

# January 28, 2009

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **1 28 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 January 21, 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 Jan. 21 – Jan. 27, 2009.  
Mrs. Obrecht moved the minutes be approved and Mr. Carmichael 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

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Scott S. Wiggam, President

\_\_\_\_\_  
Jim Carmichael, Vice-President

\_\_\_\_\_  
Ann M. Obrecht, Member  
Wayne County Commissioners

# Resolution

No. 2009-43

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

*Adopted:* January 28, 2009  
*Subject:* Approval of County Bills

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

Computer run dated **January 27, 2009** for County Bills in the amount of **\$620,996.72** and the Interagency Transaction/Payment in the amount of **\$170,190.79** 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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-44

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

*Adopted:* January 28, 2009

*Subject:* Approval of Appropriation Transfers

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

Department	Amount	From Appropriation	To Appropriation
<b>Commissioners</b>	\$ .50	T50-T43 Sidewalk	T50-T40 Administration
		205.1550.10.5755.000.CD7	205.1550.10.5750.000.CD7
To prepare for BF07 grant closeout			
<b>Engineer</b>	\$300.00	A012-A06 Conf. Exp.	A012-A05 Repairs
		010.5025.04.5230.000.000	010.5025.04.5490.000.000
To cover necessary expenses			

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. 2009-45

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

*Adopted:* January 28, 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
<b>Care Center</b>	Paula Sandoval	STNA	\$9.70	1/28/09	New hire
<b>Care Center</b>	Sandra Fitzpatrick	FSW	\$9.40	2/1/09	Prob. complete
<b>Care Center</b>	Marty Rice	LPN	\$14.00	1/29/09	new hire
<b>Job &amp; Family</b>	Stacey Tanner	Clerical Specialist 1	\$9.64	2/2/09	new hire
<b>Job &amp; Family</b>	Dianne Barnes			1/26 – 3/16/09	FMLA

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-46

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

*Adopted:* January 28, 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.
<b>Auditor</b>					
Jarra Underwood	Carrollton	2/6/09	\$15.00		NE Auditors Assoc. Mtg.
Jarra Underwood	Columbus	2/4/09	\$ -0-		Co. Auditors Assoc. of Ohio Exec./Leg. Mtg.
<b>Clerk of Courts</b>					
Tim Neal, Dennis Archer, Ray Iannarelli	Columbus	2/24-25/09	\$80.00		Monthly Ohio Clerk of Courts Assoc. Mtg.
<b>Common Pleas</b>					
Robert Hines	Canton	2/27/09	\$30.00		Judicial College
<b>Emerg. Mgmt.</b>					
John Wise	Columbus	4/14-16/09	\$170.00		Ohio Emerg. Mgmt. Assoc. & State Dir. Conf.
<b>Engineer</b>					
Jeffrey Sparr	Blacklick	5/27/09	\$55.00		Storm Water Management
Eric Liew	Blacklick	5/27/09	\$55.00		Storm Water Management
Mark Spademan	Dublin	3/12/09	\$65.00	\$25.00	Transportation Safety Conf.
Eric Liew	Akron	3/18-19/09	\$30.00		Bridge Load Rating Calculation Trng.
<b>Job &amp; Family</b>					
Ethel Fahler, Stacey Chuhi, Molly Carmel	Newark	3/29-31/09	\$910.10	\$585.00	Ohio Council on Welfare Fraud (OCOWF) Trng. Seminar
Richard Owens	Columbus	2/6/09	\$119.00		ODJFSA Annual Conf. Committee Mtg.
<b>Municipal Court</b>					
Mark Clark	Mt. Sterling	4/1-3/09	\$325.00	\$150.00	New Magistrate Orientation

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-47

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

*Adopted:* January 28, 2009

*Subject:* Approval of Organizational Memberships

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

Department	Organization	Person	Fee/Each	Total
<b>Adult Prob.</b>	Ohio Chief Probation Officers Assoc.	Cheryl Gerwig		\$150.00
<b>Bldg. Code</b>	Five County Building Officials Assoc.	Tim McClintock, Ray Zytowiecki	\$50.00	\$100.00
<b>Coroner</b>	Ohio State Coroners Assoc.	Dr. Amy Jolliff		\$2,048.00
<b>Emerg. Mgmt.</b>	Northeast Ohio Emergency Management Assoc.	John Wise		\$35.00
<b>Sheriff</b>	Buckeye State Sheriffs' Assoc.	Sheriff Thomas Maurer		\$3,580.00

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-48

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

*Adopted:* January 28, 2009

*Subject:* Approval of Board Appointment(s)

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

Name of Board	Appointee/Address/PH	Term
<b>Main Street Wooster, Inc.</b>	Jim Carmichael	1/1/2009 – 12/31/2009
<b>Issue II, Dist. 16 Public Works Integrating Committee</b>	Jim Carmichael as alternate for Ann Obrecht	To run consecutive with Ann's terms (finish prior term ending 6/30/2009 & then begin new term of 7/1/2009 – 6/30/2012)
<b>Workforce Policy Board, Ashland-Holmes-Wayne</b>	Jon Ansel, President D&S Distribution, Inc. 3500 Old Airport Road Wooster, OH 44691	To finish term of Darcy Pajak ending 6/30/09

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-49

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

*Adopted:* January 28, 2009

*Subject:* Resolution Setting Time & Place for General Public Hearing to Consider  
FY '09 Community Development Block Grant (CDBG) Program Funds

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

WHEREAS, Wayne County intends to apply to the Ohio Department of Development, Office of Housing and Community Partnerships for funding under the Community Development Block Grant (CDBG) Small Cities Program, a federally funded program administered by the state for eligible projects, and

WHEREAS, CDBG Funds are made available to benefit low to moderate income persons, and

WHEREAS, the Wayne County Commissioners have authorized the Planning Dept. Staff to hold the public hearing on their behalf.

NOW, THEREFORE BE IT RESOLVED the Board of Wayne County Commissioners sets a Public Hearing for Friday, February 6, 2009 at 2:00 p.m. in the Wayne County Administration Building Lounge to invite public comment on the FY'09 CDBG programs.

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-50

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

*Adopted:* January 28, 2009

*Subject:* Approval of Plat for Country Corners Subdivision #3

It was moved by Mr. Carmichael and seconded by Mrs. Obrecht that the plat for Country Corners Subdivision #3 being a replatting and renumbering of Lot 60 in Country Corners Subdivision, Phase IIA as recorded in Volume 25; Page 197 of Wayne County Plat Records and situated in the SE Qtr. of Sec. 15; T-16N; R-13W, Wayne Township, Wayne County, Ohio, owned by Corey J. Sheely, Manager of Triple O, LLC 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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-51

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

*Adopted:* January 28, 2009

*Subject:* Approval of Ohio Purchase of Service Contract with Wayne County Schools Career Center and Wayne County Children Services on Behalf of Wayne County Dept. of Job & Family Services  
(re: Training for Type B Family Child Care Providers)

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

WHEREAS, both parties desire to enter into a Contract for the period of January 1, 2009 through December 31, 2009 to provide training required for Type B family child care providers;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners hereby approves the Ohio Purchase of Service Contract with Wayne County Schools Career Center for a maximum amount of \$10,000.00 and Wayne County Children Services for a maximum amount of \$4,000.00.

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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-52

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

*Adopted:* January 28, 2009

*Subject:* Authority to Advertise for Bids for the Eastwood Wastewater Improvement Project

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

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

Eastwood Wastewater Improvement Project Estimate

\$900,000.00 (sewer lines)

\$2,100,000.00 (treatment plant)

Project Funding: USDA Rural Development grant and loan, OPWC grant and local funds

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: 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.

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Diane L. Austen, Clerk

# Resolution

No. 2009-53

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

*Adopted:* January 28, 2009

*Subject:* Authority for the County to Enter into Performance  
Agreement for Sand Stone Ridge Subdivision (Phase 3)

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

WHEREAS, there has been filed with the Clerk of this Board, a written agreement, "Agreement Construction of Improvements: New Subdivision or Section Thereof" by Sand Stone Ridge, Ltd. Developer of lands in the Southeast Quarter of Section 8 of Wayne Township to be known as Sand Stone Ridge, Phase 3, providing for completion of, and interim maintenance of public improvements thereon; and

WHEREAS, the Wayne County Engineer has inspected the subdivision and determined that construction of the public improvements required in the approved engineering plans are complete, with the primary exception of the application of a second seal coat and other probable repairs to complete the construction; and

WHEREAS, the above referenced written agreement requires the Developer to deposit cash or certified check, or provide an irrevocable letter of credit to the satisfaction of the Board of County Commissioners, in the amount of \$25,000.00 (Twenty-Five Thousand Dollars) to ensure faithful completion of the construction and other probable repairs; and

WHEREAS, an irrevocable letter of credit issued by Ohio Legacy Bank in the amount of \$25,000.00 has been submitted to the Board pursuant to the above referenced written agreement; and

WHEREAS, the Developer has submitted a request for a variance from Article V, Section 503 of the applicable Engineering Code for Subdivision Development, which requires subdivision developer to guarantee maintenance of the public improvements for eighteen (18) months following their final acceptance; and

WHEREAS, the Board of Wayne Township Trustees submitted a letter dated December 17, 2008 to the Board of Commissioners indicating willingness to accept the existing improvements for public use and stating they considered a bond of \$10,000 (ten thousand dollars) sufficient to ensure favorable completion of the remaining items;

NOW, THEREFORE, BE IT RESOLVED that the Developer be granted a variance from Article V, Section 503 of the Engineering Code for Subdivision Development as adopted by the Board May 11, 1983, thereby waiving the requirement of a maintenance guarantee period upon satisfactory completion of all improvements; and

BE IT FURTHER RESOLVED that the County enters into the written agreement, "Agreement-Construction of Improvements: New Subdivision or Section Thereof" between the Board of County Commissioners, Wayne County, Ohio, and Sand Stone Ridge, Ltd., the Developer, and the Commissioners are authorized to execute any documents necessary to evidence such agreement.

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.

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Diane L. Austen, Clerk