

Wayne County Commissioners' Agenda

- Pledge of Allegiance to the Flag
- Call to Order Regular Session of September 29, 2021
- Announcement of Commissioners in Attendance
- Approval of Agenda
- Approval of minutes from September 22, 2021 through September 28, 2021

Date	Res. #	Resolution Title
9/29	2021-515	Approval of County Bills
9/29	2021-516	Approval of County Home Bills
9/29	2021-517	Appropriation Transfer Approval
9/29	2021-518	Personnel Change Approval
9/29	2021-519	Travel/Training Expense Approval
9/29	2021-520	Special Event Expense Approval
9/29	2021-521	Approval of Additional Enrollment Application of Myrtle Farms Inc. into the Established Agricultural Security Area in Wayne and Green Townships
9/29	2021-522	Approval of Petition for Vacation in Chester Township (ORC 5553.045)
9/29	2021-523	Approval of a Regular Annexation to the City of Rittman, Wayne County, Ohio (Regular ORC 709.02)
9/29	2021-524	Approval of Amendment 1 to the Agreement between the Wayne County Department of Job and Family Services and Salvation Army of Wooster for Community Services through the "Living Room" Project
9/29	2021-525	Approval of Consolidated Ohio Department of Youth Services Grant on Behalf of the Wayne County Juvenile Court
9/29	2021-526	Approval of Agreement with Vertex Software, Inc. on Behalf of the Auditor's Office for Online Budgeting System

Resolution

No. 2021-515

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

Adopted: September 29, 2021
Subject: **Approval of County Bills**

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


Computer run dated **September 28, 2021** for County Bills in the amount of **\$231,917.30**; Interagency Transaction/Payment **batch #7321 & 7323** in the amount of **\$110,657.93**; and any Then & Now Certificates are hereby approved for payment. These amounts include Cares Act COVID related expenses in the amount of **\$96,564.19**.

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, Barbara A. Winey, Dep. 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.


Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-516

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

Adopted: September 29, 2021

Subject: **Approval of County Home Bills**


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

Computer run dated **September 28, 2021** for County Home Bills in the amount of **\$8,572.45**, 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, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-517

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

Adopted: September 29, 2021

Subject: **Appropriation Transfer Approval**

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

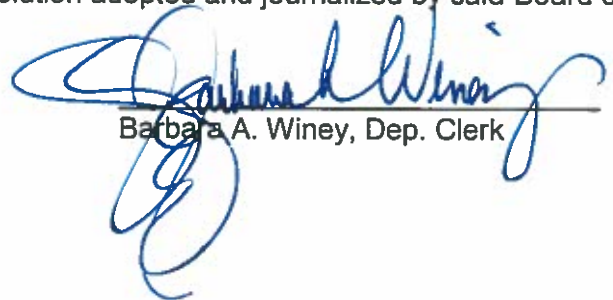
The following appropriation amounts are to be transferred by the Wayne County Auditor.

Job & Family	To fund work support payments			
\$100,000.00	From	WiOA DLW	H002-H21	027.0174.06.5931.000.000
	To	Work Support	H002-H40	027.0174.06.5940.000.000

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-518

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

Adopted: September 29, 2021
Subject: **Personnel Change Approval**

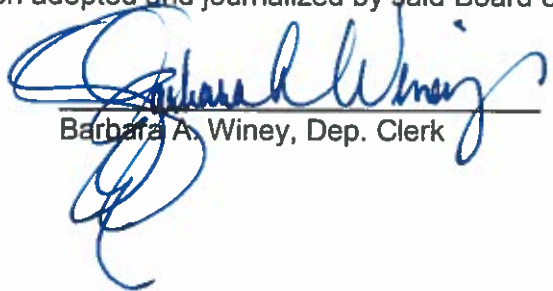
It was moved by Commissioner Amstutz and seconded by Commissioner Foster that the following resolution be adopted:

Department	Name	Title	Effective Date	Status Change
Care Center	Paul Peterson	Food Serv. Worker	9/27/2021	Resigned
Dog Shelter	Chase Baumberger	Kennel Attendant	9/7/2021	New hire p/t
Job & Family	Lisa Gunnels	Bus. Admin.	10/11/2021	Promotion

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-519

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

Adopted: September 29, 2021

Subject: Travel/Training Expense Approval

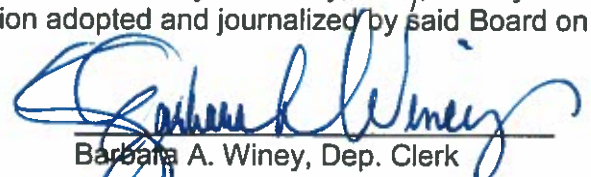
It was moved by Commissioner Amstutz and seconded by Commissioner Foster that the following resolution be adopted:

Dept./Person	Where	Date	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
Juv. & Probate Court					
Magistrates Newton, Rodgers, Frantz, Smith	Webinar	10/25-29/2021	1,100.00	0	OH Assoc. of Mag. Fall Webinar
Planning					
Pete Wearstler, Jenn Kiper, Kevin White	Webinar	10/01/2021 through 11/04/2021	375.00	0	APA Ohio Planning Conference

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.


Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-520

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

Adopted: September 29, 2021

Subject: **Special Event Expense Approval**

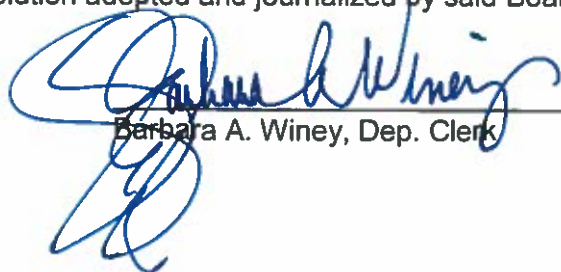
It was moved by Commissioner Amstutz and seconded by Commissioner Foster that the following resolution be adopted:

Department	Event/Purpose (items being purchased)	Date	Expenses Not to Exceed
Airport	Trick or Treat (candy; refreshments; etc.)	October 30 or 31	\$300.00

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-521

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

Adopted: September 29, 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 Amstutz and seconded by Commissioner Foster 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 September 1, 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 September 21, 2021 the Board of Township Trustees of Wayne Township, via Resolution 21-20, 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.

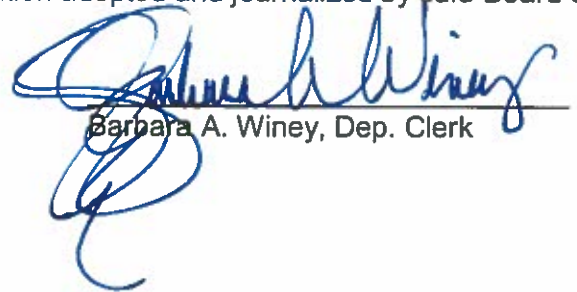
Section 3. All owners of land within the Agricultural Security Area referenced above in Section 1 are hereby required to use best management practices.

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, 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, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-522

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

Adopted: September 29, 2021

Subject: **Approval of Petition for Vacation in Chester Township (ORC 5553.045)**

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

WHEREAS, a Petition for Vacation was filed on August 17, 2021 by the Chester Township Trustees; and

WHEREAS, a Public Hearing was held on September 22, 2021; and

WHEREAS, it is the determination that the vacation will be for the public convenience or welfare;

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

1. The road described as follows shall be vacated.

A portion of West Alley

2. The said vacated road shall pass, in fee to the abutting landowner(s) thereof, as provided by law, subject to the preservation of any existing rights of way, over, or under such roadway by a public utility or rural electric cooperative poles, or other equipment or appliances of any public utility or rural electric cooperative located on, over, or under such roadway for such period of time as such public utility or rural cooperative service facilities continue to be used to render service to the public and also subject to the right of ingress and egress for the purpose of servicing and maintaining the same.

3. The Clerk of the Board is hereby authorized and directed to provide the following persons with a copy of this Resolution.

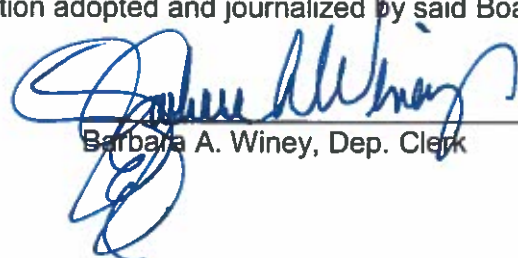
Fiscal Officer of Chester Township
Wayne County Prosecuting Attorney
Director of the Ohio Dept. of Natural Resources
Engineer
Auditor

BE IT FURTHER RESOLVED, it is recommended the Township consult counsel at the Wayne County Prosecuting Attorney's Office to assist with passing the final resolution/order of Vacation and Recording the Vacation.

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.


Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-523

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

Adopted: September 29, 2021

Subject: **Approval of a Regular Annexation to the City of Rittman, Wayne County, Ohio
(Regular ORC 709.02)**

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

WHEREAS, on July 7, 2021, William Anfang, III, on behalf of Petitioner, filed with the Board of County Commissioners, Wayne County, Ohio, a Petition for Annexation to the City of Rittman, County of Wayne, pursuant to RC 709.02; and

WHEREAS, said Petition is valid in that:

1. The Petition conforms to all of the statutory requirements outlined in Chapter 709 of the Ohio Revised Code and contains all of the matters required by RC 709.02.
2. RC 709.02(C)(1) requires signatures from at least 51% of property owner(s), this Petition is signed by 100% of the owner(s) of the territory proposed to be annexed and no signature is dated more than 180 days before the date of the filing of the Petition [RC 709.02(C)(1)].
3. The Petition includes an accurate legal description of the perimeter and an accurate map or plat of the territory proposed for annexation [RC 709.02(C)(2)].
4. The Petition names authorized agent for the Petitioner(s) [RC 709.02(C)(3)].
5. The Petition includes a list of all tracts, lots, or parcels proposed to be annexed; and all tracts, lots or parcels located adjacent to the territory to be annexed or directly across the road when a road is adjacent to the territory to be annexed, including the name and mailing address of the owner of each tract, lot or parcel, and the auditor's permanent parcel number for each tract or parcel [RC 709.02(D)];
6. Any owner that is a firm, trustee or corporation has been signed by a person authorized to sign for that entity [RC 709.02(E)];
7. The City of Rittman has complied with RC 709.03(D) by adopting Ordinance No. 8252, which indicates what services it will provide upon annexation, and the approximate date it will provide such services.

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

WHEREAS, a hearing on this Petition was held by this Board on September 22, 2021, in the Commissioners' Meeting Room, 428 W. Liberty St., Wooster, Ohio; and

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

- a. The Annexation Petition;
- b. The Notice of Petition for Annexation;
- c. A certification that notice of the filing of the Petition for Annexation was served by publication and by certified mail;
- d. The Ordinance or Resolution from the municipal corporation indicating the services that will be provided;
- e. Digital Recording of Public Hearing prepared by Clerk of the Board of Wayne County Commissioners approved by the Board on September 29, 2021;

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

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

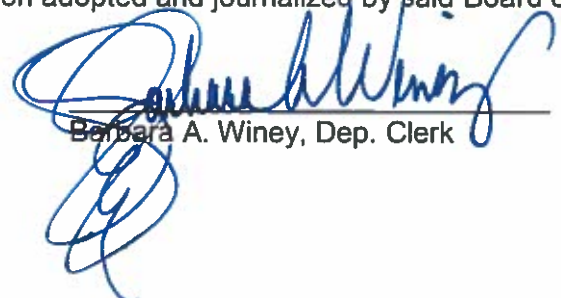
IT IS HEREBY RESOLVED that the Petition for Annexation be granted.

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

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

CERTIFICATE

I, Barbara A. Winey, Dep. 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.


Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-524

Board of Wayne County Commissioners

Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: September 29, 2021

Subject: **Approval of Amendment 1 to the Agreement between the Wayne County Department of Job and Family Services and Salvation Army of Wooster for Community Services through the "Living Room" Project**

It was moved by Commissioner Amstutz and seconded by Commissioner Foster 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, an Agreement between WCDJFS and the Salvation Army of Wooster, effective October 1, 2020 through September 30, 2021, with potential extensions of up to two years, in the annual amount of \$10,000 for community services, was entered into pursuant to Resolution 2020-587, dated November 18, 2020; and

WHEREAS, the WCDJFS and Salvation Army of Wooster desire to extend the term of the Agreement under the Agreement from October 1, 2021 through September 30, 2022.

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

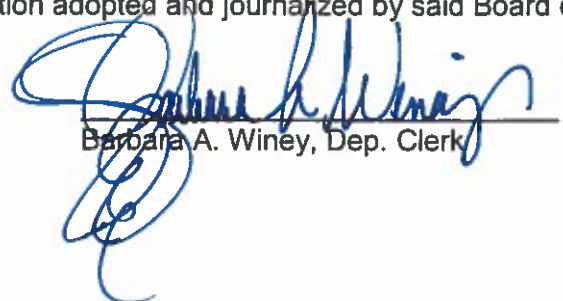
Section 1. The Board hereby accepts the Amendment 1 to the Agreement between WCDJFS and the Salvation Army of Wooster, effective October 1, 2021 for the period of October 1, 2021 through September 30, 2022, leaving the annual amount of \$10,000 for community services unchanged;

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, Barbara A. Winey, Dep. 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.


Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-525

Board of Wayne County Commissioners

Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: September 29, 2021

Subject: **Approval of Consolidated Ohio Department of Youth Services Grant on Behalf of the Wayne County Juvenile Court**

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

WHEREAS, Ohio Department of Youth Services has made ongoing funding available to Wayne County to meet the programming needs of the Wayne County Juvenile Court System; and

WHEREAS, Ohio Department of Youth Services has authorized continuing program activities and expenditures in SFY22 for Wayne County Youth Services Programs; and

WHEREAS, the Wayne County Juvenile Court has submitted a request for an exemption from the carryover balance limit;

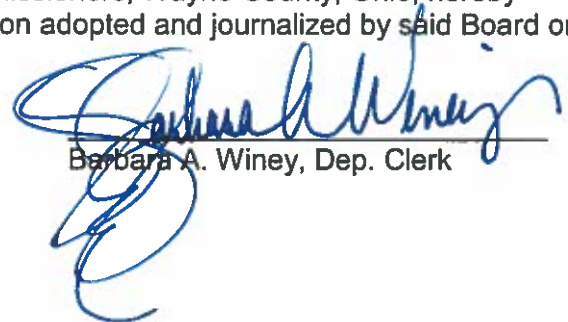
NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Wayne County, Ohio hereby authorizes continued programming and the consolidated grant acceptance of the Wayne County Juvenile Court to the Ohio Department of Youth Services for the Subsidy Grant Allocation of \$167,203.00 and estimated RECLAIM Ohio Allocation of \$199,578.20 for the grant period of 7/1/2021-6/30/2022; and

BE IT FURTHER RESOLVED that the Board of County Commissioners of Wayne County, Ohio, designates the Wayne County Juvenile Court as the implementing agency and 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, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk

Resolution

No. 2021-526

Board of Wayne County Commissioners

Ron Amstutz Rebecca S. Foster Sue A. Smail

Adopted: September 29, 2021

Subject: **Approval of Agreement with Vertex Software, Inc. on Behalf of the Auditor's Office for Online Budgeting System**

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

WHEREAS, Vertex Software, Inc., on behalf of the Auditor's Office, has prepared an Agreement to provide software services to provide an online budgeting system for the Auditor's Office, the initial contract consisting of the creation of technical specifications and training for \$25,000.00 for the year, and then each January 1 thereafter, to be billed \$2,500.00 annually for annual subscription, maintenance and support; and

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.

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

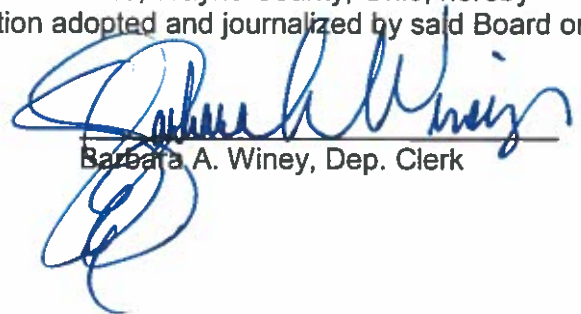
Section 1. The Board hereby accepts the Agreement prepared by Vertex Software, Inc., on behalf of the Auditor's Office, to provide software services to provide an online budgeting system for the Auditor's Office, the initial contract consisting of the creation of technical specifications and training for \$25,000.00 for the year, and then each January 1 thereafter, to be billed \$2,500.00 annually for annual subscription, maintenance and support;

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, Barbara A. Winey, Dep. 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.



Barbara A. Winey, Dep. Clerk