

Wayne County Commissioners' Agenda

- Pledge of Allegiance to the Flag
- Call to Order Regular Session of November 4, 2020
- Announcement of Commissioners in Attendance
- Approval of Agenda
- Approval of minutes from October 28, 2020 through November 3, 2020

Date	Res. #	Resolution Title
11/4	2020-552	Approval of County Bills
11/4	2020-553	Approval of County Home Bills
11/4	2020-554	Appropriation Transfer Approval
11/4	2020-555	Fund Transfer Approval
11/4	2020-556	Personnel Change Approval
11/4	2020-557	Travel/Training Expense Approval
11/4	2020-558	Organizational Membership Approval
11/4	2020-559	Adoption of a Policy to Allow for the Use of an Employee Dishonesty and Faithful Performance of Duty Policy of Insurance in Lieu of Individual Surety Bonds Pursuant to ORC 3.061
11/4	2020-560	Granting of Petition for Annexation (2020-A6 Expedited Type 2)
11/4	2020-561	Authorization for Advertisement of Request for Proposals for Government Procurement Card Services under ORC 301.29
11/4	2020-562	Approval of Maintenance Agreement for Boundary Roads, Bell & Winter, Between Wayne County and Ashland County on Behalf of the Wayne County Engineer
11/4	2020-563	Authorizing the Award of Contract for Wayne County Sewer Payments by Financial Transaction Devices per ORC 301.28

Resolution

No. 2020-552

*3*Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020
Subject: **Approval of County Bills**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Computer run dated **November 3, 2020** for County Bills in the amount of **\$349,980.96**; Interagency Transaction/Payment **batch #6852 & 6853** in the amount of **\$109,887.97**; and any Then & Now Certificates are hereby approved for payment. These amounts include Cares Act COVID related expenses in the amount of **\$202,839.96**.

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: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-553

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Approval of County Home Bills**

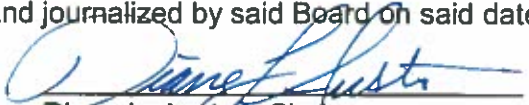
It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Computer run dated **November 3, 2020** for County Home Bills in the amount of **\$23,342.76**, and any Then & Now Certificates are hereby approved for payment.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-554

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Appropriation Transfer Approval**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

The following appropriation amounts are to be transferred by the Wayne County Auditor.

Appropriation Transfers:

Coroner	To cover necessary expenses			
\$12,500.00	From	Contingencies	A015A17	001.1915.01.6130.000.000
	To	Services (Coroner)	A002F06	001.3500.03.5430.000.000
Emerg. Mgmt.	To cover necessary expenses			
\$1,800.00	From	Emergency Planning Expenses	T076T01	103.0150.05.5700.000.000
	To	Salaries Employees (Hazmat)	T076T02	103.0150.05.5001.000.000
\$105.00	From	Emergency Planning Expenses	T076T01	103.0150.05.5700.000.000
	To	OPERS (Hazmat)	T076T03	103.0150.05.5011.000.000
Medway	To cover necessary expenses			
\$8,000.00	From	Salaries	S004S50	034.6400.03.5001.000.000
	To	Contract Services	S004S55	034.6400.03.5430.000.000
\$2,200.00	From	Equipment	S004S53	034.6400.03.5300.000.000
	To	Contract Services	S004S55	034.6400.03.5430.000.000

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-555

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020
Subject: **Fund Transfer Approval**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Fund Transfers:

Department	Amount	From (Fund)	From Approp Acct	To (Fund)	To Receipt Acct
Commissioners	\$555,253.24	Fund 001A General Fund	A015A16 Transfers 001.1915.13.5962. 000.000	Fund 299O3 Debt Retirement	O003A09 Justice Facility Bond Transfers 299.3990.00.4904. 000.000
To provide for debt service for series 2011 Justice Facility Improvement Bonds for 2020 Payments, Principal and Interest					
Engineer	\$259,468.64	Fund 030K Engineer Motor Vehicle & Gas Tax	K000K38 Transfers 030.5002.04.6150. 000.000	Fund 299O3 Debt Retirement	RO003A08 Engineer's Transfer for Facility Improvement Bonds 299.5000.00.4904. 000.000
To transfer funds for Engineer's Facility portion of the 2011 Series Improvement Bond payment of 2020 principal and interest due 12/1/2020					
Env. Serv.	\$210,000.00	Fund 300/N Permanent Improvement	N000N06 Transfers Out 300.1925.12.6150. 000.000	Fund 358/P8 Sewer Dist. OPWC Construction	P008A06 OPWC Local 2020 358.0190.00.4411. 000.000
To provide local funds necessary for the 2020 Wastewater System Improvements project and additional funds necessary for the start of the 2021 Wastewater System Improvements project					

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-556

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020
Subject: **Personnel Change Approval**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Department	Name	Title	Effective Date	Status Change
Commissioners/IT	Cindy Horn	Info. Serv. Dir.	12/31/2020	Retirement

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-557

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Travel/Training Expense Approval**

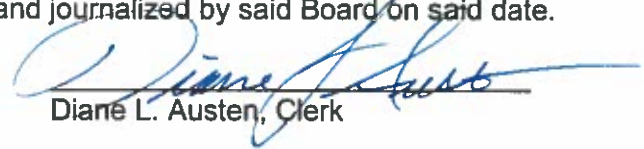
It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Dept./Person	Where	Date	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
Commissioners					
Katelyn Lehman	Webinar	12/7/2020	20.00	0	Ohio Animal Welfare Federation
Barb Winey	Online	11/4/2020	50.00	0	OHPELRA Training

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-558

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Organizational Membership Approval**

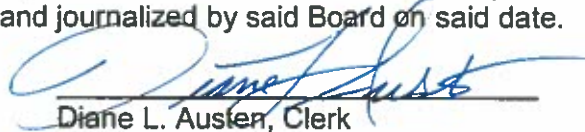
It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

Department	Organization	Person	Fee/Each	Total
Airport	National Air Transportation Assoc.	Amanda McGee, Matt Long	*Rate based on range of 1-5 full- time staff	\$378.00*

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-559

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Adoption of a Policy to Allow for the Use of an Employee Dishonesty and Faithful Performance of Duty Policy of Insurance in Lieu of Individual Surety Bonds Pursuant to ORC 3.061**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

WHEREAS, Sub. House Bill 291, signed into law on December 20, 2018 and effective March 20, 2019, enacted section 3.061 of the Ohio Revised Code (ORC), authorizing the use of an "employee dishonesty and faithful performance of duty policy" instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to give bond before entering upon the discharge of duties; and

WHEREAS, in accordance with ORC 3.061, the Board of Commissioners may adopt a policy, by resolution, to allow for the use of an employee dishonesty and faithful performance of duty policy of insurance, rather than a surety bond, to cover losses caused by the fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law for, officers, employees, or appointees that would otherwise be required to give an individual surety bond to qualify for the office or employment before entering upon the discharge of duties imposed by the office of employment; and

WHEREAS, a policy has been created in accordance with ORC 3.061 and is attached hereto as Exhibit A; and

WHEREAS, the employee dishonesty and faithful performance of duty policy of insurance shall be in effect and apply to the officer, employee, or appointee before the beginning of the individual's term of office or employment, and the officer, employee, or appointee shall not commence the discharge of duties until coverage is documented as required by the Board of Commissioners; and

WHEREAS, the following shall apply to the policy adopted by the Board of Commissioners:

1. The employee dishonesty and faithful performance of duty policy shall be in effect and apply to the officer, employee, or appointee before the beginning of the individual's term of office or employment.
2. The officer, employee, or appointee, who would otherwise be required to file a bond, shall not commence the discharge of duties until coverage under the employee dishonesty and faithful performance of duty policy is documented as required by the legislative authority.
3. An officer, employee, or appointee covered under the employee dishonesty and faithful performance of duty policy shall be considered qualified to hold the office or employment, without giving bond, on the date the oath of office is taken, certified and filed as required by law;
4. Officer, employee, or appointee shall be entitled to enter upon the duties of the office or employment when the policy of insurance is in effect;
5. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy of insurance shall be equal or greater than the maximum amount of the bond otherwise required by law, but if no amount, or only a minimum amount, of coverage is specified in law for the particular officer, employee, or appointee, the amount of coverage shall be an amount agreed upon by the legislative authority or the authority otherwise designated by law to determine the amount of the bond;
6. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the county's coverage agreement and affirm that the county's coverage complies with ORC 3.061. Said approval shall be obtained by the Board of Commissioners; and
7. Officers, employees, or appointees shall comply with all other applicable requirements to hold the office or employment.

WHEREAS, Wayne County shall maintain a policy of insurance coverage which includes a "employee dishonesty and faithful performance of duty" endorsement to comply with ORC 3.061.

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

Section 1. The Board hereby adopts the Policy to Allow for Use of an Employee Dishonesty and Faithful Performance of Duty Policy in Lieu of Individual Surety Bonds, attached as Exhibit A.

Section 2. The Board hereby authorizes the use of the county's "employee dishonesty and faithful performance of duty policy," rather than an individual surety bond, to cover losses caused by fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law for, officers, employees, or appointees that would otherwise be required to give an individual surety bond to qualify for the office or employment before entering upon the discharge of duties imposed by the officer or employment.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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.

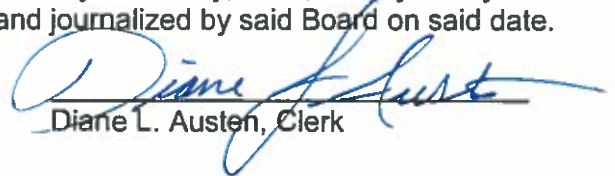

Diane L. Austen, Clerk

EXHIBIT A

The Board of County Commissioners of Wayne County, Ohio

Policy to Allow for the Use of an Employee Dishonesty and Faithful Performance of Duty Policy in Lieu of Individual Surety Bonds (Ohio Revised Code Section 3.061)

Date: October 30, 2020

Section 1: Pursuant to Section 3.061 of the Ohio Revised Code, the Board of County Commissioners of Wayne County, Ohio (the "Board"), via Resolution No. _____, adopt this policy to allow for the use of an employee dishonesty and faithful performance of duty policy, rather than a surety bond, to cover losses caused by the fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law for, officers, employees, or appointees that would otherwise be required to give an individual surety bond to qualify for the office or employment before entering upon the discharge of duties imposed by the office or employment. The employee dishonesty and faithful performance of duty policy shall be in effect and apply to the officer, employee, or appointee before the beginning of the individual's term of office or employment and the officer, employee, or appointee shall not commence the discharge of duties until coverage is documented as required below in Section 3. A lack of coverage on the date on which the discharge of duties is commenced by the individual shall render the office vacant and it shall be filled as required by law.

Section 2: The employee dishonesty and faithful performance of duty policy used by Wayne County, Ohio (the "County"), shall be the policy of insurance obtained by the County to protect the County from financial or property loss caused by the fraudulent or dishonest actions of, and the failure to perform a duty prescribed by law for, an officer, employee, or appointee that is otherwise required by law to give an individual surety bond before entering upon the discharge of official duties.

Section 3: An officer, employee, or appointee shall obtain written documentation confirming coverage by the County's employee dishonesty and faithful performance of duty policy and affirm that the coverage complies with Section 3.061 of the Ohio Revised Code before the beginning of the individual's term of office or employment. Said written documentation shall be obtained by request to the Board.

Section 4: Notwithstanding any section of the Ohio Revised Code requiring an officer, employee, or appointee of a political subdivision to give bond before being entitled to enter upon the duties of the office or employment, an officer, employee, or appointee shall be considered qualified to hold the office or employment, without giving bond, on the date the oath of office is taken, certified, and filed as required by law.

EXHIBIT A

Section 5: Notwithstanding Section 3.30 or any other section of the Ohio Revised Code that provides an office or employment is vacated upon the failure to file bond, the officer, employee, or appointee shall be entitled to enter upon the duties of the office or employment when the policy is in effect as provided in Division (B) of Section 3.061 of the Ohio Revised Code and the oath is filed as provided in Division (C)(1) of Section 3.061 of the Ohio Revised Code.

Section 6: All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.

Section 7: Individual surety bonds previously filed by current officers, employees, or appointees shall continue in place until said bonds expire or are cancelled. In addition, current officers, employees, or appointees shall be immediately covered by and are subject to the employee dishonesty and faithful performance of duty policy.

Section 8: The coverage amount for an officer, employee, or appointee under the employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law. If no amount, or only a minimum amount, of coverage is specified in law for the particular officer, employee, or appointee, the amount of coverage shall be an amount agreed upon by the Board or the authority otherwise designated by law to determine the amount of the bond.

Section 9: Nothing in this policy relieves an officer, employee, or appointee of other applicable requirements to hold the office or employment.

Resolution

No. 2020-560

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Granting of Petition for Annexation (2020-A6 Expedited Type 2)**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

WHEREAS, the following Petition was received on October 9, 2020; and

Petition for Annexation 2020-A6 Type 2

Chippewa Twp. – City of Norton

Petitioners: JGB & Associates, LTD

Agent for the Petitioners: Robert Fowler

WHEREAS, conditions listed in Ohio Revised Code 709.23(E) have been met; and

WHEREAS, the Wayne County Engineer's Office has confirmed the accuracy of the map/plat in the Petition; and

WHEREAS, Division (D) of Section 709.023 of the Ohio Revised Code provides the legislative authority of the municipal corporation to which annexation is proposed and each township, any portion of which is included within the territory proposed for annexation, with a period of twenty five days after the annexation petition is filed to consent or object to the proposed annexation; and

WHEREAS, failure of said municipal corporation or township(s) to timely file an ordinance or resolution consenting or objecting to the proposed annexation shall be deemed to constitute consent; and

WHEREAS, Division (D) of Section 709.023 of the Ohio Revised Code obligates this Board to grant the proposed annexation if said municipal corporation and township(s) give the consent referenced above; and

WHEREAS, no objections were received from the City of Norton or Chippewa Township during the twenty-five-day objection period.

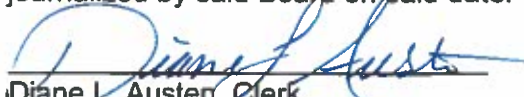
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Wayne County, Ohio, that the Petition for Annexation referenced above is granted, and the resolution, petition, map, and all other papers on file shall be provided to the City of Norton; and

BE IT FURTHER RESOLVED, a copy of this resolution shall be provided to the Wayne Co. Auditor.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-561

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Authorization for Advertisement of Request for Proposals for Government Procurement Card Services under ORC 301.29**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

WHEREAS, the Wayne County Board of Commissioners has determined it necessary to implement a government procurement card purchasing program as permitted by ORC 301.29; and

WHEREAS, procurement cards are designed to make small dollar purchases in a manner that reduces paperwork and processing time of often small payments to multiple vendors and is intended to supplement the traditional purchasing process and can reduce the number of payments processed; and

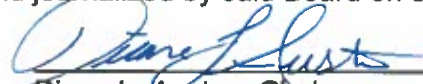
WHEREAS, the Wayne County Board of Commissioners request proposals from responsible and qualified financial institutions that are presently engaged in providing procurement card services in a manner consistent with the developed policy pursuant to ORC 301.29(C)(3).

BE IT RESOLVED the Wayne County Board of Commissioners hereby authorizes the Wayne County Administrator to advertise requests for, receive, and open requests for proposals in compliance of ORC 301.29(C)(3) from interested parties for the provision of a government procurement card purchasing program.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-562

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

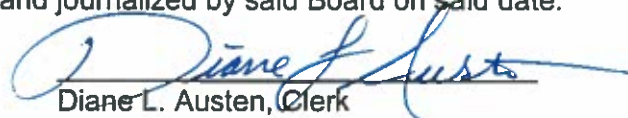
Subject: **Approval of Maintenance Agreement for Boundary Roads, Bell & Winter, Between Wayne County and Ashland County on Behalf of the Wayne County Engineer**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that approval is hereby granted of the Maintenance Agreement for Boundary Roads, Bell & Winter, between Wayne County and Ashland County on behalf of the Wayne County Engineer.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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. 2020-563

Board of Wayne County Commissioners
Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: November 4, 2020

Subject: **Authorizing the Award of Contract for Wayne County Sewer Payments by Financial Transaction Devices per ORC 301.28**

It was moved by Commissioner Smail and seconded by Commissioner Amstutz that the following resolution be adopted:

WHEREAS, the Board followed the requirements of RC 301.28 by approval of Resolution 2009-417, 2013-533 and as amended by 2015-556; and

WHEREAS, the Board of Commissioners has advertised the requests for proposals for financial transaction devices pursuant to Resolution 2020-462; and

WHEREAS, the Wayne County Sewer Department was tasked with evaluating and ranking the requests for proposal received pursuant to the advertisement; and

WHEREAS, the following provided Requests for Proposals for the Wayne County Sewer Department to review:

Continental Utility Solutions, Inc. (CUSI) 300 South Church St., Suite 200 Jonesboro, AR 72401	Certified Payments 100 Throckmorton St., Suite 200 Fort Worth, TX 76102
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WHEREAS, after review of the proposals, Continental Utility Solutions, Inc. (CUSI) was the only vendor deemed to be responsive to the Requests for Proposals.

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


Section 1. The Board adopts the above determination and recommendation of the Wayne County Sewer Department and awards the professional services agreement to Continental Utility Solutions, Inc. (CUSI), for the financial transaction devices on a monthly service agreement.

Section 2. The Board is hereby authorized to execute the agreement referenced above in Section 1 and any and all documents related to said agreement. Additionally, the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute the agreement referenced above in Section 1 and any and all documents related to said agreement.

The vote is as follows: Ron Amstutz yea Rebecca S. Foster yea Sue A. Smail 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