

# AGENDA

## Wayne County Commissioners' Regular Session of December 21, 2016

- Pledge of Allegiance to the Flag
- Call to Order & Roll Call of Commissioners Present
- Approval of Agenda
- Approval of minutes from Regular Session held Dec. 14 and public meetings and/or hearings held Dec. 14 – Dec. 20, 2016

Date	Res.#	Resolution Title
12/21	2016-613	<b>Appropriation Transfer Approval</b>
12/21	2016-614	<b>Fund Transfer Approval</b>
12/21	2016-615	<b>Personnel Change Approval</b>
12/21	2016-616	<b>Travel Expense Approval</b>
12/21	2016-617	<b>Organizational Membership Approval</b>
12/21	2016-618	<b>Board Appointment and/or Board Designation Approval</b>
12/21	2016-619	<b>Authorization of Contract for Subgrant Agreement Between Wayne County Department of Job &amp; Family Services and the Wayne County Sheriff for Bldg. Security &amp; Investigations for Benefit Recovery Unit</b>
12/21	2016-620	<b>Approval of Letter of Understanding with Keefe Commissary Network, L.L.C. and the Wayne County Commissioners on Behalf of the Wayne County Commissioners on Behalf of the Wayne County Sheriff (Kiosk Payment Processing)</b>
12/21	2016-621	<b>Authority to Renew Contracts for Dispatch Services Through Justice Center Communications</b>
12/21	2016-622	<b>Resolution Supporting Western Reserve Land Conservancy's Clean Ohio Green Space Conservation Program Application for the Kister Mill and Millbrook Fen Preservation Project</b>
12/21	2016-623	<b>Authorization for Grant Application to the Ohio State Emergency Response Commission for SFY 2017/2018 Chemical Emergency Planning and Community Right-to-Know Funds for the Local Emergency Planning Committee (LEPC)</b>
12/21	2016-624	<b>Approval of Satisfaction of Mortgage for Robyn M. Blair aka Robin M. Blair</b>
12/21	2016-625	<b>Agreement Authorization with Auditor of State Regarding Services for the County Audit for Fiscal Year Ended December 31, 2016</b>
12/21	2016-626	<b>Authorization for Boundary Line Adjustment of Baughman Township (ORC 503.07)</b>
12/21	2016-627	<b>Approval of a Regular Annexation from Wayne Township to the City of Wooster, Wayne County, Ohio (2016-A4 Regular ORC 709.02)</b>
12/21	2016-628	<b>Authorization to Enter into "Roadway Use, Repair, and Maintenance Agreement" with Kinder Morgan Utopia LLC</b>

# Resolution

No. 2016-613

## Board of Wayne County Commissioners

Ann M. Obrecht Sue A. Smail Scott S. Wiggam

**Adopted:** December 21, 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.

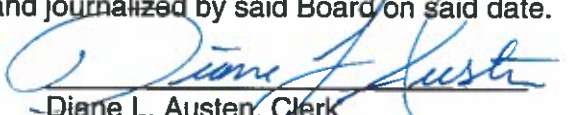
<b>Care Center</b>	To cover expenses for the remainder of the year		
\$5,552.37	From	S001-S16 Transfers	031.0180.06.6100.000.000
	To	S001-S12 OPERS	031.0180.06.5011.000.000
<b>Job &amp; Family</b>	To cover health insurance SS		
\$4,645.89	From	H000-H07 Health & Life Ins. (Maint)	026.0171.06.5012.000.000
	To	H101-H31 Health & Life Ins. (Pub Soc Serv)	026.0172.06.5012.000.000
<b>Map Office</b>	To cover necessary expenses for December		
\$4.00	From	A015-A17 Contingencies	001.1915.01.6130.000.000
	To	A012-A02 Salaries	001.5025.04.5001.000.000
<b>Medway</b>	To cover necessary expenses		
\$200.00	From	S004-S65 Transfers	034.6400.03.6150.000.000
	To	S004-S62 Workers Comp	034.6400.03.5013.000.000
<b>Recorder</b>	To cover necessary retirement pay-out		
\$4,650.00	From	A015-A17 Contingencies	001.1915.01.6130.000.000
	To	A006-B02 Salaries Employees	001.2200.01.5001.000.000
<b>Sheriff</b>	To cover health insurance		
\$80.00	From	X011-X09 Other Expenses	043.3673.03.5900.000.000
	To	X011-X05 Health Insurance	043.3673.03.5012.000.000
	To meet final payroll		
\$190.00	From	A206-A42 Medicare – Corrections	001.3602.03.5010.000.000
	To	A306-A42 Health Ins. – Corrections	001.3602.03.5012.000.000
\$988.05	From	A306-A22 Health Ins. – LE	001.3601.03.5012.000.000
	To	A406-A22 OPERS – LE	001.3601.03.5011.000.000
\$1000.00	From	A006-A64 Health Ins. – Admin	001.3600.03.5012.000.000
	To	A306-A42 Health Ins. – Corrections	001.3602.03.5012.000.000
\$1240.00	From	A006-A02 Salary – Admin	001.3600.03.5001.000.000
	To	A006-A22 Salary – LE	001.3601.03.5001.000.000
\$1,300.00	From	A206-A22 Medicare – LE	001.3601.03.5010.000.000
	To	A006-A22 Salary – LE	001.3601.03.5001.000.000
\$2,400.00	From	A006-A60 OPERS – Admin	001.3600.03.5011.000.000
	To	A006-A42 Salary – Corrections	001.3602.03.5001.000.000
\$2,000.00	From	A006-A60 OPERS – Admin	001.3600.03.5011.000.000
	To	A306-A42 Health Ins. Corrections	001.3602.03.5012.000.000
\$6,900.00	From	A406-A42 OPERS – Corrections	001.3602.03.5011.000.000
	To	A006-A22 Salary – LE	001.3601.03.5001.000.000
\$10,000.00	From	A006-A25 Vehicle Operations – LE	001.3601.03.5170.000.000
	To	A006-A46 Contract Services – Corrections	001.3602.03.5430.000.000

<b>Treasurer</b>	To cover necessary expenses for December		
\$1,010.00	From	A015-A17 Contingencies	001.1915.01.6130.000.000
	To	A301-C02 Health & Life Ins. – Treasurer	001.2100.01.5012.000.000
<b>Various</b>	To cover year end		
\$400,000.00	From	A015-A17 Contingencies	001.1915.01.6130.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$54,000.00	From	A004-A04 Equipment	001.0125.01.5300.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$70,000.00	From	A014-A12 Loss Fund	001.1910.01.5990.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$40,000.00	From	A006-C01 Salaries Loss CTL	001.0130.01.5001.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$30,000.00	From	A001-I01 Salaries – Planning	001.0110.01.5001.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$12,000.00	From	A301-I01 Insurance – Planning	001.0110.01.5012.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$15,000.00	From	A014-C01 Taxes	001.1911.01.5900.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000
\$35,000.00	From	A014-A07 Medicare	001.1910.01.5010.000.000
	To	A015-A15 Transfers Out	001.1915.13.6150.000.000

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. 2016-614

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

*Adopted:* December 21, 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
Commissioners	\$250,000.00	001 (A) General Fund	A015-A15 001.1915.13.6150. 000.000 Transfers	Fund 358 Sewer OPWC Projects	P008-A04 358.0190.00.4904. 000.000 Local Match 2016 OPWC
To provide the local funds required for the 2017 OPWC Sewer Improvements					
Commissioners	\$149,500.00	001 (A) General Fund	A015-A15 001.1915.13.6150. 000.000 Transfers	Fund 358 Sewer OPWC Projects	P008-A04 358.0190.00.4904. 000.000 Local Match 2016 OPWC
To provide the balance of local funds required for the 2016 OPWC Sewer Improvements					
Commissioners	\$420,000.00	001 (A) General Fund	A015-A15 001.1915.13.6150. 000.000 Transfers	Fund 300 Permanent Improvement	N001-B06 300.1925.00.4904. 000.000 Transfers In Perm Impr
To provide funds for necessary expenses					
Commissioners	\$80,000.00	001 (A) General Fund	A015-A15 001.1915.13.6150. 000.000 Transfers	Fund 299 Debt Retirement	O003-A10 299.1950.00.4904. NP1.000 Transfers – Note Repayment
To provide funds for necessary expenses					

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. 2016-615

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

*Adopted:* December 21, 2016

*Subject:* Personnel Change Approval

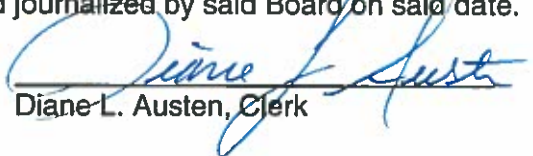
It was moved by Mrs. Smail and seconded by Mr. Wiggam that the following resolution be adopted:

Department	Name	Title	Effective Date	Status
Care Center	Amy McCaulley	LPN	On or after 12/26/16	Full Time – New Hire
	Lynn Hendershot	Activity Aide	12/11/16	Change to Full Time and Change in Position/Title
	Georgianna McVay	LPN	12/01/16	Resigned
Job & Family	Ariel Hines	Unit Support Worker 2	1/3/17	Full Time – New Hire

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. 2016-616

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

*Adopted:* December 21, 2016

*Subject:* **Travel Expense Approval**

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

Dept./Person	Where	Date	Reg.	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
<b>Emergency Mgmt.</b>						
Joseph Villegas, James Howard	Anniston, AL	3/26-31/17		\$310.00		Tactical Emergency Response Training
<b>Environmental Services</b>						
Steve Wolfe	Columbus	12/14/16		\$173.54		Emergency Management Class
<b>Juvenile Court</b>						
Patricia Rodgers	Mansfield	12/2/16		\$28.84		Judicial Conduct Seminar

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. 2016-617

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

*Adopted:* December 21, 2016

*Subject:* **Organizational Membership Approval**

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

Department	Organization	Person	Fee/Each	Total
Juvenile Court	OCDA – Ohio CSEA Director's Association	Judge Latecia E. Wiles	\$350.00	\$350.00
Probate Court	Ohio Association of Probate Judges	Judge Latecia E. Wiles	\$350.00	\$350.00

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. 2016-618

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

*Adopted:* December 21, 2016

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

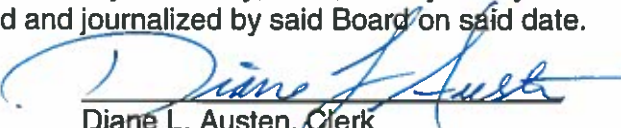
It was moved by Mrs. Smail and seconded by Mr. Wiggam that the following resolution be adopted:

Name of Board	Appointee/Address	Term
<b>Community Action of Wayne/Medina Counties</b>	Jennifer Kearns/356 W. North St., Wooster, OH 44691	1/1/2017-12/31/2017
<b>Developmental Disabilities Board</b>	Mary Ann Frantz/2220 Dorchester Rd., Wooster, OH 44691	1/1/2017 – 12/31/2020
<b>Family Services Planning Committee</b>	Richard Owens/356 W. North St., Wooster, OH 44691	12/1/2016-12/1/2018
	Deanna Stika/2534 Burbank Rd., Wooster, OH 44691	12/1/2016-12/1/2018
	Brynn Jackson/428 W. Liberty St., Wooster, OH 44691	12/1/2016-12/1/2018
	Cameron Maneese/2345 Gateway Dr., Suite C, Wooster, OH 44691	12/1/2016-12/1/2018
	Tom Wood/380 Meadow Ln., Wooster, OH 44691	12/1/2016-12/1/2018
	Kim Sayers/1625 Wilson Rd., Wooster, OH 44691	12/1/2016-12/1/2018
	Nick Cascarelli/203 S. Walnut St., Wooster, OH 44691	12/1/2016-12/1/2018
	Dave Ashley/266 Oldman Rd., Wooster, OH 44691	12/1/2016-12/1/2018
	Judy Worthum-Wood/2345 Gateway Dr., Suite C, Wooster, OH 44691	12/1/2016-12/1/2018
	Jamie Parsons/1874 Cleveland Rd., Wooster, OH 44691	12/1/2016-12/1/2018

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. 2016-619

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

*Adopted:* December 21, 2016

*Subject:* **Authorization of Contract for Subgrant Agreement Between Wayne County Department of Job & Family Services and the Wayne County Sheriff for Bldg. Security & Investigations for Benefit Recovery Unit**

It was moved by Mr. Wiggam and seconded by Mrs. Smail that approval is hereby granted of the Contract for Subgrant Agreement between Wayne County Dept. of Job & Family Services and the Sheriff to continue services for calendar year January 1, 2017 to December 31, 2017 in the amount of \$83,078.00.

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. 2016-620

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

*Adopted:* December 21, 2016

*Subject:* **Approval of Letter of Understanding with Keefe Commissary Network, L.L.C. and the Wayne County Commissioners on Behalf of the Wayne County Sheriff (Kiosk Payment Processing)**

It was moved by Mrs. Smail and seconded by Mr. Wiggam that approval of Letter of Understanding with Keefe Commissary Network, L.L.C. and the Wayne County Commissioners on Behalf of the Wayne County Sheriff is hereby granted.

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.

  
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Diane L. Austen, Clerk

# Resolution

No. 2016-621

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

*Adopted:* December 21, 2016

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

It was moved by Mrs. Smail and seconded by Mr. Wiggam 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
Town and Country Fire District	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. 2016-622

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

*Adopted:* December 21, 2016

*Subject:* **Resolution Supporting Western Reserve Land Conservancy's Clean Ohio Green Space Conservation Program Application for the Kister Mill and Millbrook Fen Preservation Project**

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

WHEREAS, the State of Ohio, through the Ohio Public Works Commission, administers financial assistance for the acquisition of open spaces, through the Clean Ohio Conservation Fund, and

WHEREAS, the Western Reserve Land Conservancy is a non-profit, tax exempt organization and is the applicant for a grant from the OPWC District 16 Clean Ohio Conservation Fund, and

WHEREAS, the Wayne County Board of Commissioners recognizes the opportunity to preserve open space, protect water quality and provide opportunities for outdoor recreation, and

WHEREAS, the Wayne County Board of Commissioners recognizes this project supports the recommendations of the Wayne County Comprehensive Plan to conserve green space and protect the rural character and quality of life in Wayne County, and

WHEREAS, the site's historic 1816 Kister Mill and the proposed 15-acre site, located entirely in Wayne County, provide important cultural and historic traditions along with natural habitats, including a rare fen area, that support a wide variety of plant and animal species, and

WHEREAS, preservation of the site's natural riparian corridors, high-quality wetland, and functioning floodplains will help protect and maintain ground water supplies and water quality throughout Wayne County, and

WHEREAS, on Wednesday, December 14, 2016 the Wayne County Planning Commission voted to grant clearance of the aforementioned project through its Intergovernmental Review (IGR) process;

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners support the application to the Clean Ohio Fund from the Western Reserve Land Conservancy for the Kister Mill and Millbrook Fen Preservation project.

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. 2016-623

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

*Adopted:* December 21, 2016

*Subject:* **Authorization for Grant Application to the Ohio State Emergency Response Commission for SFY 2017/2018 Chemical Emergency Planning and Community Right-to-Know Funds for the Local Emergency Planning Committee (LEPC)**

It was moved by Mr. Wiggam and seconded by Mrs. Smail that authorization is hereby granted for Grant Application to the Ohio State Emergency Response Commission for SFY 2017/2018 Chemical Emergency Planning and Community Right-to-Know Funds for the Local Emergency Planning Committee (LEPC) with the LEPC Chairperson as the designated official to execute the grant application.

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. 2016-624

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

*Adopted:* December 21, 2016

*Subject:* **Approval of Satisfaction of Mortgage for Robyn M. Blair aka Robin M. Blair**

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

WHEREAS, the Board of Wayne County Commissioners has federal funding available through the Community Housing Impact and Preservation Program (CHIP) to assist qualified residents with down payment assistance and/or rehabilitation costs for both purchasing and/or rehabilitating their home, and

WHEREAS, the PY'11 Private Owner Rehabilitation CHIP HOME funds are forgiven yearly on a pro-rated declining balance provided the homeowner meets the terms and conditions of the loan and the residency requirement, and

WHEREAS, along with the yearly pro-rated declining balance there is a recapture fee due at the time the property is vacated, transferred, or refinanced, and

WHEREAS, the above-named homeowner could no longer make her mortgage payments and agreed to transfer her property to Bayview Loan Servicing, LLC through the Home Affordable Foreclosure Alternatives (HAFA) program under President Obama's Making Home Affordable Program, and

WHEREAS, by Resolution No. 2016-394 the Board of Wayne County Commissioners accepted a settlement offer from Bayview Loan Servicing, LLC in the amount of \$12,000, and

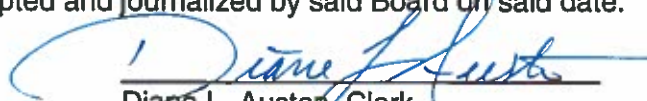
WHEREAS, the recaptured funds will be deposited in the Wayne County Housing Revolving Loan Fund to be used for homeowner rehabilitation projects in Wayne County, Ohio.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Wayne County, Ohio accept a total of \$12,000.00 to fully satisfy and discharge the lien held by the Board on the property located at 20 S. Market Street, Marshallville, Ohio, as recorded in OR Volume 722, Page 1183 of Wayne County Records and amended on December 3, 2012, and this said amendment recorded in OR Volume 728, Page 114 of Wayne County Records.

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. 2016-625

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

*Adopted:* December 21, 2016

*Subject:* **Agreement Authorization with Auditor of State Regarding Services for the County Audit for Fiscal Year Ended December 31, 2016**

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

WHEREAS, the Auditor of State has proposed to perform the County's audit for the fiscal period ended December 31, 2016 and offered a Letter of Arrangement; and

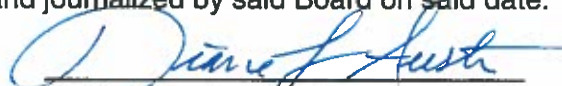
WHEREAS, the County Auditor requested the engagement of the State Auditor;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Wayne County Commissioners that the Letter of Arrangement of the State Auditor be approved and accepted with authority granted to the President of the Board to execute the necessary documents. Fees for audit and related services are not to exceed \$83,640.00.

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. 2016-626

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

*Adopted:* December 21, 2016

*Subject:* **Authorization for Boundary Line Adjustment of Baughman Township (ORC 503.07)**

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

WHEREAS, on November 14, 2016, the Board of Wayne County Commissioners received a Petition from the Village of Marshallville for boundary line adjustment of Baughman Township (ORC 503.07); and

WHEREAS, the Village of Marshallville passed Resolution #16-32 authorizing filing of said Petition; and

WHEREAS, Resolution #16-32 states the Boundary Line Adjustment Petition is for the purpose of changing the township of Parcel #13-00154.005 from Chippewa Twp. to Baughman Twp. to allow all of the Village of Marshallville boundaries to conform with only one township as it did prior to the recent annexation of Parcel #13-00154.005.;

NOW, THEREFORE, BE IT RESOLVED by the Wayne County Board of Commissioners that authorization for the requested township boundary change is hereby granted.

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. 2016-627

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

*Adopted:* December 21, 2016

*Subject:* **Approval of a Regular Annexation from Wayne Township to the City of Wooster, Wayne County, Ohio (2016-A4 Regular ORC 709.02)**

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

WHEREAS, on September 28, Matthew Long, on behalf of Petitioners filed with the Board of County Commissioners, Wayne County, Ohio, a Petition for Annexation to the City of Wooster, County of Wayne, pursuant to RC 709.02 which Petition was entered on the journal on October 5, 2016, pursuant to Resolution No. 2016-470; and

WHEREAS, said Petition is valid in that:

1. The Petition conforms to all of the statutory requirements outlined in Chapter 709 of the Ohio Revised Code and contains all of the matters required by RC 709.02.
2. RC 709.02(C)(1) requires signatures from at least 51% of property owner(s), this Petition is signed by 100% of the owner(s) of the territory proposed to be annexed and no signature is dated more than 180 days before the date of the filing of the Petition [RC 709.02(C)(1)].
3. The Petition includes an accurate legal description of the perimeter and an accurate map or plat of the territory proposed for annexation [RC 709.02(C)(2)].
4. The Petition names Matthew Long to act as agent for the Petitioner(s) [RC 709.02(C)(3)].
5. The Petition includes a list of all tracts, lots, or parcels proposed to be annexed; and all tracts, lots or parcels located adjacent to the territory to be annexed or directly across the road when a road is adjacent to the territory to be annexed, including the name and mailing address of the owner of each tract, lot or parcel, and the auditor's permanent parcel number for each tract or parcel [RC 709.02(D)];
6. Any owner that is a firm, trustee or corporation has been signed by a person authorized to sign for that entity [RC 709.02(E)];
7. The City of Wooster has complied with RC 709.03(D) by adopting Ordinance No. 2016-60, which indicates what services it will provide upon annexation, and the approximate date it will provide such services.

WHEREAS, Agent for the Petitioner(s), caused written notice of hearing to be sent to all owners of property adjacent to the property to be annexed and caused a notice of hearing to be published; and

WHEREAS, a hearing on this Petition was held by this Board on November 30, 2016, in the Commissioners' Meeting Room, 428 W. Liberty St., Wooster, Ohio; and

WHEREAS, the record in this matter consists of the following:

- a. The Annexation Petition;
- b. The Notice of Petition for Annexation;
- c. A certification that notice of the filing of the Petition for Annexation was served by publication and by certified mail;
- d. The Ordinance or Resolution from the municipal corporation indicating the services that will be provided;
- e. Digital Recording of Public Hearing and Minutes prepared by Clerk of the Board of County Commissioners approved by the Board on December 21, 2016;

WHEREAS, based upon a preponderance of the substantial, reliable and probative evidence found within the record, this Board finds that:

1. The requirements stated in 709.033(A)(1) – (3) have been met, as stated above.
2. The territory proposed to be annexed is contiguous to the City of Wooster.
3. The territory proposed to be annexed is not unreasonably large.
4. On balance, the general good of the territory proposed to be annexed will be served, and the benefits to the territory proposed to be annexed and the surrounding areas will outweigh the detriments to the territory proposed to be annexed and the surrounding area RC 709.033(A)(5).
5. No street or highway will be divided or segmented by the boundary line between a township and the municipality as to create a road maintenance problem.

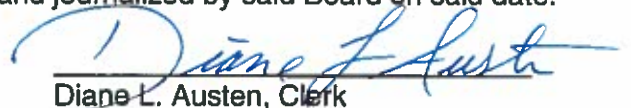
IT IS HEREBY RESOLVED that the Petition for Annexation be granted.

IT IS FURTHER RESOLVED that a certified copy of this Resolution be sent to the City of Wooster Clerk of Council, Fiscal Officer of Wayne Township and to the Agent for the Petitioner(s); and then if no appeal is filed within 30 days, certified copies of this Resolution, Petition, map, Statement of Services and all other papers on file along with the minutes of these proceedings be delivered to the City of Wooster Clerk of Council in accordance with RC 709.033.

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. 2016-628

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

*Adopted:* December 21, 2016

*Subject:* **Authorization to enter into "Roadway Use, Repair, and Maintenance Agreement" with Kinder Morgan Utopia 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, Kinder Morgan Utopia LLC ("Kinder Morgan") will commence and complete construction of a natural gas pipeline and associated pipeline facilities ("Kinder Morgan Pipeline") in Wayne County, Ohio;

WHEREAS, the County and Kinder Morgan 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 – Kinder Morgan RUMA," with the understanding that "Appendix A" to the agreement will continue to be modified as Kinder Morgan commences its construction activities;

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

WHEREAS, Kinder Morgan 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;

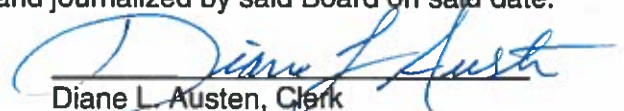
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Wayne County, Ohio, is hereby authorized to enter into the aforementioned RUMA with Kinder Morgan.

BE IT FURTHER RESOLVED that a copy of the attached RUMA shall be circulated to the Paint, Salt Creek, East Union, Franklin, Wooster, Plain and Chester Township Boards of Trustees for approval at their option; however, it is understood that their approval is not necessary for the agreement between the County and Kinder Morgan 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