

## Wayne County Commissioners' Agenda

- Pledge of Allegiance to the Flag
- Call to Order Regular Session of April 14, 2021
- Announcement of Commissioners in Attendance
- **Proclamation Presentation:** National Child Abuse Prevention Month  
National Public Safety Telecommunication Week
- Approval of Agenda
- Approval of minutes from April 7, 2021 through April 13, 2021

Date	Res. #	Resolution Title
4/14	2021-177	<b>Approval of County Bills</b>
4/14	2021-178	<b>Approval of County Home Bills</b>
4/14	2021-179	<b>Travel/Training Expense Approval</b>
4/14	2021-180	<b>Organizational Membership Approval</b>
4/14	2021-181	<b>Board Appointment and/or Board Designation Approval</b>
4/14	2021-182	<b>Amendment to Amounts Listed in Resolution 2021-164 (Award of Contract for a Human Resources Information System (HRIS) and Payroll Solution to Ceridian HCM, Inc.)</b>
4/14	2021-183	<b>A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,500,000, 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>
4/14	2021-184	<b>Approval of Ohio Department of Transportation Local Public Agency Grant Agreement No. 36235 for WAY-CR 86-11.57 Roundabout Project (PID Number 114811)</b>
4/14	2021-185	<b>Approval of Agreement with Biometric Information Management on behalf of Wayne County Department of Job &amp; Family Services</b>
4/14	2021-186	<b>Approval of Task Order #9: Apron Reconstruction Design Services an Amendment to an Agreement with CHA Consulting, Inc. on behalf of the Wayne County Airport</b>

# Resolution

No. 2021-177

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

*Adopted:* April 14, 2021

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

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


Computer run dated **April 13, 2021** for County Bills in the amount of **\$183,668.21**; Interagency Transaction/Payment **batch #7085 & 7089** in the amount of **\$10,577.75**; and any Then & Now Certificates are hereby approved for payment. These amounts include Cares Act COVID related expenses in the amount of **\$11,644.00**.

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. 2021-178

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

*Adopted:* April 14, 2021

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

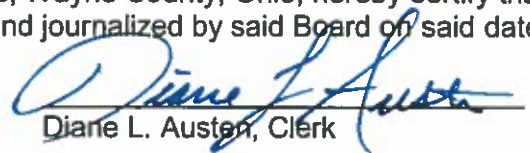
It was moved by Commissioner Foster and seconded by Commissioner Amstutz that the following resolution be adopted:

Computer run dated April 13, 2021 for County Home Bills in the amount of \$37,489.44, 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. 2021-179

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

Adopted: April 14, 2021

Subject: Travel/Training Expense Approval

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

Dept./Person	Where	Date	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
<b>Commissioners</b>					
Jamie Pience	Virtual	4/30-7/15/2021 (one hour every Thurs.)	0	0	13 <sup>th</sup> Annual Selecting Project Delivery Methods & Bidding Public Construction Contracts Webinar Series
<b>Job &amp; Family</b>					
Richard Owens, et al.	Zoom	5/6-7/2021	600.00	0	2021 ODJFS Dir's. Assoc. Annual Trng. Conf.
Jourdan Krajcik	Akron	4/29 & 6/9/2021	68.00	24.00	Case Planning & Prof. Communication Skills

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. 2021-180

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

*Adopted:* April 14, 2021

*Subject:* **Organizational Membership Approval**

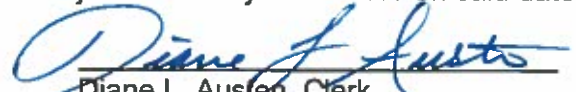
It was moved by Commissioner Foster and seconded by Commissioner Amstutz that the following resolution be adopted:

Department	Organization	Person / Entity	Total
CP Adult Prob.	Ohio Counselor, Social Worker, Marriage and Family Therapist Board	Cindy Kuhl	103.50

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. 2021-181

## Board of Wayne County Commissioners

Ron Amstutz    Rebecca S. Foster    Sue A. Smail

**Adopted:** April 14, 2021

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

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

Name of Board	Appointee	Term
Local Emergency Planning Committee (LEPC)	See chart below	8/11/21 - 8/09/23


Representing	Name	Title	Employer	LEPC Officer*
Fire	Barry Saley	Chief	Wooster Division of Fire	<input type="checkbox"/>
	Adam Hory	Chief	Town & Country Fire District	<input type="checkbox"/>
Law	Doug Hunter	Captain	Wayne County Sheriff's Office	<input type="checkbox"/>
	Matt Fisher	Chief	Wooster Police Department	<input type="checkbox"/>
Elected Official	Rebecca Foster	Commissioner	Wayne County	<input type="checkbox"/>
	Rodney Mackey	Mayor	Village of Apple Creek	<input type="checkbox"/>
Emergency Management	Joseph Villegas (3)	Director	Wayne County EMA	<input checked="" type="checkbox"/>
	Barbara Pittard (1, 5)	Deputy Director	Wayne County EMA	<input checked="" type="checkbox"/>
Hospital	Julie Johns	Clinical Mgr. Emergency Services	Wooster Community Hospital	<input type="checkbox"/>
	Brian White	Security Supervisor	Wooster Community Hospital	<input type="checkbox"/>
First Aid	Mike Priest	Assistant Fire Chief	New Pittsburg Fire Department	<input type="checkbox"/>
	Amanda Massoni, RN	Administrator	Wooster Ambulatory Surgery Ctr	<input type="checkbox"/>
Health	Nick Cascarelli	Health Commissioner	Wayne County Health Department	<input type="checkbox"/>
	-	-	-	<input type="checkbox"/>
Environmental	Vaughn Anderson	Director	Wayne Co Environmental Health	<input type="checkbox"/>
	Steve Wolfe	Director	Wayne Co Environmental Services	<input type="checkbox"/>
Transportation	Leslie Baus (4)	Mobility Manager	Community Action Wayne Medina	<input checked="" type="checkbox"/>
	Jason Sutherland	Transportation Administrator	Ohio Department of Transportation	<input type="checkbox"/>
Media	Kelly Gearhart	General Manager	WQKT Radio	<input type="checkbox"/>
	-	-	-	<input type="checkbox"/>
Community Group	Steve Glick (2)	Director Emergency Management	College of Wooster	<input checked="" type="checkbox"/>
	Tim Reichel	Disaster Program Manager	American Red Cross	<input type="checkbox"/>
Industry	Gary Falb	Safety Director	Gerber's Poultry	<input type="checkbox"/>
	Gary Besancon	VP Transportation	Centerra Coop Transport	<input type="checkbox"/>
Other	Dr. Sarah Soback	Chemistry Professor; Assoc Dean	College of Wooster	<input type="checkbox"/>
	Bob Peter	Hazmat Team Commander	Wayne County Hazmat Team	<input type="checkbox"/>
Other (non-voting)	Wade Balsler	On-Scene Coordinator	Ohio EPA	<input type="checkbox"/>
	Ron Amstutz (alternate)	Commissioner	Wayne County	<input type="checkbox"/>

\*indicate if following officer positions: (1) info. coordinator; (2) chairperson; (3) emerg. coordinator; (4) vice chairperson; (5) secretary

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 resolution #2021-181 adopted and journalized by said Board on said date.

  
Diane L. Austen, Clerk

# Resolution

No. 2021-182

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

*Adopted:* April 14, 2021

*Subject:* **Amendment to Amounts Listed in Resolution 2021-164 (Award of Contract for a Human Resources Information System (HRIS) and Payroll Solution to Ceridian HCM, Inc.)**

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

WHEREAS, the Wayne County Board of Commissioners awarded a contract for Human Resources Information System (HRIS) and Payroll Solution to Ceridian HCM, Inc. for five years, with an option to renew the agreement for five additional one year terms. The agreement terms include a one-time fee not to exceed \$102,059.98 and an annual recurring fee of \$157,941.00 which remains locked for the first five years, via Resolution 2021-164; and

WHEREAS, through additional negotiations with Ceridian which changed services and impacted the overall pricing, an amendment is sought on the fees.

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

Section 1. The Board amends the award of contract for Human Resources Information System (HRIS) and Payroll Solution to Ceridian HCM, Inc. for five years, with an option to renew the agreement for five additional one year terms. The agreement terms include a one-time fee not to exceed \$106,859.97 and an annual recurring fee based on employee and subgroup counts at rates which remain locked for the first five years.

Section 2. The County Administrator is authorized to complete the contracting process related to the contract awarded above in Section 1. Additionally, the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute the awarded contract referenced herein and any and all documents related to said awarded contract.

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. 2021-183

## Board of Wayne County Commissioners

Ron Amstutz    Rebecca S. Foster    Sue A. Smail

*Adopted:* April 14, 2021

*Subject:* A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,500,000, 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 Commissioner Foster and seconded by Commissioner Amstutz 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, in anticipation of bonds for the purpose stated in Section 1, which notes were retired at maturity with the proceeds of \$4,000,000 County Building Improvement Notes, Series 2016 issued in anticipation of bonds pursuant to Resolution No. 2016-223, adopted on May 11, 2016, which notes were retired at maturity with the proceeds of \$3,500,000 County Building Improvement Notes, Series 2017 issued in anticipation of bonds pursuant to Resolution No. 2017-255, adopted May 24, 2017, which notes were retired at maturity with the proceeds of \$3,000,000 County Building Improvement Notes, Series 2018, issued in anticipation of bonds pursuant to Resolution No. 2018-232, adopted on May 23, 2018, which notes were retired at maturity with the proceeds of \$2,500,000 County Building Improvement Notes, Series 2019, issued in anticipation of bonds pursuant to Resolution No. 2019-233, adopted May 8, 2019, which notes were retired at maturity with the proceeds of \$2,000,000 County Building Improvement Notes, Series 2020, (the Outstanding Notes) issued in anticipation of bonds pursuant to Resolution No. 2020-217, adopted on May 6, 2020, which Outstanding Notes mature on June 3, 2021; 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 other funds available to the County; 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 13 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 \$1,500,000 (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, 2022, 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 13 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, 2022, and the first principal payment is estimated to be December 1, 2023.

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 \$1,500,000 (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 5.00% 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 principal amount of and the rate of interest on 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.

(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.

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: 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. 2021-184

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

*Adopted:* April 14, 2021

*Subject:* Approval of Ohio Department of Transportation Local Public Agency Grant Agreement No. 36235 for WAY-CR 86-11.57 Roundabout Project (PID Number 114811)

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

WHEREAS, the Wayne County Engineer has recently submitted and received Highway Safety Improvement Project (HSIP) funding through the County Engineers Association of Ohio for the installation of a roundabout at the intersection of Honeytown Road and Smithville-Western Road, such intersection being referenced by the Ohio Department of Transportation as WAY-CR 86-11.57, (Project); and

WHEREAS, the Project includes the following for an estimated total cost of \$2,071,079.00:

1. Preliminary Development
2. Final design, construction plans & specifications
3. Acquisition of right of way & utility relocation
4. Project construction costs
5. Inspection; and

WHEREAS, the HSIP funding will reimburse the county 90% of the estimated total costs up to \$1,722,027.80; and

WHEREAS, the Wayne County Engineer requested the Board of Wayne County Commissioners to authorize the acceptance of the Project funding through the Local Public Agency (LPA) Grant Agreement No. 36235 with the State of Ohio, Department of Transportation.

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

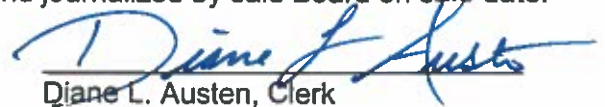
Section 1. The Board approves and accepts the LPA Grant Agreement No. 36235 for WAY-CR 86-11.57 Roundabout Project (PID Number 114811), estimated for a total cost of \$2,071,079.00 and to be reimbursed through HSIP funding at 90%, up to \$1,722,027.80, resulting in a county cost not to exceed \$349,051.20.

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

# Resolution

No. 2021-185

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

*Adopted:* April 14, 2021

*Subject:* **Approval of Agreement with Biometric Information Management on behalf of Wayne County Department of Job & Family Services**

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

WHEREAS, the State of Ohio is changing their National Webcheck System and current provider; and

WHEREAS, there are only two certified vendors approved to sell equipment for the National WebCheck programs (Biometric Information Management and Innovative Biometric Systems); and

WHEREAS, both vendors have the same annual and transactions fees, but Biometric Information Management has a lower initial cost and is the company recommended by the Wayne County Department of Job & Family Services;

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

The President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute the aforementioned agreement 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



# Resolution

No. 2021-186

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

*Adopted:* April 14, 2021

*Subject:* **Approval of Task Order #9: Apron Reconstruction Design Services an Amendment to an Agreement with CHA Consulting, Inc. on behalf of the Wayne County Airport**

It was moved by Commissioner Foster and seconded by Commissioner Amstutz that approval is hereby granted of Task Order #9, Apron Reconstruction Design Services, an Amendment to an Agreement with CHA Consulting, Inc., on behalf of the Wayne County Airport in an amount not to exceed \$128,726.00.

Additionally, the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute the aforementioned amendment and any and all documents related to said amendment of the original agreement dated May 23, 2018.

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