

## Wayne County Commissioners' Agenda

- Pledge of Allegiance to the Flag
- Call to Order Regular Session of July 7, 2021
- Announcement of Commissioners in Attendance
- Approval of Agenda
- Approval of minutes from June 30, 2021 through July 6, 2021

<b>Date</b>	<b>Res. #</b>	<b>Resolution Title</b>
7/7	2021-349	<b>Approval of County Bills</b>
7/7	2021-350	<b>Approval of County Home Bills</b>
7/7	2021-351	<b>Personnel Change Approval</b>
7/7	2021-352	<b>Travel/Training Expense Approval</b>
7/7	2021-353	<b>Board Appointment and/or Board Designation Approval</b>
7/7	2021-354	<b>Approval of Change Order #1 to the Contract with Adena Corporation on the Apple Creek Road Expansion Project</b>
7/7	2021-355	<b>Bid Advertisement Authorization for Apple Creek Rd. Resurfacing Project</b>
7/7	2021-356	<b>Notice of Public Hearing Set for Consideration of Increase in Real Property Transfer Tax (ORC 322.02)</b>
7/7	2021-357	<b>Authorization of Grant Acceptance to the Ohio Attorney General's Office on Behalf of the Wayne County Sheriff for the Drug Use Prevention Program (FY2021-FY2022)</b>
7/7	2021-358	<b>Approval of Amendment 2 of Subgrant Agreement with Gilcrest Senior Wellness &amp; Fitness Center, Inc. (WCDJFS, Title XX – Medicaid NET Federal)</b>
7/7	2021-359	<b>Authority for Acceptance of Ohio Public Works Commission (OPWC) Emergency Grant Funding for Bridge No. CLI-104-0.54 (Newkirk Rd. Bridge over Melvin Richey Ditch)</b>
7/7	2021-360	<b>Authorization to Enter into a Grant Agreement for a Project with the State of Ohio, Ohio Public Works Commission (OPWC) for 2021 Wastewater System Improvements (CP26Y)</b>
7/7	2021-361	<b>Authority to Accept or Reject Bankruptcy Plan(s) in Settlement of Opioid Litigation</b>
7/7	2021-362	<b>Approval of an Application Requesting the Establishment of a Second Agricultural Security Area in Wayne and Green Townships</b>
7/7	2021-363	<b>Approval of Additional Enrollment Application of Myrtle Farms Inc. into the Established Agricultural Security Area in Wayne and Green Townships</b>
7/7	2021-364	<b>Approval of Agreement with Wastewater Operator Services LLC for Operations of a Public Water System for Residents of the Wayne County Care Center</b>

# Resolution

No. 2021-349

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

*Adopted:* July 7, 2021

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

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

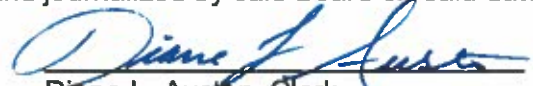
Computer run dated July 6, 2021 for County Bills in the amount of \$732,707.07; Interagency Transaction/Payment batch #7202 & 7205 in the amount of \$17,133.03; and any Then & Now Certificates are hereby approved for payment. These amounts include Cares Act COVID related expenses in the amount of \$8,550.00.

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. 2021-350

## Board of Wayne County Commissioners

Ron Amstutz    Rebecca S. Foster    Sue A. Smail

*Adopted:* July 7, 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 July 6, 2021 for County Home Bills in the amount of \$14,506.71, 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. 2021-351

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

*Adopted:* July 7, 2021

*Subject:* **Personnel Change Approval**

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

Department	Name	Title	Effective Date	Status Change
<b>Commissioners</b>	Amanda Cahoon	Administrative Accountant	7/12/2021	New Hire

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. 2021-352

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

*Adopted:* July 7, 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>Child Support</b>					
Shayne Oehlhof, Daniel Starett, Karen Waddell, Victoria Lockhart	Virtual	8/6 & 8/19/2021	40.00	0	OCDA Atty. Networking
<b>Common Pleas Adult Prob.</b>					
Matt Zaleski, Cheryl Gerwig, Tyler Beamon	Columbus	9/29, 10/1/2021	1,308.00	0	Ohio Justice Alliance for Community Corrections

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. 2021-353

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

*Adopted:* July 7, 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/Address	Term
<b>Wayne Metropolitan Housing Authority</b>	Scott Morgan 328 Elm Drive Wooster, Ohio 44691	Reappointment 7/1/21 – 6/30/26

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. 2021-354

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

*Adopted:* July 7, 2021

*Subject:* **Approval of Change Order #1 to the Contract with Adena Corporation on the Apple Creek Road Expansion Project**

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

Name: Adena Corporation

Purpose: **Apple Creek Road Expansion Project**  
Change Order #1 – Actual quantities used were less than the estimated about suggested in the Bid.

Original Contract Amount	\$233,377.37
Change Order #1	( \$13,436.52)
<b>New Total</b>	<b>\$219,940.85</b>

Additionally, the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute any and all necessary documents related to said change order.

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. 2021-355

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

*Adopted:* July 7, 2021

*Subject:* **Bid Advertisement Authorization for Apple Creek Rd. Resurfacing Project**

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

WHEREAS, the Wayne County Engineer has requested that said public improvement project be publically advertised and bid.

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

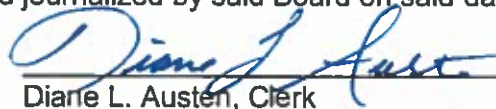
Section 1. The County Administrator, on behalf of the Board, is authorized to advertise for, receive, and open bids for the following public improvement project:

Project	Engineer's Estimate
<b>Apple Creek Rd. Resurfacing</b>	<b>\$866,750</b>
Resurfacing of Apple Creek Road (CR44) from Back Orrville Road (CR23) to Akron Road (SR 585), a distance of 3.09 miles in Green Township.	(LPA project 80% Federal funding, 20% local funds)

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. 2021-356

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

*Adopted:* July 7, 2021

*Subject:* **Notice of Public Hearing Set for Consideration of Increase in Real Property Transfer Tax (ORC 322.02)**

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

WHEREAS, pursuant to Ohio Revised Code Section 322.02, two public hearings are required to be set and advertised in the newspaper and or county website in accordance with the provisions of the Revised Code, for consideration of an increase in the real property transfer tax.

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


Section 1. The Board hereby sets two public hearings to be held at the Wayne County Administration Building, 2nd Floor Meeting Room, 428 W Liberty St., Wooster, OH 44691 for the following dates and times, and that such Notice of Public Hearing be advertise in accordance with law, for consideration of an increase in the real property transfer tax as set forth in Ohio Revised Code Section 322.02.

Hearing One	Wednesday, August 4, 2021 immediately following the 9:00AM Commissioners' session
Hearing Two	August 11, 2021 at 8:30am

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. 2021-357

## Board of Wayne County Commissioners

Ron Amstutz    Rebecca S. Foster    Sue A. Smail

*Adopted:* July 7, 2021

*Subject:* **Authorization of Grant Acceptance to the Ohio Attorney General's Office on Behalf of the Wayne County Sheriff for the Drug Use Prevention Program (FY2021-FY2022)**

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

WHEREAS, the Ohio Attorney General's Office has made funds available for drug use prevention programs and D.A.R.E. (Drug Assistance Resistance Education) presented by School Resource Officers; and

WHEREAS, the grant covers up to 50% of the salary for time spent on drug use prevention education programming for D.A.R.E. Officers and School Resource Officers in Ohio Public Schools; and

WHEREAS, the Wayne County Sheriff's Office has requested authorization to accept the Drug Use Prevention Program grant in the amount of \$13,375.00 for FY2021-FY2022; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Wayne County, Ohio, that the Wayne County Sheriff's Office is authorized to accept the grant funds with the Ohio Attorney General's Office; and

BE IT FURTHER RESOLVED that the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute any and all necessary documents.

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. 2021-358

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

**Adopted:** July 7, 2021

**Subject:** Approval of Amendment 2 of Subgrant Agreement with Gilcrest Senior Wellness & Fitness Center, Inc. (WCDJFS, Title XX – Medicaid NET Federal)

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

WHEREAS, the objective of the Wayne County Department of Job and Family Services (WCDJFS) is to help improve and enrich lives by providing financial, social, and educational services, as well as by empowering, encouraging, and assisting in every opportunity for self-sufficiency, respect, and independence; and

WHEREAS, pursuant to Resolution No. 2020-464, dated September 16, 2020, the subgrant agreement awarded to Gilcrest Senior Wellness & Fitness Center, Inc. was extended for one (1) additional year, from October 1, 2020, through September 30, 2021; and

WHEREAS, Gilcrest Senior Wellness & Fitness Center, Inc. experienced an increase in demand for non-emergency transportation services resulting in the exhaustion of available funds for such services; and

WHEREAS, WCDJFS would like to increase the amount of funding available for the services.

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

Section 1. The Board hereby approves the following subgrant agreement with Gilcrest Senior Wellness & Fitness Center, Inc.:

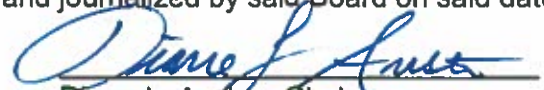
Service(s)	Annual Service Limit	Revised Annual Service Limit	Change in Contract Value (+ / -)	Current Contract Term	Revised Contract Term
Title XX/Medicaid NET Federal	\$120,000.00	\$170,000.00	+ \$50,000.00	10/01/2020-09/30/2021	10/01/2020-09/30/2021

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. 2021-359

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

*Adopted:* July 7, 2021

*Subject:* **Authority for Acceptance of Ohio Public Works Commission (OPWC) Emergency Grant Funding for Bridge No. CLI-104-0.54 (Newkirk Rd. Bridge over Melvin Richey Ditch)**

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

WHEREAS, Ohio Public Works Commission (OPWC) funding is available to local jurisdictions for bridge replacement; and

WHEREAS, the Wayne County Engineer requests approval to accept the OPWC Emergency Funding of Bridge No. CLI-104-0.54 (Newkirk Rd. Bridge over Melvin Richey Ditch) for replacement due to damage from a tractor hauling an overweight grain bin;

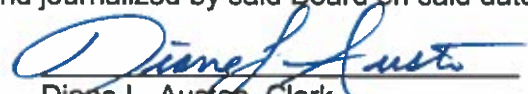
NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, Wayne County, Ohio, authorization is hereby granted for acceptance of the funding in the amount of \$154,633.00 with a local match of \$215,000.00 (insurance settlement) for a total project cost of \$369,633.00. (Est. engineering begin/end 3/1/21-7/15/21 & est. construction 9/1/21-6/1/22).

BE IT FURTHER RESOLVED, that the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute any and all necessary documents related to said acceptance.

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. 2021-360

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

*Adopted:* July 7, 2021

*Subject:* **Authorization to Enter into a Grant Agreement for a Project with the State of Ohio, Ohio Public Works Commission (OPWC) for 2021 Wastewater System Improvements (CP26Y)**

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

WHEREAS, OPWC has notified Wayne County that its application under the State Capital Improvement Program has been approved for funding; and

WHEREAS, Wayne County has been offered a State Capital Improvement Program Grant with estimated project funding as follows; and


OPWC Grant (CP26Y) (not to exceed) 2021 Wastewater System Improvements	\$128,885.00
Local Funds (estimated) (50%)	\$128,885.00
Total Project (estimated)	\$257,770.00

NOW, THEREFORE, BE IT RESOLVED that the Board of Wayne County Commissioners agrees to accept this OPWC Project Grant Agreement and authorizes all necessary signatures in accordance with the project administration designations to OPWC.

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. 2021-361

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

*Adopted:* July 7, 2021

*Subject:* Authority to Accept or Reject Bankruptcy Plan(s) in Settlement of Opioid Litigation

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

WHEREAS, the people of the State of Ohio and its communities, including Wayne County, have been harmed by misfeasance, nonfeasance and malfeasance committed by certain manufacturers and distributors of prescription opiates; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, as a result of the litigation proceedings filed against the manufacturers and distributors of prescription opiates, certain entities have initiated bankruptcy proceedings impacting the entity's available assets and potentially limiting or eliminating the entity's ability to settle or pay a judgment against it; and

WHEREAS, as part of the bankruptcy proceedings a Plan is often established allocating funds for distribution to the State of Ohio and various local governments, including Wayne County, involved in the litigation proceedings and impacted by subsequent bankruptcy filings in settlement of the claims, which are time sensitive in the required response of accepting or rejecting a Plan(s).

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


Section 1.        The Board hereby acknowledges that such bankruptcy Plans offering settlement may be in the best interest of Wayne County and are time sensitive in requiring a response.

Section 2.        That, in acknowledgement of Section 1, the President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute any documents or agreements regarding the acceptance or rejection of bankruptcy Plan(s) as it applies to manufacturers and distributors of prescription opiates named in the opioid litigation.

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. 2021-362

## Board of Wayne County Commissioners

Ron Amstutz    Rebecca S. Foster    Sue A. Smail

*Adopted:* July 7, 2021

*Subject:* **Approval of an Application Requesting the Establishment of a Second Agricultural Security Area in Wayne and Green Townships**

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

WHEREAS, Chapter 931 of the Ohio Revised Code permits one or more landowners to submit an application to the appropriate boards of county commissioners and township trustees requesting that at least 500 acres of contiguous farmland be enrolled in an Agricultural Security Area for a period of 10 years; and

WHEREAS, Agricultural Security Areas provide certain benefits to farmers, including protection from non-farm development and critical mass of land; and

WHEREAS, Agricultural Security Areas help keep farming economically viable; and

WHEREAS, Wayne County's economy is greatly dependent upon agriculture and the protection of farmland; and

WHEREAS, Wayne County has a total of 2,034 farms, located on approximately 1,043,646 acres of land, that are responsible for annual cash receipts of approximately \$327,890,000.00 (data provided by the Ohio Department of Agriculture's 2018-2019 Annual Report; 2017 Census); and

WHEREAS, Agricultural Security Areas are a partnership between the participating landowner(s) and local elected officials consisting of county commissioners and township trustees; and

WHEREAS, pursuant to Section 931.02 of the Ohio Revised Code, four (4) landowners, Michael & Catherine Kauffman (130.93 acres), Jeffrey & Nancy Kauffman (120.097 acres), William, Sandra & Brett Besancon (139.274 acres) and Daniel & Tonya Besancon (204.72 acres) have submitted applications requesting that their properties be enrolled in an Agricultural Security Area (hereinafter referred to as the "Application"); and

WHEREAS, all notices required in Section 931.03 of the Ohio Revised Code were provided; and

WHEREAS, pursuant to Section 931.03 (A) of the Ohio Revised Code, on May 26th 2021, the Board of County Commissioners of Wayne County, Ohio, the Board of Township Trustees of Wayne Township, Wayne County, Ohio held a joint public meeting on the Application; and

WHEREAS, pursuant to Section 931.03 (A) (3) of the Ohio Revised Code, not later than forty-five (45) days after a board of township trustees hears the application a board of township trustees shall adopt a resolution either approving or rejecting the Application.

WHEREAS, on June 14, 2021 the Board of Township Trustees of Greene Township, via Resolution 21-31, approved the establishment of the requested Agricultural Security Area as submitted in the Application; and



WHEREAS, on June 23, 2021 the Board of Township Trustees of Wayne Township, via Resolution 21-15, approved the establishment of the requested Agricultural Security Area as submitted in the Application; and

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

Section 1. The Application meets all requirements specified in Section 931.02 of the Ohio Revised Code. The Board approves the establishment of the requested Agricultural Security Area as submitted in the Application.

Section 2. The Board commits not to initiate, approve, or finance any development for residential, commercial, or industrial purposes, including construction of new roads and water and sewer lines, within the Agricultural Security Area referenced above in Section 1 for a period of ten years. The applicants have agreed not to initiate, approve, or finance any new development for non-agricultural purposes within the Agricultural Security Area referenced above in Section 1 during the aforementioned ten-year period.

Section 3. All owners of land within the Agricultural Security Area referenced above in Section 1 are hereby required to use best management practices.

Section 4. The Agricultural Security Area referenced above in Section 1 will become effective on the date all required resolutions are approved by all required boards of county commissioners and township trustees, and it may continue in existence for a period of ten years, unless it is terminated pursuant to law.

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. 2021-363

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

*Adopted:* July 7, 2021

*Subject:* **Approval of Additional Enrollment Application of Myrtle Farms Inc. into the Established Agricultural Security Area in Wayne and Green Townships**

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

WHEREAS, Chapter 931 of the Ohio Revised Code permits one or more landowners to submit an application to the appropriate boards of county commissioners and township trustees requesting that at least 500 acres of contiguous farmland be enrolled in an Agricultural Security Area for a period of 10 years; and

WHEREAS, per Resolution 2020-685, passed on December 30, 2020, the Board of Commissioners, Wayne County, Ohio (Board) approved the establishment of an Agricultural Security Area consisting of four landowners, Donald A. Ramseyer (64.658 acres); Ross Carmony (212.529 acres); Carlye Cebul, Trustee (86.169 acres); Dennis Ramseyer (761.487 acres), comprising of approximately 1,124.843 acres of contiguous farmland; and

WHEREAS, pursuant to Section 931.02 (C) of the Ohio Revised Code, Myrtle Farms Inc., a landowner of farmland that is adjacent to the existing Agricultural Security Area, has obtained and submitted written proof of permission from all four (4) of the currently enrolled landowners of the Agricultural Security Area; and

WHEREAS, pursuant to Section 931.02 of the Ohio Revised Code, the landowner, Myrtle Farms Inc. (232.7592 acres) has submitted an application requesting that their properties be enrolled in the existing Agricultural Security Area located in Wayne and Green Townships in Wayne County, Ohio (Application), which if approved the new Agricultural Security Area would comprise 1,355.121 acres; and

WHEREAS, all notices required in Section 931.03 of the Ohio Revised Code were provided; and

WHEREAS, pursuant to Section 931.03 (A) of the Ohio Revised Code, on May 26, 2021, the Board of County Commissioners of Wayne County, Ohio, the Board of Township Trustees of Wayne Township, Wayne County, Ohio held a joint public meeting on the Application; and

WHEREAS, on June 23, 2021 the Board of Township Trustees of Wayne Township, via Resolution 21-14, approved the establishment of the requested Agricultural Security Area as submitted in the Application; and

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

- Section 1. The Application of Myrtle Farms Inc. meets all requirements specified in Section 931.02(C) of the Ohio Revised Code. Thus the Board approves the enrollment of an additional landowner in the previously established Agricultural Security Area as submitted in the Application.
- Section 2. The Board commits not to initiate, approve, or finance any development for residential, commercial, or industrial purposes, including construction of new roads and water and sewer lines, within the Agricultural Security Area referenced above in Section 1 for the remainder of the ten-year period of the established Agricultural Security Area. The applicants have agreed not to initiate, approve, or finance any new development for non-agricultural purposes within the Agricultural Security Area referenced above in Section 1 during the remainder of the ten-year period of the established Agricultural Security Area.
- Section 3. All owners of land within the Agricultural Security Area referenced above in Section 1 are hereby required to use best management practices.

Section 4. The Agricultural Security Area referenced above in Section 1 will become effective on the date all required resolutions are approved by all required boards of county commissioners and township trustees, and it may continue in existence for the remainder of the ten-year period of the established Agricultural Security Area, unless it is terminated pursuant to law.

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. 2021-364

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

*Adopted:* July 7, 2021

*Subject:* **Approval of Agreement with Wastewater Operator Services LLC for Operations of a Public Water System for Residents of the Wayne County Care Center**

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

WHEREAS, the Board of County Commissioners may enter into an agreement to purchase equipment and services at a cost of fifty thousand dollars or less per ORC 307.86; and

WHEREAS, the Board of Commissioners of Wayne County, Ohio desire to enter into an Agreement with Wastewater Operator Services LLC for Operations of a Public Water System for Residents of the Wayne County Care Center at a rate of \$400.00 per month, which may be cancelled at any time with proper notice.

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

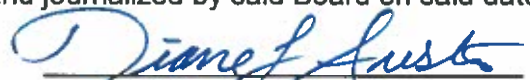
Section 1. The Board hereby accepts the Agreement with Wastewater Operator Services LLC for Operations of a Public Water System for Residents of the Wayne County Care Center, which may be cancelled at any time with proper notice, at a rate of \$400.00 per month;

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, on behalf of the Board, is 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