

April 30, 2008

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **4 30 2008 Session**

Mr. Wiggam moved the agenda 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 the Commissioners' Regular Session held April 23, 2008.

Mrs. Noah moved the minutes 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 Commissioners' Meetings held April 23 – April 29, 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, Mr. Wiggam moved the meeting be adjourned and Mrs. Noah 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. 2008-212

Board of Wayne County Commissioners

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

Adopted: April 30, 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 **April 29, 2008** for County Bills in the amount of **\$788,357.33** and the Interagency Transaction/Payment in the amount of **\$37,693.43** 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. 2008-213

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval of County Home Bills

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

Computer run dated **April 29, 2008** for County Home Bills in the amount of **\$695.00** is 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. 2008-214

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval of Appropriation Transfers

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

Department	Amount	From Appropriation	To Appropriation
Clerk of Courts	\$2,000.00	A2-E3 Supplies	A2-E10 Conf. Travel
To cover conference fund for remainder of year for clerk of court assoc. functions			
Commissioners	\$7,368.40	T50-T4 CDBG BF06(03) Sidewalk	T50-T5 CDBG BF06(03) Sewer
To account for addition of change order #2 to the Village of Marshallville South Main St. Improvement Project. CDBG BF060781 (03). Changes, as requested by the Village, are within the grant allowance.			
Common Pleas/ Jury Commission	\$1,380.00	A302-B02 Health Ins. – Common Pleas	A302-B13 Health Ins. – Jury Commission
To cover insurance costs associated with jury commission payroll			

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. 2008-215

Board of Wayne County Commissioners

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

Adopted: April 30, 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
Env. Serv.	Matthew Weaver	Wastewater Treatment Plant Operator		4/25/08	resigned

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. 2008-216

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval of Travel Expenses

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

Dept./Person	Where	Date	Travel	Reg.	Seminar, Conf., Mtg., etc.
Auditor/GIS					
Brian Hall	Columbus	4/28/08	\$10.00		OGRIP & URISA
Building Codes					
Tim McClintock	Reynoldsburg	5/2/08	\$ -0-		OH Board of Bldg. Standards
Child Support					
Bradley Harp, Peggy Moore, Connie Scott, Teresa Wengerd, Deborah Watkins, Brynn Bunting	Canton	5/7/08	\$90.00		Child Support Regional Meetings
Marjorie Butler, Teresa Wengerd	Canton	5/12/08	\$40.00		MAXIMUS QuIC+ Trng.
Commissioners					
Cheryl Noah, Scott Wiggam	West Lafayette	5/9/08		\$21.00	Crossroads RC&D Council Mtg.
Patrick Herron	North Canton	5/7/08	\$ -0-		Employers Health Coalition
Dog Warden					
Pame Chastain	Sandusky	5/2/08	\$10.00		Emerg. Ohio Co. Board Mtg.
Job & Family					
Richard Owens	St. Clairsville	5/6/08	\$110.00		Canton Dist. Dir. Mtg.
Becky Wagner, Sharon Lowe	Wooster	5/21-22/08		\$100.00	Working with the Unemployed
Juvenile Probation					
Kelly Dillion	Wooster	5/21-22/08		\$50.00	Working with the Unemployed
Recorder					
Jane Carmichael	Chillicothe	6/17-20/08	\$388.50		OH Recorders Assoc. Summer Conf.

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. 2008-217

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval of Special Events Expenses

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

Department	Event	Date	Expenses Not to Exceed
Care Center	Volunteer Recognition Program (to recognize 75 volunteers who helped throughout the year) (food, beverage, table service and token gift)	5/7/08	\$400.00

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

Resolution

No. 2008-218

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Authority to Execute Contract Amendment #2 with DC Berger Excavating, LLC for Marshallville Street Improvement Project CDBG/B-F-06-078-1 (03 4/5)

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

Name: DC Berger Excavating, LLC
12161 Pleasant Home Rd.
Marshallville, OH 44645

Purpose: to authorize necessary additional work for
Marshallville Street Improvement Project CDBG/B-F-06-078-1 (03 4/5)

Cost: \$38,450.00 original amount approved
\$4,128.00 addition for sidewalk portion
\$10,982.00 addition for sewer portion
\$15,110.00 total of addition
New Total Not to Exceed \$53,560.00

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

Resolution

No. 2008-219

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Establishment of an Agricultural Security Area in Franklin Township,
Wayne County

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

WHEREAS, Ohio's Agricultural Security Area (ASA) established in Ohio Revised Code ("ORC") Section 931 permits one or more landowners to submit an application to the boards of county commissioners and township trustees requesting to enroll at least 500 acres of contiguous farmland into an ASA for a period of 10 years; and

WHEREAS, an ASA provides certain benefits to farmers, including protection from non-farm development and critical mass of land to help keep farming economically viable; and

WHEREAS, agriculture is important to Wayne County's economy, which has a total of 1,830 farms consisting of 259,000 acres with annual cash receipts of \$198,400,000.00 (Data provided by the Ohio Department of Agriculture's 2006 Annual Report); and

WHEREAS, the following landowners, James and Jane Anderson, David and Karen Mann, Harold and Theola Mann, and Mark Wertenberger, have submitted an application pursuant to ORC section 931.02 to request that their properties consisting of approximately 523 acres be enrolled in an ASA; and

WHEREAS, a joint public hearing was held April 23, 2008; and

WHEREAS, an ASA is a partnership between the landowner and the local elected officials; and

WHEREAS, the Board of Wayne County Commissioners and The Board of Franklin Township Trustees agree to not initiate, approve, or finance any development for residential, commercial, or industrial purposes, including the construction of new roads and water and sewer lines, within the area for a period of 10 years from the effective date of this resolution in accordance with ORC Section 931.03 (c);

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners, Wayne County, Ohio hereby authorize the establishment of an ASA on property pursuant to the terms and conditions above, effective immediately.

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. 2008-220

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval for Application by Mark Wertenberger to the Ohio Department of Agriculture's Office of Farmland Preservation for an Agricultural Easement

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

WHEREAS, on April 4, 2008 the local governing body received a request from Mark Wertenberger, 8204 Haas Road, Wooster, Ohio, for support of their application to the State for the purchase of an agricultural easement on their property; and

WHEREAS, the local governing body has reviewed this request for support and has determined that the nomination of the property for purchase of an agricultural easement is compatible with the long-range goals of the local government area regarding farmland preservation, and agrees to co-hold, monitor and enforce the terms of the easement; and

WHEREAS, the local governing body finds the request for the agricultural easement acceptable; and

WHEREAS, the landowner commits to donate at least 60% of the agricultural easement value;

NOW THEREFORE BE IT RESOLVED BY THE WAYNE COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

1. That the local governing body hereby supports the request for nomination of the property for purchase of an agricultural easement.
2. That the local governing body hereby certifies that the purchase of the agricultural easement of the nominated property is compatible with the long-range farmland preservation goals of the local government area.
3. That Katie M. Myers, Planner II, is hereby authorized to act as the authorized representative of Wayne County for verification of the application.
4. That Katie M. Myers, Planner II is hereby directed to transmit certified and sealed copies of this resolution to the applicant and the Ohio Department of Agriculture's Office of Farmland Preservation.

The vote is as follows: Cheryl A. Noah nay 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. 2008-221

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Approval for Application by Harold and Theola Mann to the Ohio Department of Agriculture's Office of Farmland Preservation for an Agricultural Easement

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

WHEREAS, on April 4, 2008 the local governing body received a request from Harold C. and Theola I. Mann, 595 East Clark Road, Wooster, Ohio, for support of their application to the State for the purchase of an agricultural easement on their property; and

WHEREAS, the local governing body has reviewed this request for support and has determined that the nomination of the property for purchase of an agricultural easement is compatible with the long-range goals of the local government area regarding farmland preservation, and agrees to co-hold, monitor and enforce the terms of the easement; and

WHEREAS, the local governing body finds the request for the agricultural easement acceptable; and

WHEREAS, the landowner commits to donate at least 60% of the agricultural easement value;

NOW THEREFORE BE IT RESOLVED BY THE WAYNE COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

1. That the local governing body hereby supports the request for nomination of the property for purchase of an agricultural easement.
2. That the local governing body hereby certifies that the purchase of the agricultural easement of the nominated property is compatible with the long-range farmland preservation goals of the local government area.
3. That Katie M. Myers, Planner II, is hereby authorized to act as the authorized representative of Wayne County for verification of the application.
4. That Katie M. Myers, Planner II is hereby directed to transmit certified and sealed copies of this resolution to the applicant and the Ohio Department of Agriculture's Office of Farmland Preservation.

The vote is as follows: Cheryl A. Noah nay 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. 2008-222

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Authority to Reject Bids Received for Bridge Replacement WAY-CR22-1.25

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

WHEREAS, the two bids received on April 18, 2008 for Bridge Replacement WAY-CR22-1.25 exceeded the Engineer's estimate (\$201,130.00) by more than 10%; and

WHEREAS, the county engineer has requested that all bids be rejected so that the estimate and project parameters may be revised;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that all bids received on April 18, 2008 for Bridge Replacement WAY-CR22-1.25 are hereby rejected.

Unsuccessful Bidders	
Stanley Miller Construction Co. 2250 Howensteine Dr. SE East Sparta, OH 44626 \$243,041.63	Northstar Asphalt, Inc. P.O. Box 2646 7345 Sunset Strip NW North Canton, OH 44720 \$253,645.65

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. 2008-223

Board of Wayne County Commissioners

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

Adopted: April 30, 2008

Subject: Authority to Advertise for Bids for Bridge WAY-CR22-1.25 (part 1)
& WAY-CR22-1.82 (part 2)

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

Section 1: The Budget Director is hereby authorized to advertise and receive bids for the following purpose:

Bridge WAY-CR22-1.25 (Part 1) with Bridge WAY-CR22-1.82 (Part 2) Replacement
Mechanicsburg Rd. over Br. of Clear Creek between Highland Rd.(TR106)& Milltown Rd.(TR184)
Wayne Township

Section 2: Upon receipt of said bids, the Budget Director shall tabulate and review the same and present the tabulation to the Board for final disposition.

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