-	Supreme Court Seminar
Common Pleas					
Corey Spittler	Columbus	3/26/09	\$117.90	\$-0-	Foreclosure Law & Procedure
Corey Spittler	Columbus	3/27/09	\$117.90	\$-0-	Foreclosure Mediation
Coroner					
Luke Reynolds	Norwood	4/6-8/09	\$960.00	\$275.00	Practical Crime Scene Tech.
Environmental Svcs.					
Steven Wolfe	Columbus	3/24-25/09	\$262.30	\$285.00	Annual Wastewater Workshop
Job & Family					
Rich Owens	Dover	4/7/09	\$32.00	\$-0-	Canton District Dir. Assoc. Mtg.
Rich Owens	Columbus	4/2/09	\$119.00	\$-0-	OJFSDA Annual Conference Committee Mtg.
Donn Aukerman	Columbus	4/2/09	\$119.00	\$-0-	OJFSDA Annual Conference Committee Mtg.
Veterans					
James Ross	Elyria	3/28/09	\$65.00		OSACVSC Dist. 2 Spring Mtg.

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. 2009-141

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

Adopted: March 25, 2009

Subject: Authority to Enter into a Project Grant Agreement with the State of Ohio, Ohio Public Works Commission (OPWC) for Batdorf Road Area Wastewater System, CP32M

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

WHEREAS, Wayne County duly filed an application for project funding under the State Capital Improvement Program to the Ohio Public Works Commission; and

WHEREAS, Wayne County has been offered a State Capital Improvement Program Grant in the amount of \$500,000.00, designated as OPWC Grant Project CP32M and for the Project with Batdorf Road Area Wastewater System;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that the Project Grant Agreement with OPWC for Batdorf Road Area Wastewater System CP32M is hereby authorized and accepted and that the President of the Board is authorized to execute the agreement and documents required by the grant.

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. 2009-142

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

Adopted: March 25, 2009

Subject: Authorization to Accept FY08 State Homeland Security Program Grant Through Ohio Emergency Management Agency

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

WHEREAS, federal funds have been made available to Wayne County through the Ohio Emergency Management Agency under the FY08 State Homeland Security Grant Program; and

WHEREAS, the Wayne County Emergency Management Agency has requested to accept the award for these funds for necessary equipment and planning totaling \$111,875.73;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that grant agreement for FY08 State Homeland Security Grant Program is hereby authorized.

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. 2009-143

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

Adopted: March 25, 2009

Subject: Approval of State Purchasing Contract with the Ohio Department of Transportation (ODOT) to Participate in the State Contract Purchase of Sodium Chloride (Rock Salt) Contract 18

It was moved by Mr. Carmichael and seconded by Mrs. Obrecht that the State Purchasing Contract with the Ohio Department of Transportation (ODOT) as requested by the County Engineer to allow Wayne County to participate in the State Contract Purchase of Sodium Chloride (Rock Salt) Contract 18 is hereby approved.

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. 2009-144

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

Adopted: March 25, 2009

Subject: Approval of IV-D Provider Agreements with the Wayne County Child Support Enforcement Agency

It was moved by Mr. Carmichael and seconded by Mrs. Obrecht that the agreement(s) for the year 2009 entered into by Wayne County Child Support Enforcement Agency with the following IV-D Service/Provider(s) be approved:

IV-D Service Agreement/Provider Contract	Rate	Total Program Costs Not to Exceed
Common Pleas Court Domestic Relations – Magistrate	\$83.05/hr	\$90,358.40
Clerk of Courts	\$4.74/filing	\$18,429.12
Common Pleas Court Juvenile Court Magistrate	\$81.01/hr	\$14,176.75

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. 2009-145

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

Adopted: March 25, 2009

Subject: Authority to Enter into an Ohio Purchase of Service Contract with the Wayne County Sheriff for the Job & Family Services Deputy

It was moved by Mr. Carmichael and seconded by Mrs. Obrecht that the Ohio Purchase of Service Contract between the Wayne County Sheriff and the Wayne County Commissioners on behalf of Wayne County Dept. of Job & Family Services to provide the services of one (1) officer for the period of January 1, 2009 – December 31, 2009 at an agreed proposed estimated maximum cost of \$84,826.00 be approved.

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. 2009-146

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

Adopted: March 25, 2009

Subject: Authority to Award Contract to Neal A. Kirchner, DBA Cutting Edge for Obstruction Removal/Building Demolition at the Wayne County Airport

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

WHEREAS, the Wayne County Airport Authority has offered their written recommendation for the acceptance of this bid;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that the following contract be entered into with:

Name: Neal A. Kirchner, DBA Cutting Edge
P.O. Box 609666
Cleveland, OH 44109

Purpose: Accepting the Base Bid and Alternate #1 to provide all labor and materials to complete Obstruction Removal/Building Demolition at the Wayne County Airport with the recommendation of the Airport Authority and with the concurrence of the Wayne County Prosecuting Attorney

Cost: Not to Exceed \$37,809.25

Unsuccessful Bidders:

Exodus Industrial, LLC 6659 Sturbridge Pl Poland, OH 44514 \$57,420.70	Shetler Trucking & Grading LLC 7910 Harrison Rd Fredericksburg, OH 44627 \$20,763,300.00	B&B Wrecking, Inc. 4510 E. 71 st St., Suite 6 Cleveland, OH 44109 \$57,688.70
Denes Concrete, Inc. 47599 State Route 18 Wellington, OH 44090 \$71,511.10	DC Berger Excavating 12161 Pleasant Home Rd. Marshallville, OH 44645 \$76,694.00	Badger Construction Co., Inc. 51 Stockett Rd. Morgantown, WV 26508 \$34,624,400.00
O'Rourke Wrecking Company 660 Lunken Park Drive Cincinnati, OH 45226 \$118,961.96	Kraiger Construction, LLC 535 7 th St. Zoar, OH 44697 \$37,391,400.00	Bogner Construction P.O. Box 887, 305 W. Mulberry St. Wooster, OH 44691 \$136,231.57
Elbert Building 155 Yorkshire Court Elyria, OH 44035 \$45,457,610.00	Modern Builders P.O. Box 181, 490 Harcourt Rd. Mount Vernon, OH 43050 \$150,577.08	Baumann Enterprises 4801 Chaincraft Rd. Garfield Heights, OH 44125 \$19,200,911.10

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. 2009-147

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

Adopted: March 25, 2009

Subject: Acceptance and Approval of the Permissive Tax Map from the Wayne County Engineer for Road Name Changes within Congress Village

It was moved by Mr. Carmichael and seconded by Mrs. Obrecht that the permissive Tax Map presented to the Board of Wayne County Commissioners by the Wayne County Engineer in compliance with ORC 4504.03 for road name changes within Congress Village is hereby accepted and approved. (map to be sent to: State Director of Transportation, Clerk of Municipality, Wayne County Engineer and a placed in the Commissioners Journal)

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. 2009-148

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

Adopted: March 25, 2009

Subject: Authority to Award **Contract A – Sewer Lines**/Eastwood Wastewater System Improvement Project to G.E. Baker Construction, Inc.

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

Name: G.E. Baker Construction, Inc.
6555 Wharton Rd.
Shreve, OH 44676

Purpose: all labor and materials to complete construction of the Sewer Lines portion (Contract A) of the Eastwood Wastewater System Improvement with the recommendation of the project Engineer and with the concurrence of the county Prosecuting Attorney and contingent upon approval of the USDA Rural Development Office.

Cost: Bid prices per item for a total award of \$544,152.50

Unsuccessful Bidders:

Underground Utilities, Inc.	\$549,181.50
S.E.I. Excavating, Inc.	\$609,866.00
Elite Excavating Co. of Ohio	\$648,208.00
DiGioia Suburban Excavating, LLC	\$660,129.90
M. Campbell Contracting	\$663,837.90
Buckeye Excavating & Construction	\$692,156.00
Fabrizi Trucking and Paving	\$708,024.00
Wenger Excavating, Inc.	\$743,348.30
Simonson Construction Services	\$747,636.00
R.W. Robinson, Inc.	\$779,332.32
D.D.D. Enterprises, Inc.	\$784,038.88
Marous Bros. Construction	\$788,373.00
Fechko Excavating, Inc.	\$791,305.30
DiPetro Excavating, Inc.	\$822,230.00
Lockhart Concrete Co.	\$846,756.00
Beheler Excavating, Inc.	\$863,237.62
M.J. Excavating, Ltd.	\$893,134.30
Central-Allied Enterprises, Inc.	\$959,196.00

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. 2009-149

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

Adopted: March 25, 2009

Subject: Authority to Award **Contract B – Treatment Plant/Eastwood Wastewater System Improvement Project to Bogner Construction Co.**

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

Name: Bogner Construction Company
305 Mulberry St.
Wooster, OH 44691

Purpose: all labor and materials to complete construction of the Treatment Plant portion (Contract B) of the Eastwood Wastewater System Improvement with the recommendation of the project Engineer and with the concurrence of the county Prosecuting Attorney and contingent upon approval of the USDA Rural Development Office.

Cost: Bid prices per item for a total award of \$2,144,391.00

Unsuccessful Bidders:

Campbell Construction, Inc.	\$2,161,013.00
Simonson Construction Services	\$2,174,675.00
North Bay Construction, Inc.	\$2,254,500.00
Marous Bros. Construction	\$2,268,110.00
Workman Industrial Services, Inc.	\$2,377,353.00
Stanley Miller Construction Co.	\$2,392,615.00
Doll Layman, Ltd.	\$2,418,964.00
Mosser Construction, Inc.	\$2,586,000.00
Kirk Brothers Co., Inc	\$2,728,000.00

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. 2009-150

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

Adopted: March 25, 2009

Subject: Authority to Enter into Change Order #4 with Underground Utilities, Inc.
for Meadows Wastewater System Improvement

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

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

Purpose: this change order consists of an addition of \$2,520.00 to raise five (5) existing manholes that were buried to grade and a deduct of \$2,300.00 for removing manhole #100 from the list of manholes to be rehabilitated – the net amount is an addition of \$220.00

Cost: Original Total \$685,949.00
Current Contract (adjusted by previous change orders) \$699,027.00
Addition \$220.00
New total \$699,247.00

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