

AGENDA

Wayne County Commissioners' Regular Session of December 14, 2016

- Pledge of Allegiance to the Flag
- Call to Order & Roll Call of Commissioners Present

- Wayne County Auditor – Announcement of Financials Award by a Representative from Ohio Auditor of State's Office

- Approval of Agenda
- Approval of minutes from Regular Session held Dec. 7 and public meetings and/or hearings held Dec. 7 – Dec. 13, 2016

Date	Res.#	Resolution Title
12/14	2016-596	Approval of County Bills
12/14	2016-597	Approval of County Home Bills
12/14	2016-598	Appropriation Transfer Approval
12/14	2016-599	Fund Transfer Approval
12/14	2016-600	Appropriation Reduction Authorization
12/14	2016-601	Personnel Change Approval
12/14	2016-602	Travel Expense Approval
12/14	2016-603	Organizational Membership Approval
12/14	2016-604	Board Appointment and/or Board Designation Approval
12/14	2016-605	Special Event Approval
12/14	2016-606	Approval of Emanuel Weaver Allotment #1
12/14	2016-607	Approval of M.C.A. Allotment No. 2
12/14	2016-608	Approval of Change Order #1 to the Contract with Northstar Asphalt, Inc. for Taxiway C2 Reconstruction at the Wayne County Airport
12/14	2016-609	Adoption of the Update to the Wayne County Safety Manual
12/14	2016-610	Authorization for Wayne County to Enter into a Housing Revolving Loan Fund Administration Agreement with the State of Ohio, Development Services Agency (ODSA)
12/14	2016-611	Authority to Renew Contracts for Dispatch Services Through Justice Center Communications
12/14	2016-612	Authorization to enter into "Roadway, Use, Repair, and Maintenance Agreement" with Nexus Gas Transmission, LLC.

Resolution

No. 2016-596

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016
Subject: **Approval of County Bills**

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

Computer run dated December 13, 2016 for County Bills in the amount of \$ 827,309.75, Interagency Transaction/Payment batch #4790 & 4791 in the amount of \$503,808.60, taxable travel reimbursements in the amount of \$61.04 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: Ann M. Obrecht yea Sue A. Smail 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. 2016-597

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016
Subject: **Approval of County Home Bills**

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

Computer run dated December 13, 2016 for County Home Bills in the amount of \$65,443.49, Interagency Transaction/Payment batch #4789 in the amount of \$2,389.60, and any Then & Now Certificates, are hereby approved for payment.

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-598

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Appropriation Transfer Approval**

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

DD	To meet Workers Compensation responsibilities		
\$36,850.00	From	S003-S52 Contingencies	033.6300.06.6130.000.000
	To	S003-S45 Workers Comp	033.6300.06.5013.000.000
Job & Family	To cover expenses		
\$607.16	From	H000-H13 Workers Comp (Adm & Op-Inc. Maint)	026.0171.06.5013.000.000
	To	H000-H32 Workers Comp (Pub Soc Ser)	026.0172.06.5013.000.000
\$14,000.00	From	H002-H21 DLW	027.0174.06.5931.000.000
	To	H002-H20 Adult	027.0174.06.5930.000.000
Medway	To cover expenses for the rest of 2016		
\$1,308.30	From	S004-S65 Transfers	034.6400.03.6150.000.000
	To	S004-S62 Workers Comp	034.6400.03.5013.000.000
Municipal Court	To cover expenses		
\$8,000.00	From	A302-G02 Health & Life Insurance	001.3400.02.5012.000.000
	To	A002-G09 Other Expenses	001.3400.02.5900.000.000
\$4,330.00	From	A201-G02 Salaries – Conversion	001.3400.02.5002.000.000
	To	A002-H08 Contract Services – HA	001.3450.03.5550.000.000
\$3,670.00	From	A302-G02 Health & Life Insurance	001.3400.02.5012.000.000
	To	A002-H08 Contract Services – HA	001.3450.03.5550.000.000
\$2,000.00	From	A102-G09 PERS	001.3400.02.5011.000.000
	To	A002-H08 Contract Services – HA	001.3450.03.5550.000.000
\$1,000.00	From	A302-G02 Health & Life Insurance	001.3400.02.5012.000.000
	To	A002-G06 Juror Fees	001.3400.02.5540.000.000
\$300.00	From	B050-B04 Other Expenses	023.3000.02.5900.000.000
	To	B050-B12 Personnel – Benefits	023.3000.02.5012.000.000
Sheriff	For anticipated year end expenses		
\$2,000.00	From	A014-A07 Medicare	001.1910.01.5010.000.000
	To	A008-D04 Webcheck Fees	001.3680.03.5400.000.000

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-599

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016
Subject: **Fund Transfer Approval**

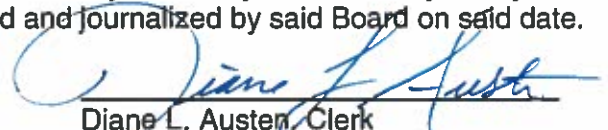
It was moved by Mrs. Smail and seconded by Mr. Wiggam that the following resolution be adopted:

Department	Amount	From (Fund)	From Approp Acct	To (Fund)	To Receipt Acct
Municipal Court	10,650.32	020 (B20) Municipal Court Computerization	B020-B02 020.3405.02.6150. 000.000 Transfers – Out	023 (B50) Court System Computerization	RB050-B09 023.3400.00.4904. 000.000 Transfers – In
Court ordered transfer of computerization funds					

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-600

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Appropriation Reduction Authorization**

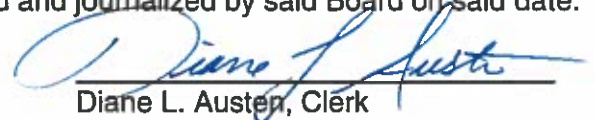
It was moved by Mr. Wiggam and seconded by Mrs. Smail that the following request(s) to reduce appropriations be approved.

Department	Amount	Account	GEMS	Account Description
Various	(\$4,289.52)	B011-B08	013.2100.01.5900.000.000	Treasurer Detac Other Exp
	(\$7,133.06)	B015-B01	016.3402.03.5431.000.000	Indigent Driver Muni
	(\$23,581.31)	B020-B02	020.3405.02.6150.000.000	Muni Ct Comput Transfer Out
	(\$1,750.00)	B006-B01	038.3200.02.5431.000.000	Juv Spec Projects
	(\$594.58)	B025-B01	049.3405.03.5431.000.000	IDAM Monitoring Muni Ct
	(\$100.00)	H062-H14	101.3690.04.5900.000.000	Litter Grant
	(\$4,726.00)	T075-T10	102.0150.03.6150.000.000	Transfers Local Planning
	(\$3,461.19)	U062-U02	458.3600.03.5984.000.000	WCOSW Swat Donations
	(\$1,238.81)	U062-U01	458.3600.03.5983.000.000	WCOSW Canine Donations
	(\$450.00)	W030-W01	503.2600.11.5981.000.000	Ohio Election Commissions
	(\$1,130.84)	W035-W01	504.3000.02.5981.000.000	State Indigent Fees
	(\$3,941.34)	W035-W02	504.3000.02.5982.000.000	County Indigent Fees
	(\$750.00)	U015-U03	509.3202.02.5665.000.000	SSI Personal Expenses
	(\$200.00)	W014-W01	514.3600.03.5981.000.000	Arson Offender Reg Fees
To balance appropriation authority to actual revenue received				

The vote is as follows: Ann M. Obrecht yea Sue A. Smail yea Scott S. Wiggam yea

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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. 2016-601

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016
Subject: Personnel Change Approval

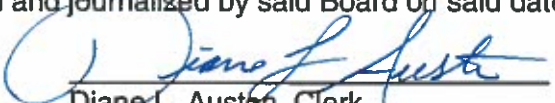
It was moved by Mr. Wiggam and seconded by Mrs. Smail that the following resolution be adopted:

Department	Name	Title	Effective Date	Status
Job & Family	Michelle Seiler	Unit Support Worker 2	12/26/16	Promotion

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-602

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016
Subject: **Travel Expense Approval**

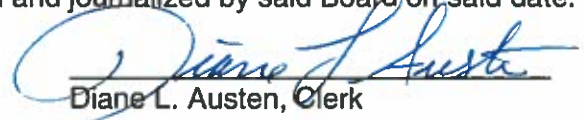
It was moved by Mrs. Smail and seconded by Mr. Wiggam that the following resolution be adopted:

Dept./Person	Where	Date	Reg.	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
Commissioners						
Ann Obrecht, Sue Smail	Columbus	12/4-6/16		237.20		CCAO Annual Winter Conference
Above is additional amount to cover actual expenses for travel approved by Res. 2016-536 for hotel						

The vote is as follows: Ann M. Obrecht yea Sue A. Smail yea Scott S. Wiggam yea

CERTIFICATE

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Diane L. Austen, Clerk

Resolution

No. 2016-603

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Organizational Membership Approval**

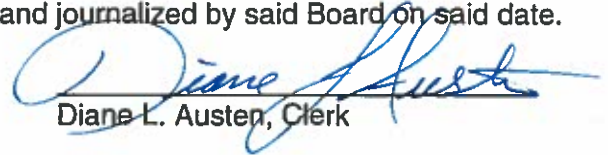
It was moved by Mr. Wiggam and seconded by Mrs. Smail that the following resolution be adopted:

Department	Organization	Person	Fee/Each	Total
Common Pleas	Ohio Association of Magistrates	Magistrate Robert Hines	\$125.00	\$125.00
Juvenile Court	2017 Ohio Assoc. of Juvenile Court Judges	Judge Latecia E. Wiles	\$555.00	\$555.00
Juvenile Court	2017 Ohio Judicial Conference	Judge Latecia E. Wiles	\$150.00	\$150.00

The vote is as follows: Ann M. Obrecht yea Sue A. Smail yea Scott S. Wiggam yea

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Diane L. Austen, Clerk

Resolution

No. 2016-604

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Board Appointment and/or Board Designation Approval**

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

Name of Board	Appointee/Address	Term
Community Corrections Board	James Richards	1/1/2017 – 12/31/2017
	Sue Smail	1/1/2017 – 12/31/2017
	Ann Obrecht	1/1/2017 – 12/31/2017
	Ron Amstutz	1/1/2017 – 12/31/2017
	Mark K. Wiest	1/1/2017 – 12/31/2017
	Rodney Baca	1/1/2017 – 12/31/2017
	Judge Millhoan	1/1/2017 – 12/31/2017
	Matthew Fisher	1/1/2017 – 12/31/2017
	Travis Hutchinson	1/1/2017 – 12/31/2017
	Bobbi Douglas	1/1/2017 – 12/31/2017
	Cindy Kuhl	1/1/2017 – 12/31/2017
	Diane Derue	1/1/2017 – 12/31/2017
	Robert Smedley	1/1/2017 – 12/31/2017
	Michele Hobart	1/1/2017 – 12/31/2017
	Angela Schaad	1/1/2017 – 12/31/2017
	Cheryl Gerwig	1/1/2017 – 12/31/2017
	Craig Prysock	1/1/2017 – 12/31/2017
	Bob Breneman	1/1/2017 – 12/31/2017
	Matt Berkbeck	1/1/2017 – 12/31/2017
	Juan McCloud	1/1/2017 – 12/31/2017
	Dan Lutz	1/1/2017 – 12/31/2017
	Dave Ashley	1/1/2017 – 12/31/2017
	Tamara Jackson	1/1/2017 – 12/31/2017
	Judy Wood	1/1/2017 – 12/31/2017
	Joe Rubino	1/1/2017 – 12/31/2017

Details in Exhibit A

The vote is as follows: Ann M. Obrecht yea Sue A. Smail yea Scott S. Wiggam yea

CERTIFICATE

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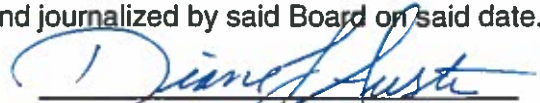

Diane L. Austen, Clerk

Exhibit A

2017 Wayne County Community Corrections Board	
Members Name	Title
*James Richards	Wayne County Jail Administrator
Sue Small	Wayne County Commissioner
Ann Obrecht	Wayne County Commissioner
Ron Amstutz	Wayne County Commissioner
*Mark K. Wiest	Wayne County Common Pleas Court Judge
* Rodney Baca	Wayne County Public Defender
*Judge Millhoan	Wayne County Municipal Court
*Matthew Fisher	Chief - Wooster Police Department
*Travis Hutchinson	Wayne County Sheriff
Bobbi Douglas	Member of the Public - Liberty Center Connections, Inc.
*Cindy Kuhl	Member of the Public - Wayne County Common Pleas Court
Diane Derue	Member of the Public - The Counseling Center
Robert Smedley	Mental Health and Recovery Board
*Michele Hobart	Wayne County Municipal Court
*Angela Schaad	Wayne County Municipal Court
*Cheryl Gerwig	Wayne County Common Pleas Court
*Craig Prysock	Stark County Community Corrections Center
Bob Breneman	Mayor - City of Wooster
*Matt Berkbeck	Orrville Police Department
*Juan McCloud	Wooster Police Department
*Dan Lutz	Wayne County Prosecutor
Dave Ashley	Wayne County Board of DD
Tamara Jackson	The Comprehensive Wayne Holmes Reentry Coalition
Judy Wood	Mental Health and Recovery Board
Joe Rubino	Member of the Public - Parkview Christian Church

* Criminal Justice Field

5149.34 Local Corrections Planning Board O.R.C. Member Requirement	
Position	Members Name Filing The Position
Jail Administrator	James Richards
County Commissioner	Ann Obrecht/Sue Small/Ron Amstutz
Common Pleas Judge	Mark Wiest
Municipal Judge	Carrol Millhoan
Defense Attorney	Rodney Baca
Chief L.E. Officer w/largest municipality	Matthew Fisher
Sheriff	Travis Hutchinson
Prosecutor	Dan Lutz
Representative of Public	Bobbi Douglas/Cindy Kuhl/Diane Derue/Robert Smedley
Victim of a Crime	Diane Derue
Representative of L.E. Community	Juan McCloud/Dino Carozza
Additional Representative of Judiciary	Cindy Kuhl/Michelle Hobart/Angela Schaad
Additional Representative of Corrections	Craig Prysock
Official frm largest municipality	Bob Breneman
2 members of the Largest Racial Minority	Juan McCloud
2 Members must be women	Bobbi Douglas/Cindy Kuhl
Executive Director of board of alcohol, drug addiction, and mental health	Robert Smedley
Executive Director of the county board of developmental disabilities	Dave Ashley
Administrator of a halfway house	N/A
Administrator of a community-based correctional facility	Craig Prysock
Administrator of a community corrections act-funded program	Cheryl Gerwig/Michelle Hobart
Majority in Criminal Justice Field	14 out of 25

Resolution

No. 2016-605

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Special Event Expense Approval**

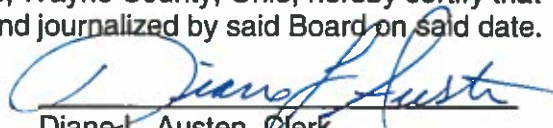
It was moved by Mrs. Smail and seconded by Mr. Wiggam that the following resolution be adopted:

Department	Event	Date	Expenses Not to Exceed
Child Support	Employee Recognition Event (food, tableware, prizes)	12/22/16	\$300.00
Justice Center	Rex Stuff Retirement (refreshments, tableware)	12/27/16	\$150.00

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-606

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

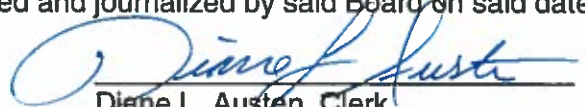
Subject: **Approval of Plat for Emanuel Weaver Allotment #1**

It was moved by Mr. Wiggam and seconded by Mrs. Smail that the Plat for Emanuel Weaver Allotment #1, being a platting and numbering of the unplatted lands situated in the NE Qtr. of Sec. 36, T-16N, R-12W in East Union Township, Wayne County, Ohio owned by Emanuel J. Weaver and Martha Weaver is hereby approved.

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-607

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

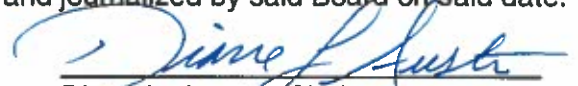
Subject: **Approval of Plat for M.C.A. Allotment No. 2**

It was moved by Mrs. Smail and seconded by Mr. Wiggam that the Plat for M.C.A. Allotment No. 2, being a replatting and renumbering of Lot 244 M.C.A. Allotment No. 1, Plat Vol. 30, Page 219, Lot 44 Shady Knob Allotment No. 2, Plat Vol. 20, page 138, Salt Creek Twp., SE Qtr., Section 19, SW Qtr. Section 20 T-15 N; R-12 W, Wayne County, Ohio, owned by Kenneth N. Troyer, Deborah A. Troyer and Mennonite Christian Assembly, Inc. is hereby approved.

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-608

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Approval of Change Order #1 to the Contract with Northstar Asphalt, Inc. for Taxiway C2 Reconstruction at the Wayne County Airport**

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

Name: Northstar Asphalt, Inc.
7345 Sunset Strip NW
North Canton, OH 44720

Purpose: Change order #1 Taxiway C2 (South Hangar Taxiway) Reconstruction at the Wayne County Airport - Adjust for Final Quantities

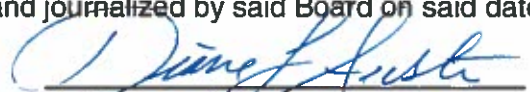
Cost: Original Contract Cost: \$490,715.00
Change Order #1: \$(6,151.78) Reduction
Current Contract Cost: \$484,563.22

Effective Date: 12/14/2016

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-609

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

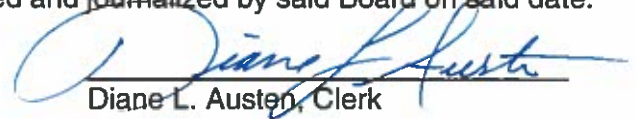
Subject: **Adoption of Update to the Wayne County Safety Manual**

It was moved by Mr. Wiggam and seconded by Mrs. Smail that an amendment of the form titled Employee Report of Accident/Injury is hereby adopted.

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-610

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Authorization for Wayne County to Enter into a Housing Revolving Loan Fund Administration Agreement with the State of Ohio, Development Services Agency (ODSA)**

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

WHEREAS, the Ohio Development Services Agency has determined that Wayne County is an eligible recipient of Community Development Block Grant (CDBG) and/or HOME funds, and

WHEREAS, Wayne County has been awarded CDBG and/or HOME funds from Ohio Development Services Agency for use to finance eligible activities that may generate program income, and

WHEREAS, the Ohio Development Services Agency has recognized the positive impact on community development initiatives when the use of program income is locally determined, and

WHEREAS, the Ohio Development Services Agency has permitted the establishment of Housing Revolving Loan Funds within local political subdivisions to meet the primary development goals of: 1) Improving the affordable housing stock, and 2) Providing for the affordable housing needs of low-and moderate-income persons of the Housing Revolving Loan Fund, and

WHEREAS, Wayne County agrees to administer and implement the Housing Revolving Loan Funds according to Community Development Block Grant guidelines.

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners enter into an Administration Agreement with the State of Ohio, Ohio Development Services Agency (ODSA) to administer the Housing Revolving Loan Funds (program income).

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-611

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Authority to Renew Contracts for Dispatch Services Through Justice Center Communications**

It was moved by Mr. Wiggam and seconded by Mrs. Smail that the Board of Wayne County Commissioners accept the renewal of contracts with certain subdivisions to provide dispatch services through Justice Center Communications, for a 2 year term as follows:

ENTITY	TERM
Canaan Township	1/1/2017 – 12/31/2018
Village of Apple Creek	1/1/2017 – 12/31/2018
Village of Marshallville	1/1/2017 – 12/31/2018
Village of Mount Eaton	1/1/2017 – 12/31/2018

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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. 2016-612

Board of Wayne County Commissioners
Ann M. Obrecht Sue A. Smail Scott S. Wiggam

Adopted: December 14, 2016

Subject: **Authorization to enter into "Roadway, Use, Repair, and Maintenance Agreement" with Nexus Gas Transmission, LLC.**

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

WHEREAS, the Board of Commissioners of Wayne County, Ohio ("County") has control over the county roads within its jurisdiction and is required by law to keep such roads in good repair;

WHEREAS, in Resolution No. 2012-308, the County, in the interest of protecting its public roads, adopted a standard "Roadway Use, Repair and Maintenance Agreement ("RUMA") to be entered into between the County and any pipeline company desiring to commence construction activities in Wayne County, Ohio;

WHEREAS, Nexus Gas Transmission, LLC ("Nexus"), upon issuance of a Certificate of Public Convenience and Necessity by the Federal Energy Regulatory Commission ("FERC"), will commence and complete construction of its Nexus natural gas pipeline and associated pipeline facilities ("Nexus Pipeline") in Wayne County, Ohio;

WHEREAS, the County and Nexus have negotiated the terms of the County's standard RUMA and desire to enter into the agreement attached hereto and incorporated herein as "Exhibit A – Nexus RUMA," with the understanding that "Appendix A" to the agreement will continue to be modified as Nexus commences its construction activities;

WHEREAS, the County has negotiated the agreement to allow the townships in Wayne County, Ohio affected by the Nexus Pipeline, at their option, to enter into the attached agreement as an "Owner," to be afforded the same rights and protections as the County with respect to all township roads within their respective jurisdictions; and

WHEREAS, Nexus has agreed, prior to commencing construction, to provide the County with a surety bond in the amount of \$150,000 per mile of county and township road utilized in Wayne County, Ohio, which equates to a bond in the amount of Two Million Eight Hundred Forty-Five Thousand Five Hundred Dollars (\$2,845,500).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Wayne County, Ohio, is hereby authorized to enter into the aforementioned RUMA with Nexus.

BE IT FURTHER RESOLVED that a copy of the attached RUMA shall be circulated to the Chippewa Township Board of Trustees for approval at their option; however, it is understood that their approval is not necessary for the agreement between the County and Nexus to be binding.

The vote is as follows: Ann M. Obrecht yea Sue A. Smail 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