

Wayne County Commissioners' Agenda

- Pledge of Allegiance to the Flag
- Call to Order Regular Session of March 22, 2023
- Announcement of Commissioners in Attendance
- Approval of Agenda
- Approval of minutes from March 15, 2023 through March 21, 2023

Date	Res. #	Resolution Title
3/22	2023-147	Approval of County Bills
3/22	2023-148	Approval of County Home Bills
3/22	2023-149	Personnel Change Approval
3/22	2023-150	Travel/Training Expense Approval
3/22	2023-151	Organizational Membership Approval
3/22	2023-152	Award of Professional Services Contract to Shaffer, Johnston, Lichtenwaller & Associates (SJL) for the Bank Street Bridge Replacement (PID Number 118423)
3/22	2023-153	Approval of Grant Application to the State of Ohio, Office of Budget & Management (OBM) for the Nursing Facility Workforce Relief Program on Behalf of the Wayne County Care Center (ARPA/COVID-19)
3/22	2023-154	Award of Contract to Aexcel Corporation for Traffic Paint for the Wayne County Engineer
3/22	2023-155	Resolution to Schedule Public Hearings for Consideration of Access Management Regulations (ORC 5552)
3/22	2023-156	Resolution Setting Public Hearing Regarding Petition for Vacation of Alleys in Chester Township (5553.045)

Resolution

No. 2023-147

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Approval of County Bills**

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

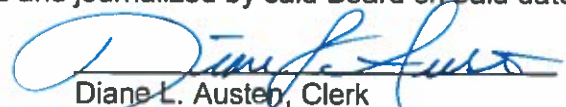
Computer run dated March 21, 2023 for County Bills in the amount of \$284,543.39; Interagency Transaction/Payment batch #8155 & 8160 in the amount of \$8,418.21; and any Then & Now Certificates are hereby approved for payment.

As taxing authority, the Then & Now Certificates submitted as of this date for Board of Elections; Children Services; Department of Developmental Disabilities; Mental Health & Recovery Services; Soil & Water; and Veterans Services are approved for processing by the Auditor.

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-148

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Approval of County Home Bills**

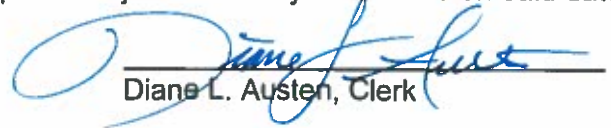
It was moved by Commissioner Amstutz and seconded by Commissioner Hofstetter that the following resolution be adopted:

Computer run dated March 21, 2023 for County Home Bills in the amount of \$9,833.54, and any Then & Now Certificates are hereby approved for payment.

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-149

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Personnel Change Approval**


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

Department	Name	Title	Effective Date	Status Change
Care Center	Brooke Manley	STNA	3/6/2023	PT to Intermittent
Commissioners	Nels Swanson	Budget Manager	4/3/2023	New hire
Dog Shelter	Summer Foss	Shelter Coordinator	3/28/2023	p/t New hire

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-150

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Travel/Training Expense Approval**

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

Dept./Person	Where	Date	Travel	Travel (taxable)	Seminar, Conf., Mtg., etc.
Child Support					
Karen Waddell, Kelsey Brubaker, Elizabeth Meininger, Darlene Lint, Nathan Franck, Tara Hand, Debra Boyer, Victoria Lockhart	Virtual	4/24 & 4/25/2023	275.00	0	OCDA Spring Symposium
Shayne Oehlhof, Nate Franck	Berlin, Canton, Hartville	6/12, 9/18, 12/11/2023	155.00	0	OCDA Cleveland/Canton District Meetings
Recorder					
Jane Carmichael	Columbus	4/20/2023	100.00	0	ORA Spring Continuing Ed.

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-151

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Organizational Membership Approval**


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

Department	Organization	Person / Entity	Total
Treasurer	CPIM Certification	Melissa Koch	100.00

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-152

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Award of Professional Services Contract to Shaffer, Johnston, Lichtenwalter & Associates (SJL) for the Bank Street Bridge Replacement (PID Number 118423)**

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

WHEREAS, the Wayne County Engineer seeks professional services for preliminary engineering to allow the Engineer's Office to prepare Design-Build plans for the replacement of the superstructure over Apple Creek near the Village of Apple Creek, known as Bank Street (Project); and

WHEREAS, the Board of County Commissioners of Wayne County, Ohio (Board) approved and accepted federal funding for the Project through the Local Public Agency (LPA) Grant Agreement No. 38601 with the State of Ohio, Department of Transportation (ODOT) on January 4, 2023 via Resolution No. 2023-10; and

WHEREAS, the Engineer requested that the Board engage a professional design firm, as defined in Section 153.65 of the Ohio Revised Code, to provide professional design services required for the Project; and

WHEREAS, Shaffer, Johnston, Lichtenwalter & Associates (SJL), has proposed an amount for the Project for a fair and reasonable amount not to exceed \$47,180.00 and has submitted a current statement of qualifications within the immediately preceding year; and

WHEREAS the Board, pursuant to Section 153.71 of the Ohio Revised Code, may enter into an agreement for professional design services at a cost of fifty thousand dollars or less when the following criteria is met:

1. The public authority selects a single design professional or firm from among those that have submitted a current statement of qualifications within the immediately preceding year, as provided under section 153.68 of the Revised Code, based on the public authority's determination that the selected design professional or firm is the most qualified to provide the required professional design services;
2. The public authority and the selected design professional or firm comply with division (B) of section 153.69 of the Revised Code with respect to the negotiation of a contract.

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

Section 1. The Board has determined that Shaffer, Johnston, Lichtenwalter & Associates (SJL), is the most qualified to provide the required professional design services pursuant to Section 153.71.

Section 2. The Board approves the agreement of professional design services to SJL for the Bank Street Bridge Replacement for a fair and reasonable amount not to exceed \$47,180.00.

Section 3. The President of the Board and the County Administrator, on behalf of the Board, are separately and individually authorized to execute the contract referenced above in Section 2 and any and all documents related to the Project

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-153

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Approval of Grant Application to the State of Ohio, Office of Budget & Management (OBM) for the Nursing Facility Workforce Relief Program on Behalf of the Wayne County Care Center (ARPA/COVID-19)**

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

WHEREAS, the American Rescue Plan Act (ARPA) signed into law March 11, 2021 established the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) and appropriated \$350 billion to state, local, and Tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency; and

WHEREAS, it is the intent of the Parties for OBM to provide funding to the Wayne County Care Center (Beneficiary) for eligible expenditures under ARPA as further provided for in H.B. 45.

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

- Section 1. Grant Application to OBM for Nursing Facility Workforce Relief Program funding is hereby approved.
- Section 2. 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 in this matter.

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-154

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Award of Contract to Aexcel Corporation for Traffic Paint for the Wayne County Engineer**

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

WHEREAS, pursuant to the Ohio Revised Code 9.48, the Board of County Commissioners of Wayne County, Ohio (Board) may purchase supplies or services through participation in joint purchasing programs; and

WHEREAS, the Wayne County Engineer currently requires traffic paint and requests to contract with Aexcel Corporation for the purchase of approved white traffic paint for \$14.15 per gallon and yellow traffic paint for \$14.30 per gallon, for a total purchase price of \$109,862.50, which includes shipping and delivery charges; and

Color	WHITE	YELLOW	SHIPPING & DELIVERY
Total Gallons	1,650	6,050	
Price per Gallon	\$14.15	\$14.30	
TOTAL PRICE	\$23,347.50	\$86,515.00	Included

WHEREAS, Aexcel Corporation is not a joint purchasing program-approved vendor but has provided equivalent supplies at prices lower than the State Term Schedule; and

WHEREAS, pursuant to the Ohio Revised Code 9.48(D) the Board is exempt from competitive selection procedures if the same supplies or services can be purchased upon equivalent terms, conditions, and specifications but at a lower price.

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

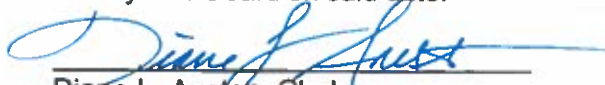
Section 1. The Board hereby accepts the agreement with Aexcel Corporation for the purchase of approved traffic paint for the total purchase price of \$109,862.50.

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 Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-155

Board of Wayne County Commissioners

Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Resolution to Schedule Public Hearings for Consideration of Access Management Regulations (ORC 5552)**

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

WHEREAS, on July 13, 2022 the Board of Commissioners, Wayne County, Ohio (Board) approved Resolution # 2022-374 regarding consideration of adoption of Access Management Regulations; and

WHEREAS, proposed Access Management Regulations reviewed by the Wayne County Access Management Advisory Committee were presented to the Board by the Wayne County Engineer on March 8, 2023; and

WHEREAS, notice has been delivered to as required by ORC 5552.06(B)(1-5) being sent not less than 30 days before holding a public hearing and include a copy of the Engineer's proposed regulations, a copy of the advisory committee's recommendations and a request for written comments to the board of township trustees of each township in the county; and

WHEREAS, ORC 5552.06 states the Board shall publish notice of the public hearings in a newspaper of general circulation in the county or township, as applicable, once a week for two weeks or as provided in section 7.16 of the Revised Code immediately preceding the hearings; and

WHEREAS, copies of proposed regulations are available for public review at the Board's Office and at the office of the Wayne County Engineer.


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

Section 1: Public hearings are hereby scheduled for Wednesday, May 3 and Wednesday, May 10, 2023 immediately following the 9AM Commissioners' Session in the 2nd Floor Meeting Room located at the Wayne County Admin. Bldg., 428 W. Liberty St., Wooster, Ohio.

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

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. 2023-156

Board of Wayne County Commissioners
Ron Amstutz Jonathan Hofstetter Sue A. Smail

Adopted: March 22, 2023

Subject: **Resolution Setting Public Hearing Regarding Petition for Vacation of Alleys in Chester Township (5553.045)**

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

WHEREAS, pursuant to Ohio Revised Code 5553.045(B), via Res.# 2023-3-1, the Chester Township Board of Trustees, on March 21, 2023, did petition the Board of County Commissioners, Wayne County, Ohio (Board) to vacate six (6) alleys located in the unincorporated territory in Chester Township, Wayne County, Ohio, further described and depicted in Exhibit A; and

WHEREAS, pursuant to Ohio Revised Code 5553.045(B), the Engineer shall issue to the Board a written report similar in content to reports required under section 5553.06 of the Ohio Revised Code (The failure of the engineer to provide this report does not affect the actions required under this section and does not invalidate the vacation of a road or portion of a road under this section); and

WHEREAS, pursuant to Ohio Revised Code 5553.045(C), the Board shall set a date for a public hearing on the vacation of the road or portion of the road. (not more than forty-five days after the date the twp. resolution/petition is filed with the Board); and

WHEREAS, pursuant to Ohio Revised Code 5553.045(C), the Clerk of the Board shall notify by regular mail the landowners abutting the road or portion of the road proposed to be vacated. (20 days before the Board's Public Hearing and shall state that the board of township trustees has filed a resolution requesting the vacation of the specified road or portion of the road under this section, and shall inform the landowners of the time and place of the public hearing on this issue. The notice shall be mailed to the addresses of the abutting landowners as they appear on the county auditor's current tax list or the county treasurer's mailing list. Failure of the delivery of this notice to any abutting landowner does not invalidate the vacation of a road or a portion of a road under this ORC section);

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

Section 1: Public Hearing is scheduled for Wednesday, April 26, 2023 immediately following the 9:00a.m. Commissioners' Session in the 2nd Floor Meeting Room located at the Wayne County Admin. Bldg., 428 W. Liberty St., Wooster, Ohio and Clerk of the Board is directed to prepare and mail the required notices as referenced above.

(Pursuant to ORC 5553.045(D), after the Public Hearing, if the Board determines that the vacation of the road or portion of the road would be for the public convenience or welfare, it shall adopt a resolution by a majority vote declaring the road or portion to be vacated and file a certified copy of the resolution with the Petitioner, Board of Township Trustees, County Recorder, County Engineer {copy will also be sent to the County Auditor}). (Upon 60 days after filing of the twp. resolution/petition with the Board, if the Board takes no action to rule on the Vacation, the road or portion of the road specified in the resolution shall be deemed vacated)

The vote is as follows: Ron Amstutz yea Jonathan Hofstetter yea Sue A. Smail Absent

CERTIFICATE

I, Diane L. Austen, Clerk of the Board of County Commissioners, Wayne County, Ohio, hereby certify that the above is a true and correct copy of the resolution adopted and journalized by said Board on said date.

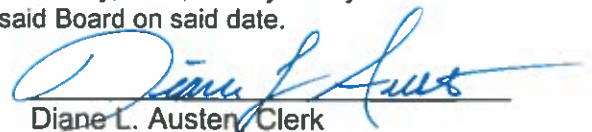
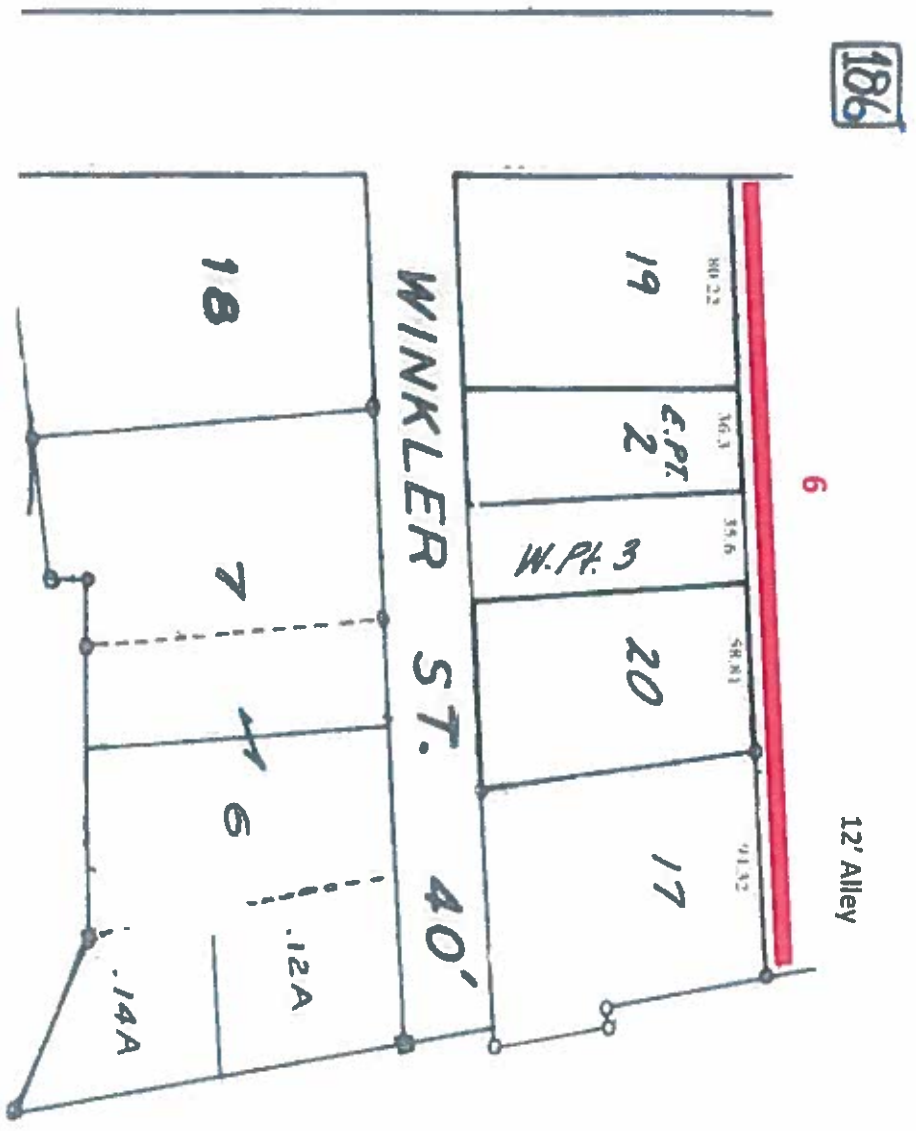
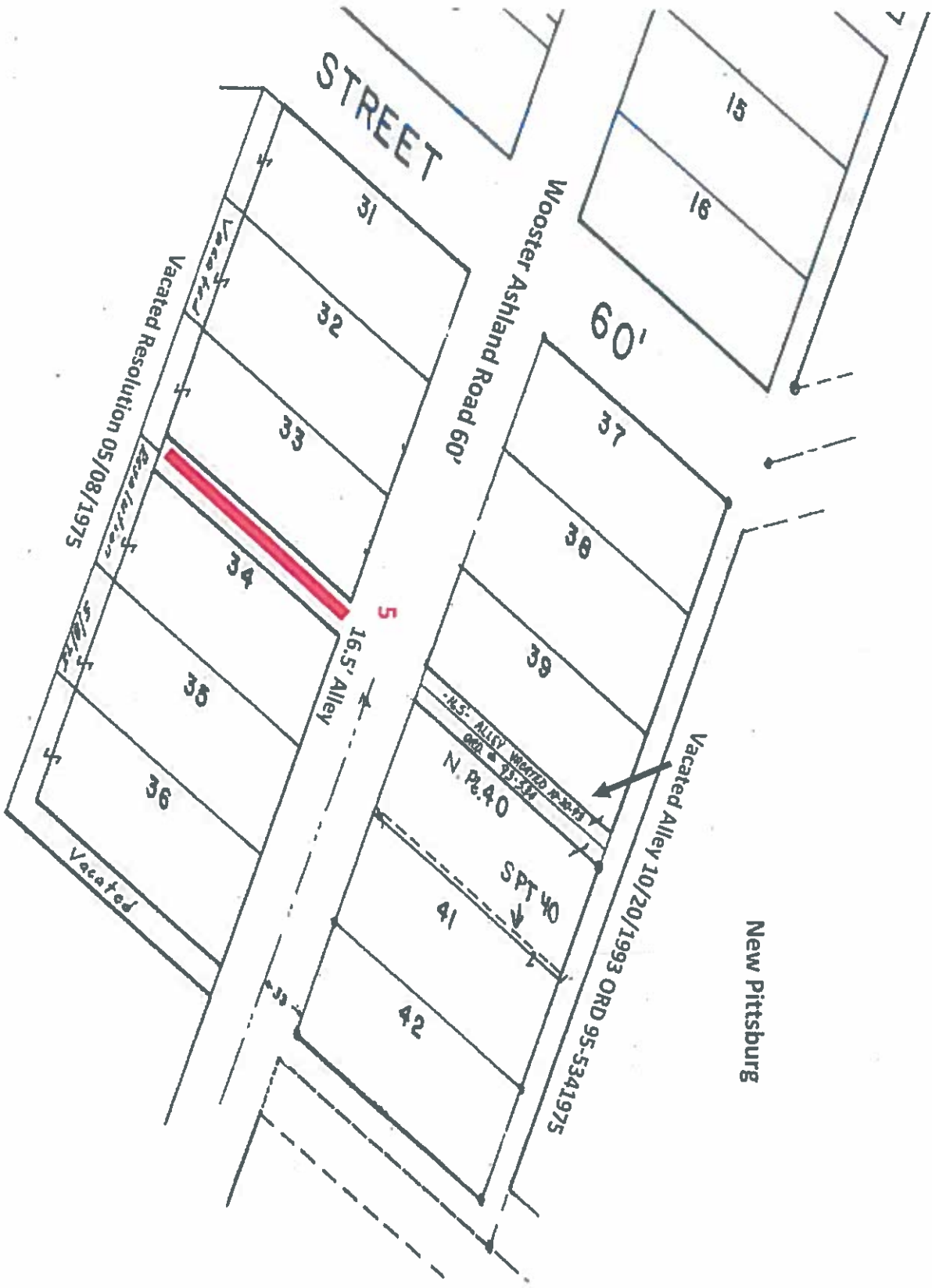

Diane L. Austen, Clerk

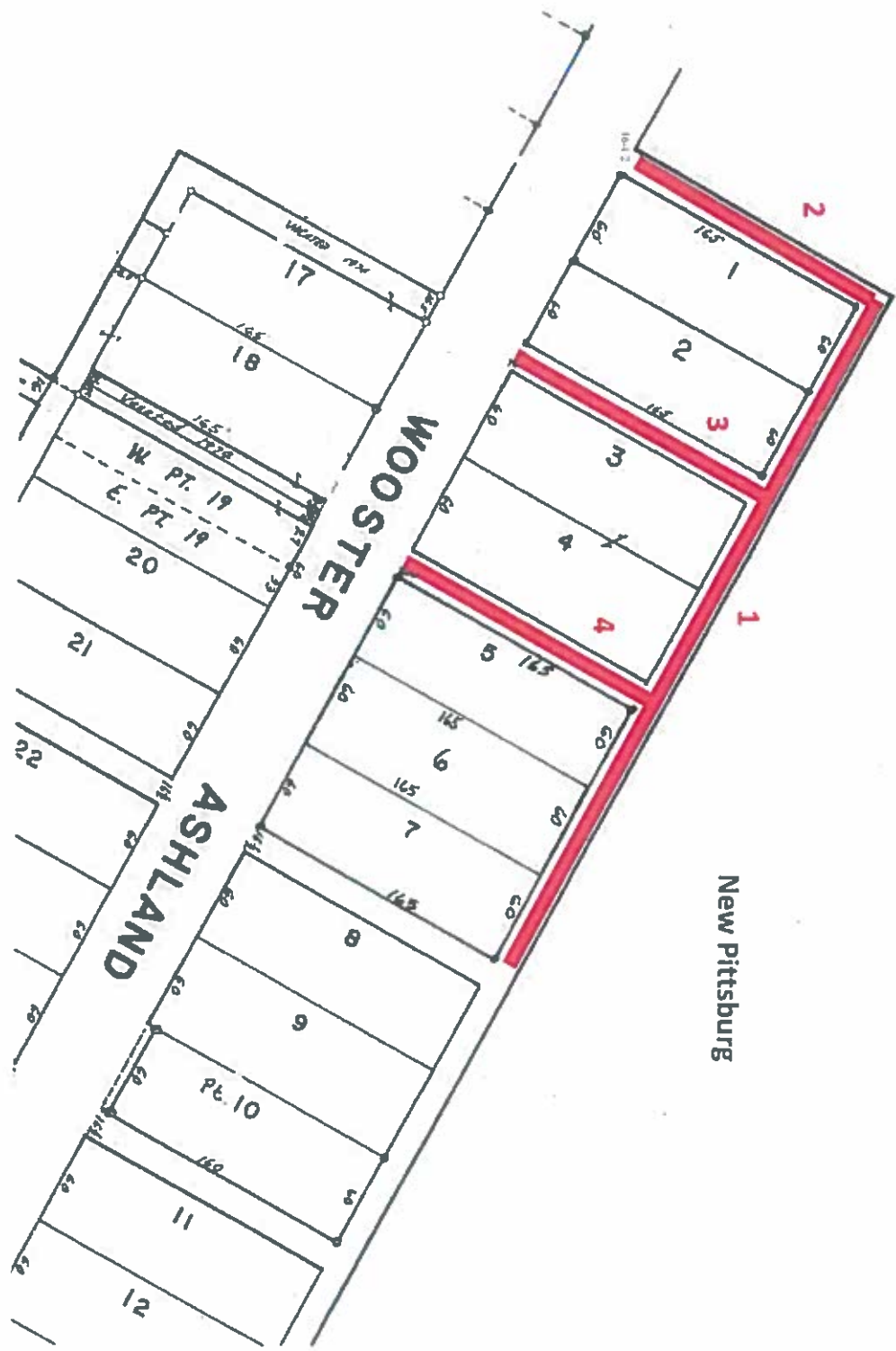
Exhibit A

NO. 2 — CHESTER TWP. SEC. 13 SW
OVERTON ENLARGEMENT





New Pittsburgh



RESOLUTION NO. 2023-3-1

RESOLUTION TO PETITION THE BOARD OF COUNTY COMMISSIONERS,
WAYNE COUNTY, OHIO

TO VACATE MULTIPLE ALLEYS LOCATED IN NEW PITTSBURG AND OVERTON,
CHESTER TOWNSHIP, WAYNE COUNTY, OHIO

WHEREAS, pursuant to R.C. 5553.045(B), a board of township trustees may petition the board of county commissioners to vacate a township road or portion of a township road by adopting a resolution requesting the vacation of the road or portion of road, which includes a description of the general route and termini of the road or portion of the road requested to be vacated; and

WHEREAS, as used in R.C. 5553.045, "road" means a road, or portion of a road, which is not used to calculate distributions of the auto registration distribution fund under division (E) of section 4501.04 of the Revised Code and, thus, is not a road or portion of a road certified by the board of township trustees to the director of transportation in accordance with that division as mileage in the township used by and maintained for the public.

WHEREAS, there are five (5) alleys located in New Pittsburg, all of which are township roads in New Pittsburg, Chester Township, Wayne County, Ohio requested to be vacated, and are depicted in Exhibit A attached hereto and incorporated herein. These alleys are not used to calculate distribution of the auto registration distribution fund under R.C. 4501.04(E), and, thus, are not roads certified by the Chester Township Board of Trustees to the director of transportation as mileage in Chester Township used by and maintained for the public; and

WHEREAS, the Alley north of Winkler St. East of Overton Road, a township road in Overton, Chester Township, Wayne County, Ohio is requested to be vacated as depicted in Exhibit A attached hereto and incorporated herein. This alley is not used to calculate distribution of the auto registration distribution fund under R.C. 4501.04(E), and, thus, is not a road certified by the Chester Township Board of Trustees to the director of transportation as mileage in Chester Township used by and maintained for the public; and

WHEREAS, the Chester Township Board of Trustees desires to petition the Board of Commissioners, Wayne County, Ohio to vacate the aforementioned alleys which are further depicted in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the Chester Township Board of Trustees hereby requests the vacation of the aforementioned alleys which are depicted in Exhibit A; and

BE IT FURTHER RESOLVED, that the Chester Township Board of Trustees hereby directs the Chester Township Fiscal Officer to file a copy of this Resolution, as a petition for vacation, with the Board of County Commissioners, Wayne County, Ohio and to certify another copy to the Wayne County Engineer.

IT IS FURTHER RESOLVED, that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Township Trustees and that all deliberations of such Board were in meetings open to the public, in compliance with Ohio law, including R.C. 121.22.

Mr. John Wharton made the motion to adopt this Resolution and Mr. Kurt Rickett seconded that said motion. On the roll being called the vote resulted as follows:

Mr. Jerry L. Bowman, yes JB
Mr. John (Hud) Wharton, yes J.W.
Mr. Kurt Rickett, yes KLR

Resolution 2023-3-1 adopted on the 20th day of March, 2023.

CERTIFICATION:

The foregoing Resolution was duly adopted by the Chester Township Board of Trustees and filed with the Chester Township Fiscal Officer this 20th day of March, 2023.



Debbie Berger, Fiscal Officer