

March 10, 2010

The Board of Wayne County Commissioners met in Regular Session.

The minutes can be found as a digital recording saved as **3 10 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 March 3, 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

Approval of minutes from Commissioners' Meetings and/or Hearings held March 3, 2010 – March 9, 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

Resolutions follow this page.

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

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

Attest: _____
Diane L. Austen, Clerk

Jim Carmichael, President

Ann M. Obrecht, Vice-President

Scott S. Wiggam, Member
Wayne County Commissioners

Resolution

No. 2010-110

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

Adopted: March 10, 2010

Subject: **County Bills Approval**

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

Computer run dated **March 9, 2010** for County Bills in the amount of **\$395,055.75** and the Interagency Transaction/Payment **batch #1482** in the amount of **\$72,796.70** 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. 2010-111

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

Adopted: March 10, 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
Job & Family	James Dilgard			2/23 – 3/8/2010	Family Medical Leave
Justice Center	Kelly Courie	Dispatcher		2/11/2010	Released during probationary period

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. 2010-112

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

Adopted: March 10, 2010

Subject: **Travel Expense Approval**

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

Dept./Person	Where	Date	Travel	Reg.	Seminar, Conf., Mtg., etc.
Child Support					
Deborah Watkins	Stark County	3/15, 6/14, 9/13, 12/13/2010		\$60.00	2010OCDA Membership Mtgs.
Clerk of Courts					
Tim Neal, Dennis Archer, Ray Iannarelli, Laurel Duty	Columbus	3/23&24, 4/20&21, 5/18&19, 2010	\$400.00		Monthly Ohio Clerk of Courts Assoc. Mtgs.
Dennis Archer, Laurel Duty	Columbus	3/23/2010	\$145.00		Supreme Court Roundtable Mtg.
Common Pleas / Adult Probation					
Cindy Hall	Orrville	4/30/2010		\$109.00	Ethics & Principles for Helping Professionals
Job & Family					
Donn Aukerman, Patty Bowles	Marion	3/23/2010		\$50.00	U.S. Dept. of Labor Seminar

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. 2010-113

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

Adopted: March 10, 2010

Subject: **Organizational Membership Approval**

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

Department	Organization	Person	Fee/Each	Total
Bldg Code	Five County Bldg. Officials Assoc.	Tim McClintock, Ray Zytowiecki	\$50.00	\$100.00

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. 2010-114

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

Adopted: March 10, 2010

Subject: **Contract Award to Richland Engineering, Ltd. for Engineering Services for Bridge Replacement WAY-CR70-01.87**

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

Name: Richland Engineering Ltd.
29 North Park Street
Mansfield, Ohio 44902

Purpose: Engineering Services
Bridge Replacement WAY-CR70-01.87
on Doylestown Road, Chippewa Township
(Federal Funded, LPA Project)

Cost: Not to Exceed \$103,603.00

Effective Date: March 10, 2010

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. 2010-115

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

Adopted: March 10, 2010

Subject: **Conflict of Interest Waiver for Representation by Wayne County Prosecuting Attorney**

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, the following foreclosure complaints were 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:

10-CV-0148 USDA v. Scott English, et al.
10-CV-0128 Nationstar v. Linda Michaels, et al.
10-CV-0144 Apple Creek Banking Co., v. Roberts Investment Holdings; and

WHEREAS, the Board of County Commissioners of Wayne County has an interest in the property at issue in 10-CV-0148 (USDA v. Scott English, et al.) and in 10-CV-0128 (Nationstar v. Linda Michaels, et al.), in connection with the CHIP loans program; and

WHEREAS, the Board of County Commissioners of Wayne County has an interest in the property at issue in 10-CV-0144 (Apple Creek Banking Co., v. Roberts Investment Holdings, et al.) where there is a mortgage in favor of the county for RLF funds provided; 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 actions; 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 actions;

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF 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 the foreclosure actions filed in the Common Pleas Court of Wayne County, Ohio under Case Numbers 10-CV-0148, 10-CV-0128, and 10-CV-0144.

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. 2010-116

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

Adopted: March 10, 2010

Subject: **Easement & Perpetual Right-of-Way Granted to the City of Wooster for signage and maintenance**

It was moved by Mrs. Obrecht and seconded by Mr. Wiggam that this Board hereby grants an Easement and a Perpetual Right-of-Way to the City of Wooster for signage and maintenance on county-owned property situated in the City of Wooster, County of Wayne, State of Ohio being known as a part of Lot 198 and part of a vacated alley now owned by the Board of Wayne County Commissioners, as recorded in Deed Volume 435, Page 623 of the Wayne County Recorder's Office.

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. 2010-117

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

Adopted: March 10, 2010

Subject: **Contract Authorization for Bureau of Workers' Compensation U-69 Program**

It was moved by Mrs. Obrecht and seconded by Mr. Wiggam that authorization is hereby granted to the County Administrator to execute any necessary documents for the Bureau of Workers' Compensation U-69 Program to cover volunteers, community service workers, probationers, juveniles and inmates.

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. 2010-118

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

Adopted: March 10, 2010

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

It was moved by Mr. Wiggam and seconded by Mrs. Obrecht that the agreement for the year 2010 entered into by Wayne County Child Support Enforcement Agency with the following IV-D Service/Provider be approved:

IV-D Service Agreement/Provider Contract	Rate	Total Program Costs Not to Exceed
Clerk of Courts	\$4.70/filing	\$43,851.00

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. 2010-119

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

Adopted: March 10, 2010

Subject: **Agricultural Security Area (ASA) Application Amendment
(Baughman Township)**

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

WHEREAS, the following landowner(s) have submitted application to request that their property be added to the pending Agricultural Security Area (ASA) Application in Baughman Township;

Robert Weygandt (78.36 acres)

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that the ASA Application set for joint Public Hearing with Baughman Township Trustees on Thursday, March 18, 2010 at 7:30PM to be held at Baughman Township Hall, 3470 N. Mt. Eaton Rd., Marshallville, Ohio be amended to include the aforementioned applicant; and

BE IT FURTHER RESOLVED, a copy of this Resolution shall be sent to the following:
School Superintendent of each school district within the proposed ASA
County Engineer of each county in which the ASA would be located
Any Municipality within one-half mile of the boundaries of the proposed ASA
Director of Ohio Department of Transportation

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