

# AGENDA

## Wayne County Commissioners' Regular Session of May 11, 2016

- Pledge of Allegiance to the Flag
- Call to Order & Roll Call of Commissioners Present
- Approval of Agenda
- Public Remarks – **Wooster Emblem Club to present Flag for Wayne Co. Courthouse**
- Approval of minutes from Regular Session held May 4 and public meetings and/or hearings held May 4 – May 10, 2016

Date	Res.#	Resolution Title
5/11	2016-213	<b>Approval of County Bills</b>
5/11	2016-214	<b>Approval of County Home Bills</b>
5/11	2016-215	<b>Appropriation Transfer Approval</b>
5/11	2016-216	<b>Appropriation of Funds Authorization</b>
5/11	2016-217	<b>Fund Transfer Approval</b>
5/11	2016-218	<b>Travel Expense Approval</b>
5/11	2016-219	<b>Special Event Approval</b>
5/11	2016-220	<b>Resolution Setting Time &amp; Place for Public Hearing to Consider PY '16 Community Development Block Grant (CDBG) Community Development Allocation Program Funds</b>
5/11	2016-221	<b>Organization of Wayne County Emergency Management Agency Under Ohio Revised Code 5502.271</b>
5/11	2016-222	<b>Authority to file OMAP (Ohio Market Access Program) Application for Credit Enhancement</b>
5/11	2016-223	<b>A Resolution Providing for the Issuance and Sale Of Notes in an Aggregate Principal Amount not to Exceed \$5,000,000, in Anticipation of the Issuance of Bonds, to Pay Costs of Rehabilitating, Remodeling, Renovating and Improving Certain County Buildings, Including the County Courthouse and the Kinney Building, by Replacing Roofs and Windows, Repairing and Improving Building Facades, Improving Interior and Exterior Water Drainage Facilities, Repairing, Replacing and Waterproofing Foundations, and Replacing a Heating, Ventilation and Air Conditioning System, Together with All Necessary Appurtenances Thereto and Related Site Improvements</b>
5/11	2016-224	<b>Authorization to Appoint the Holmes County Prosecutor as Special Prosecutor</b>
5/11	2016-225	<b>Stepping Up to Reduce the Number of People with Mental Illnesses in Jails</b>
5/11	2016-226	<b>Bid Advertisement Authorization for Bridge SUG-CR188-3.03 (OPWC)</b>
5/11	2016-227	<b>Authority to Accept Grant from the Ohio Dept. of Youth Services on Behalf of Juvenile Court for Detention Alternatives and Enhancements Program</b>
5/11	2016-228	<b>Amendment #3 to Food Service Agreement with Trinity Services I, LLC on Behalf of the Wayne County Sheriff's Office</b>

# Resolution

No. 2016-213

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

*Adopted:* May 11, 2016

*Subject:* **Approval of County Bills**

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

Computer run dated **May 10, 2016** for County Bills in the amount of **\$345,275.12**, Interagency Transaction/Payment **batch #4468 & 4469** in the amount of **\$37,631.17**, and any Then & Now Certificates, are hereby approved for payment.

As taxing authority, the Then & Now Certificates submitted as of this date for the Board of Elections, Children Services, Department of Developmental Disabilities, Soil and Water and Veterans Services are approved for processing by the Auditor.

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. 2016-214

## Board of Wayne County Commissioners

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **Approval of County Home Bills**

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

Computer run dated **May 10, 2016** for County Home Bills in the amount of **\$54,786.63**, Interagency Transaction/Payment **batch #4467** in the amount of **\$2,322.75**, and any Then & Now Certificates, 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. 2016-215

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

*Adopted:* May 11, 2016

*Subject:* **Appropriation Transfer Approval**

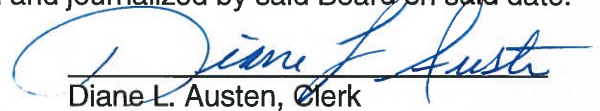
It was moved by Mrs. Obrecht and seconded by Mr. Wiggam that the following appropriation amounts be transferred by the Wayne County Auditor.

<b>Engineer</b>	Cover bridge equipment expense		
\$6,000.00	From	K000-K13 Equip. – Roads	030.5001.04.5330.000.000
	To	K000-K27 Equip. – Bridges	030.5002.04.5330.000.000

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. 2016-216

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

*Adopted:* May 11, 2016

*Subject:* **Appropriation of Funds Authorization**

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

Department	Amount	To the Appropriation
<b>Commissioners</b>	\$500,000.00	O003-O10 Note Repayment Courthouse Ext. Principal 299.1950.15.5960.NP1.000
<b>Commissioners</b>	\$100,000.00	O003-O11 Note Repayment Courthouse Ext. Interest 299.1950.16.5961.NP1.000
To prepare for note repayment in 2016 for the Courthouse exterior restoration project		

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. 2016-217

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

Adopted: May 11, 2016

Subject: **Fund Transfer Approval**

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

Department	Amount	From (Fund)	From Approp Acct	To (Fund)	To Receipt Acct
Juv./Probate	\$20,000.00	Fund 022 (B40) Juv./Probate Court Computerization	B040-B02 Transfers 022.3255.02.6150. 000.000	Fund 023 (B50) Court System Computerization	RB050-B011 Transfers in Juv. Court 023.3200.00.4904. 000.000
Court ordered transfer of computerization funds					

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. 2016-218

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

Adopted: May 11, 2016

Subject: **Travel Expense Approval**

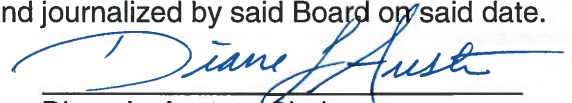
It was moved by Mr. Wiggam and seconded by Mrs. Obrecht that the following resolution be adopted:

Dept./Person	Where	Date	Reg.	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
<b>Auditor</b>						
Jarra Underwood, Keely Zemrock	Sandusky	6/7-10/2016	250.00	421.97		Co. Auditor's Assoc. Summer Conf.
<b>Child Support</b>						
Liz Harper, Tara Hand, Victoria Lockhart	Akron	5/6/2016		6.00	27.00	Attorney Networking Mtg.
<b>Common Pleas</b>						
Mark Wiest	Newark	6/15-17/2016		362.52		Ohio Common Pleas Judges Assoc. Summer Conf.
<b>Job &amp; Family</b>						
Crystal Pidgeon, Russ Eyring, Tammy Mallett, Darlene Lint	Akron	5/16/2016			36.00	CCMEP: Essential Elements for Implementation
Jackie Piatt, Trista Woodruff, Catherine Gault, Karen Baumgartner, Jenny Karger, Amy Marti	Coshocton	5/18/2016			54.00	ABD Medicaid Trng.
Liz Miller, Bonnie Howerter, Lacey Zellner, Elizabeth Green, Merci Williams, Amy Kota, Lora Bowman, Andrea Ickes	Coshocton	5/19/2016			72.00	ABD Medicaid Trng.
<b>Justice Center</b>						
Lynne Feller	Worthington	5/10-11/2016		-0-		ETI User Trng. & OH APCO Qtly. 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. 2016-219

## Board of Wayne County Commissioners

Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam

*Adopted:*   May 11, 2016

*Subject:*   **Special Event Expense Approval**


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

Department	Event	Date	Expenses Not to Exceed
<b>Job &amp; Family</b>	Retirement Celebration for Juanita Greene (Refreshments, Table Service, etc.)	6/3/2016	\$200.00

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. 2016-220

## Board of Wayne County Commissioners

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **Resolution Setting Time & Place for Public Hearing to Consider PY '16  
Community Development Block Grant (CDBG) Community Development  
Allocation Program Funds**

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

WHEREAS, the Ohio Development Services Agency (ODSA), Office of Community Development (OCD), has made available to Wayne County \$215,000 in Community Development Block Grant (CDBG) Community Development Allocation Funds for eligible projects, and

WHEREAS, the CDBG Funds are made available to benefit low to moderate income persons in Wayne County, and

WHEREAS, the list of projects below have been submitted for consideration and have been determined to comply with CDBG program rules, and

<u>Community Development Allocation Project</u>	<u>Amount CDBG Funds Requested</u>
Community Action Wayne/Medina (CAWM) Transportation	\$22,400.00
Orrville City / Street Improvements / Water Street Resurface	\$45,000.00
Rittman City / Street Improvements / Various Streets Resurface	\$51,600.00
Wayne Co. Engineer / Street Improvements / Paradise Rd. Bridge	\$58,000.00
Fair Housing / Standard Program	\$6,000.00
Administration	<u>\$32,000.00</u>
Total	\$215,000.00

WHEREAS, the 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 Monday, May 23, 2016 at 2:00 p.m. in the Wayne County Administration Building Lounge to invite public comment on the PY'16 CDBG project selection.

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. 2016-221

## Board of Wayne County Commissioners

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **Organization of Wayne County Emergency Management Agency Under Ohio Revised Code 5502.271**

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

WHEREAS, the Wayne County Emergency Management Agency was originally organized under Ohio Revised Code Chapter 5915.071; and

WHEREAS, effective October 29, 1995, Ohio Revised Code chapter 5915 was amended and recodified by SB162 placing Emergency Management Agencies under Title 55 "Roads, Highways and Bridges"; and


WHEREAS, as of October 29, 1995, any countywide emergency management program formed under section 5915.071 of the Ohio Revised Code now fell under ORC 5502.271, and was deemed a continuation of the organization currently existing despite the transfer of the Emergency Management Agency to the Department of Public Safety and the change in section numbers.

NOW, THEREFORE, BE IT RESOLVED that the Wayne County Emergency Management Agency is currently organized under Ohio Revised Code section number 5502.271 (effective date May 15, 2002) and titled "Program for Emergency Management".

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. 2016-222

*Board of Wayne County Commissioners*

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **Authority to file OMAP (Ohio Market Access Program) Application for Credit Enhancement**

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


WHEREAS, Wayne County desires to issue Various Purpose Improvement Notes Series 2016 using the State of Ohio, Ohio Treasurer, OMAP Program for credit enhancement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners that the County Administrator is authorized to file the required application with the Treasurer, State of Ohio, and further that the President of the Board is authorized to sign any necessary documents necessary to the application.

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. 2016-223

## Board of Wayne County Commissioners

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **A Resolution Providing for the Issuance and Sale Of Notes in an Aggregate Principal Amount not to Exceed \$5,000,000, in Anticipation of the Issuance of Bonds, to Pay Costs of Rehabilitating, Remodeling, Renovating and Improving Certain County Buildings, Including the County Courthouse and the Kinney Building, by Replacing Roofs and Windows, Repairing and Improving Building Facades, Improving Interior and Exterior Water Drainage Facilities, Repairing, Replacing and Waterproofing Foundations, and Replacing a Heating, Ventilation and Air Conditioning System, Together with All Necessary Appurtenances Thereto and Related Site Improvements**

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

WHEREAS, pursuant to Resolution No. 2015-265, adopted on June 10, 2015, there were issued \$5,000,000 County Building Improvement Notes, Series 2015 (the Outstanding Notes) in anticipation of bonds for the purpose stated in Section 1, which Outstanding Notes mature on July 7, 2016; and

WHEREAS, this Board finds and determines that the County should retire the Outstanding Notes with the proceeds of the Notes described in Section 3; and

WHEREAS, the County Auditor, as fiscal officer of this County, has certified to this Board that the estimated life or period of usefulness of the improvement described in Section 2 is at least five years, the estimated maximum maturity of the Bonds described in Section 2 is 15 years, and the maximum maturity of the Notes described in Section 3, to be issued in anticipation of the Bonds, is July 7, 2035;

NOW, THEREFORE, BE IT RESOLVED by the Board of Wayne County Commissioners, Ohio, that:

Section 1. Authorized Principal Amount of Anticipated Bonds and Purpose. It is necessary to issue bonds of this County in an aggregate principal amount not to exceed \$5,000,000 (the "Bonds") to pay costs of rehabilitating, remodeling, renovating and improving certain County buildings, including the County Courthouse and the Kinney Building, by replacing roofs and windows, repairing and improving building facades, improving interior and exterior water drainage facilities, repairing, replacing and waterproofing foundations, and replacing a heating, ventilation and air conditioning system, together with all necessary appurtenances thereto and related site improvements.

Section 2. Estimated Bond Terms. The Bonds shall be dated approximately June 1, 2017, shall bear interest at the now estimated rate of 5.00% per year, payable semiannually until the principal amount is paid, and are estimated to mature in 15 annual principal installments on December 1 of each year, that are in such amounts that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is substantially equal. The first interest payment is estimated to be December 1, 2017, and the first principal payment is estimated to be December 1, 2018.

Section 3. Authorized Principal Amount of Notes; Dating; Interest Rate. It is necessary to issue and this Board determines that notes in an aggregate principal amount not to exceed \$5,000,000 (the "Notes") shall be issued in anticipation of the issuance of the Bonds and to retire the Outstanding Notes. The Notes shall be dated the date of their issuance and shall mature one year from the date of issuance; provided, however, that the County Auditor may, if it is determined to be necessary or advisable to the sale of the Notes, establish a maturity date that is any date not sooner than six months or later than one year from the date of issuance by setting forth that maturity in the certificate awarding the Notes in accordance with Section 6 of this Resolution (the "Certificate of Award"). The Notes shall bear interest at a rate not to exceed 3.00% per year (computed on the basis of a 360-day year consisting of 12 30-day months), payable at

maturity, and until the principal amount is paid or payment is provided for. The rate of interest on the Notes and the principal amount of the Notes shall be determined by the County Auditor in the Certificate of Award.

Section 4. Payment of Debt Charges; Paying Agent. The debt charges on the Notes shall be payable in Federal Reserve funds of the United States of America, without deduction for services of the County's paying agent, at the designated corporate trust office of a bank or trust company requested by the Original Purchaser (as defined in Section 6), provided that such request shall be approved by the County Auditor after determining that the payment at that bank or trust company will not endanger the funds or securities of the County and that proper procedures and safeguards are available for that purpose, or at the office of the County Auditor if agreed to by the County Auditor and the Original Purchaser.

Section 5. Execution of Notes; Book Entry System. The Notes shall be signed by at least two members of the Board of County Commissioners and by the County Auditor, in the name of the County and in their official capacities; provided that all but one of those signatures may be a facsimile. The Notes shall be issued in the denominations and numbers as requested by the Original Purchaser and approved by the County Auditor; provided that the entire principal amount of the Notes may be represented by a single note. The Notes shall not have coupons attached, shall be numbered as determined by the County Auditor and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to this Resolution.

As used in this Section and this Resolution:

"Book entry form" or "book entry system" means a form or system under which (i) the ownership of beneficial interests in the Notes and the principal of, and interest on, the Notes (book entry interests) may be transferred only through a book entry, and (ii) a single physical Note certificate is issued by the County and payable only to a Depository or its nominee, with such Notes deposited and retained in the custody of the Depository or its agent for that purpose. The book entry maintained by others than the County is the record that identifies the owners of book entry interests in the Notes and that principal and interest.

"Depository" means any security depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of book entry interests in the Notes or the principal of, and interest on, the Notes and to effect transfers of the Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

The Notes may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Notes may be issued in the form of a single Note made payable to the Depository or its nominee and deposited and retained in the custody of the Depository or its agent for that purpose; (ii) the owners of book entry interests shall have no right to receive the Notes in the form of physical securities or certificates; (iii) ownership of book entry interests shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of book entry interests shall be made only by book entry by the Depository and its Participants; and (iv) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the County.

If any Depository determines not to continue to act as a Depository for the Notes for use in a book entry system, the County Auditor may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the County Auditor does not or is unable to do so, the County Auditor, after making provision for notification of the book entry interest owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Notes from the Depository, and shall cause the Notes in bearer or payable to order form to be signed by the officers authorized to sign the Notes and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of County action or inaction, of those persons requesting such issuance.

The County Auditor is also hereby authorized and directed, to the extent necessary or required, to enter into any agreements determined necessary in connection with the book entry system for the Notes, after determining that the signing thereof will not endanger the funds or securities of the County.

Section 6. Award and Sale of the Notes; Financing Costs; Ohio Market Access Program.

(a) Sale to the Original Purchaser. The Notes shall be sold at not less than par plus accrued interest to the original purchaser designated in the Certificate of Award (the "Original Purchaser"), all in accordance with law and the provisions of this Resolution. The County Auditor shall sign the Certificate of Award fixing the interest rate and the principal amount of the Notes and evidencing that sale and shall cause the Notes to be prepared, and have the Notes signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Notes if requested by the Original Purchaser, to the Original Purchaser upon payment of the purchase price. Any member of this Board, the County Administrator, the Clerk of this Board, the County Auditor, the County Treasurer, the Prosecuting Attorney, the Assistant Prosecuting Attorney and other County officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution. The County Auditor is authorized, if it is determined to be in the best interest of the County, to combine the issue of Notes with one or more other note issues of the County into a consolidated issue of notes in accordance with Section 133.30(B) of the Revised Code.

(b) Application for Rating; Financing Costs. The County Auditor is authorized to (i) engage the services of a municipal advisor and (ii) request a rating for the Notes from one or more nationally-recognized rating agencies in connection with the sale and issuance of the Notes. The expenditure of the amounts necessary to engage a municipal advisor and/or secure those rating(s) and to pay the other financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Notes is authorized and approved, and the County Auditor is authorized to provide for the payment of any such amounts and costs from the proceeds of the Notes to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

(c) Ohio Market Access Program. The Standby Note Purchase Agreement (Standby Note Purchase Agreement) and Paying Agent Agreement (Paying Agent Agreement) are hereby authorized in the forms presented to this Board with such changes not materially adverse to the County as may be approved by the officers of the County executing the Standby Note Purchase Agreement and Paying Agent Agreement. The Board acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the County is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the County, the Treasurer of State agrees (A) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (B) to purchase renewal notes of the County in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at the Renewal Note Rate (as defined in the Standby Note Purchase Agreement), maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days' notice, provided that in connection with the Treasurer of State's purchase of such renewal notes the Board shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the County, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes, within the ten-mill limitation imposed by law, on all property subject to ad valorem taxes levied by the County and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Internal Revenue Code, as amended, to the same extent that interest on the Notes is so excluded.

The officers signing the Notes are authorized to take all actions that may in their judgment reasonably be necessary to provide for the Standby Note Purchase Agreement, including but not limited to the inclusion of a notation on the form of the Notes providing notice to the holders or beneficial owners of the existence of the Standby Note Purchase Agreement and providing instructions to such holders or beneficial owners regarding the presentation of the Note for purchase by the Treasurer of State at stated maturity.

Section 7. Application of Note Proceeds. The proceeds from the sale of the Notes, except any premium and accrued interest, shall be paid into the proper fund or funds and those proceeds are appropriated and shall be used for the purpose for which the Notes are being issued. Any portion of those proceeds representing premium and accrued interest shall be paid into the Bond Retirement Fund.

Section 8. Application and Pledge of Bond or Renewal Note Proceeds or Excess Funds. The par value to be received from the sale of the Bonds or of any renewal notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used to pay the debt charges on the Notes at maturity and are pledged for that purpose.



Section 9. Provisions for Tax Levy. During the year or years in which the Notes are outstanding, there shall be levied on all the taxable property in the County, in addition to all other taxes, the same tax that would have been levied if the Bonds had been issued without the prior issuance of the Notes. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Notes or the Bonds when and as the same fall due. In each year to the extent other revenues are available for the payment of the debt charges on the Notes and Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of revenues so available and appropriated.

Section 10. Federal Tax Considerations. The County covenants that it will use, and will restrict the use and investment of, the proceeds of the Notes in such manner and to such extent as may be necessary so that (a) the Notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the Notes will not be an item of tax preference under Section 57 of the Code.

The County further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Notes to be and remain excluded from gross income for federal income tax purposes, and (b) it will not take or authorize to be taken any actions which would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property acquired with those proceeds, (iii) make timely rebate payments to the federal government, (iv) maintain books and records and make calculations and reports, and (v) refrain from certain uses of proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The County Auditor, as the fiscal officer, or any other officer of the County having responsibility for issuance of the Notes is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the County with respect to the Notes as the County is permitted to or required to make or give under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the County, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes, and (c) to give one or more appropriate certificates of the County, for inclusion in the transcript of proceedings for the Notes, setting forth the reasonable expectations of the County regarding the amount and use of all the proceeds of the Notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Notes.

Each covenant made in this section with respect to the Notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this section to take with respect to the Notes.

Section 11. Certification and Delivery of Resolution. The Clerk of this Board is directed to deliver a certified copy of this Resolution to the County Auditor.

Section 12. Satisfaction of Conditions for Note Issuance. This Board determines that all acts and conditions necessary to be done or performed by the County or to have been met precedent to and in the issuing of the Notes in order to make them legal, valid and binding general obligations of the County have been performed and have been met, or will at the time of delivery of the Notes have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 9) of the County are pledged for the timely payment of the debt charges on the Notes; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Notes.

Section 13. Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Notes and the rendering of the necessary legal opinion upon the delivery of the Notes. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the County in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the County or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services and in paying other financing costs in connection with the Notes at the direction of the County.

Section 14. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

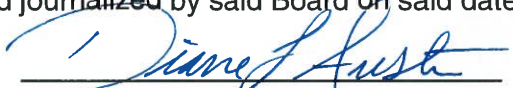
Section 15. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated

Section 16. Effective Date. This Resolution shall be in full force and effect from and immediately after its adoption.

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. 2016-224

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

*Adopted:* May 11, 2016

*Subject:* **Stepping Up to Reduce the Number of People with Mental Illnesses in Jails**

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

**WHEREAS**, counties routinely provide treatment services to the estimated 2 million people with serious mental illnesses booked into jail each year;

**WHEREAS**, prevalence rates of serious mental illnesses in jails are three to six times higher than for the general public;

**WHEREAS**, almost three-quarters of adults with serious mental illnesses in jails have co-occurring substance use disorders;

**WHEREAS**, adults with mental illnesses tend to stay longer in jail and, upon release, are at a higher risk of recidivism than people without these disorders;

**WHEREAS**, county jails spend two to three times more on adults with mental illnesses that require interventions compared to those without these treatment needs;

**WHEREAS**, without the appropriate treatment and services, people with mental illnesses continue to cycle through the criminal justice system, often resulting in tragic outcomes for these individuals and their families;

**WHEREAS**, Wayne County and all counties take pride in their responsibility to protect and enhance the health, welfare, and safety of its residents in efficient and cost-effective ways;

**Whereas**, The Wayne County Commissioners understand that The Mental Health & Recovery Board of Wayne and Holmes Counties has a long history of providing resources to provide mental health services within the criminal justice system which includes the Mental Health Court, a pre-release and linkage program, Crisis intervention Training (CIT) for the Sheriff's Department and local police, a re-entry coalition and various intensive outpatient counseling programs with a diagnosable mental illness and often co-occurring mental illness and addiction disorders,

**WHEREAS**, through Stepping Up, the National Association of Counties, The Council of State Governments Justice Center, and the American Psychiatric Association Foundation are encouraging public, private, and nonprofit partners to reduce the number of people with mental illnesses in jails.

**Whereas**, the Wayne County Commissioners are aware that the Mental Health & Recovery Board of Wayne and Holmes Counties has signed a resolution titled "Stepping Up to Reduce the number of people with Mental Illness in Jails"

**NOW, THEREFORE, BE IT RESOLVED**, the Wayne County Commissioners, do hereby sign on to the Call to Action to reduce the number of people with mental illnesses in our county jail, commit to sharing lessons learned with other counties in Ohio and across the country to support a national initiative and encourage all county officials, employees, and residents to participate in Stepping Up, and

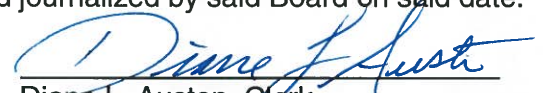
**BE IT FURTHER RESOLVED,** The Wayne County Commissioners resolve to support the Mental Health & Recovery Board of Wayne and Holmes Counties to:

- Draw upon the comprehensive resources available to the Wayne County Correction Board which is made up of a group of diverse leaders and decision-makers from multiple agencies and community organizations to safely reduce the number of people with mental illness within the local correction's department.
- Collect and review prevalence numbers and assess individuals' needs to better identify adults entering jails with mental illnesses and their recidivism risk, and use that baseline information to guide decision making at the system, program, and case levels;
- Examine treatment and service capacity to determine which programs and services are available in the county for people with mental illnesses and co-occurring substance use disorders, and identify state and local policy and funding barriers to minimizing contact with the justice system and providing treatment and supports in the community;
- Develop a plan with measurable outcomes that draws on the jail assessment and prevalence data and the examination of available treatment and service capacity, while considering identified barriers;
- Implement research-based approaches that advance the plan; and
- Create a process to track progress using data and information systems, and to report on successes.

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. 2016-225

Board of Wayne County Commissioners

Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam

*Adopted:* May 11, 2016

*Subject:* **Authorization to Appoint the Holmes County Prosecutor as Special Prosecutor**

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

WHEREAS, the Wayne County Prosecuting Attorney is charged with the responsibility for prosecuting all violations of state law; and

WHEREAS, the Wayne County Sheriff's Office recently completed an investigation involving Steven Cholley, where a current employee of the Wayne County Prosecuting Attorney's Office is a necessary witness; and

WHEREAS, Prosecuting Attorney, Daniel Lutz, is of the opinion that a conflict exists in this case; and

WHEREAS, the Holmes County Prosecutor has agreed to act as Special Prosecutor in this matter; and

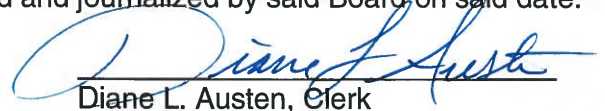
WHEREAS, Revised Code 305.14(A) allows the Court of Common Pleas to appoint a Special Prosecutor upon the application of the Board of County Commissioners;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners authorize application to the Court of Common Pleas of Wayne County, Ohio, pursuant to RC 305.14, to authorize the employment of the Holmes County Prosecutor, or his successor, and any Assistant Prosecutors from his office, as Special Prosecutor, in the current investigation and any criminal proceedings involving Steven Cholley.

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. 2016-226

## Board of Wayne County Commissioners

Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam

*Adopted:*   May 11, 2016

*Subject:*   **Bid Advertisement Authorization for Bridge SUG-CR188-3.03 (OPWC)**

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

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


Bridge SUG-CR188-3.03 (OPWC) Replacement  
Hackett Road over branch of Sugar Creek  
Between Sommers Rd. (TR434) & Wenger Rd.(CR97)  
Sugar Creek Township

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. 2016-227

## Board of Wayne County Commissioners

Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam

*Adopted:* May 11, 2016

*Subject:* **Authority to Accept Grant from the Ohio Dept. of Youth Services on Behalf of Juvenile Court for Detention Alternatives and Enhancements Program**

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

WHEREAS, the Wayne County Juvenile Court has requested assistance and authorization to file a grant application with the Ohio Department of Youth Services for a one year grant in the requested amount of \$33,714.00 for a "Detention Alternatives & Enhancements" Program Grant, Category II, to provide clinical support to clients and staff;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that authorization to accept a grant from the Ohio Dept. of Youth Services in the category of Providing Services in Detention/Detention Alternatives and Enhancements for the period of 4/1/2016 – 3/31/2017 in the amount of \$33,714.00 is hereby approved with authorization granted to the President of the Board to execute any necessary documents.

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. 2016-228

## Board of Wayne County Commissioners

*Jim Carmichael   Ann M. Obrecht   Scott S. Wiggam*

*Adopted:* May 11, 2016

*Subject:* **Amendment #3 to Food Service Agreement with Trinity Services I, LLC on Behalf of the Wayne County Sheriff's Office**

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

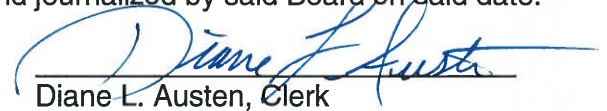
WHEREAS, the Wayne County Sheriff's Office has requested this 3<sup>rd</sup> Amendment of a 2.7% increase to current meal rates be approved effective May 1, 2016;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that approval is hereby granted of the 3<sup>rd</sup> Amendment to the Food Service Agreement with Trinity Services I, LLC on behalf of the Wayne County Sheriff's Office and authorization is granted to the President of the Board to execute the Amendment.

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