

<b>Description</b>	Minutes- Fulton County Commissioners Session		
<b>Date</b>	9/22/2022	<b>Location</b>	Commissioners Meeting Room 152 S. Fulton St. Wauseon, OH 43567
<b>Time</b>	<b>Speaker</b>	<b>Note</b>	
<a href="#">9:00:19 AM</a>		Call Meeting to Order  Pledge of Allegiance  Opening Prayer  Roll Call Attendance: All Present	
<a href="#">9:00:56 AM</a>		Resolution 2022-649 Approve Minutes from September 20, 2022 Commissioner Joe Short made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.	
<a href="#">9:01:28 AM</a>		Resolution 2022-650 Approve Agenda as Presented or Amended Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.	
<a href="#">9:01:47 AM</a>		Resolution 2022-651 Increase & Transfer Appropriations for Various Departments Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.	
<a href="#">9:02:07 AM</a>		Resolution 2022-652 Establish 2023 Sewer District Special Assessments Rates Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.	
<a href="#">9:02:39 AM</a>		Resolution 2022-653 Certify Delinquent Accounts for NEWS Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.	
<a href="#">9:03:03 AM</a>		Resolution 2022-654 Approve Purchase Orders and Travel Requests Commissioner Joe Short made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.	
<a href="#">9:03:20 AM</a>		Recess	
<a href="#">9:31:26 AM</a>		1st Hearing- Ditch 2147-Amboy Township Rod Creager said that this is a single county ditch petition with a primary objective to replace a	

		deteriorating 15 in clay tile along road 4-3, repair and replace existing structures, and put the ditch on a permanent maintenance plan. The work proposed would be to replace 900 foot of existing 15 inch tile installed along road 4-3, repair an existing catch basin at the inlet of county culvert 4-3N.7, replace an existing catch basin installed in 1954, extend a 18 in pipe from the new basin to the southwest, and to regrade roadside to drain and seed to reestablish grass cover. The total engineers estimate is \$54,469.48 with a 20 year benefit of \$305,000. The estimated assessment is about \$274 per acre on average with a direct assessment to the township and county of just over \$7,700.00.
<a href="#">9:48:14 AM</a>		Commissioner Jon Rupp performed a swearing in of attendee.
<a href="#">9:48:32 AM</a>	Rick Raab, Township Trustee	Mr. Raab said that we talked about the fact of putting in non-perforated pipe and that the township would not get any drainage benefit. We would probably end up putting in a 6 inch drain beside there at their expense. In the big picture down the road if we do this for about \$800 and there is another assessment later and we don't have any benefit from it anymore will that still affect us in the maintenance aspect of it.
<a href="#">9:49:46 AM</a>	Commissioner Jon Rupp	Do you mean if you run your own tile?
<a href="#">9:49:48 AM</a>	Rick Raab	Yes, it is going to be a non-perforated pipe so that side of the road will not have any drainage benefit like it does now.
<a href="#">9:50:31 AM</a>	Rod Creager	We have split out the surface and sub-surface drainage and we can probably do something like that with the Township. He will take a look at it when he goes through everything again.
<a href="#">9:57:58 AM</a>	Commissioner Jon Rupp	Closed testimony and opened deliberations.
<a href="#">9:58:02 AM</a>	Commissioner Jeff Rupp	Commissioner Jeff Rupp made a motion to move forward with the project.
<a href="#">9:58:11 AM</a>	Commissioner Jon Rupp	Commissioner Jon Rupp seconded the motion and asked Commissioner Joe Short if he was good with moving forward
<a href="#">9:58:13 AM</a>	Commissioner Joe Short	Commissioner Joe Short was good with moving forward as well.

<a href="#">9:58:17 AM</a>		<p>Resolution 2022-655 Commissioners Finding for Improvement; Direct County Engineer to Conduct Survey, Create Plans, Maps &amp; Profiles and Calculated Estimated Assessments. Commissioner Jeff Rupp made the motion &amp; Commissioner Jon Rupp seconded. Motion passes 3-0.</p>
<a href="#">9:59:34 AM</a>		<p>Adjourn Commissioner Jon Rupp made the motion</p>
		<p>APPROVED:</p> <p>_____, Jon Rupp</p> <p>_____, Jeff Rupp</p> <p>_____, Joe Short</p> <p>SUBMITTED &amp; ATTESTED:</p> <p>_____, Jessica Schuette, Clerk</p>

**RESOLUTION 2022-649**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of ) Fulton County, Ohio  
September 20, 2022 ) September 22, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 22, 2022, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved for the adoption of the resolution herein.

**THEREFORE, BE IT RESOLVED**, that after review, the Fulton County Commissioners hereby approves the minutes of Regular Session held September 20, 2022 as presented; and

**BE IT FURTHER RESOLVED**, by the Board of County Commissioners, County of Fulton, State of Ohio that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner \_\_\_\_\_ seconded the resolution and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

**BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2022-650**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) September 22, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 22, 2022, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, Commission Staff, to the best of its ability, has prepared the agenda for the day, and

**WHEREAS**, the Board of County Commissioners has reviewed said agenda and find it to be satisfactory as presented or as officially amended on the record in open session.

**THEREFORE, BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby approves the agenda as amended or presented for September 22, 2022.

**BE IT FURTHER RESOLVED** that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

This resolution was seconded by Commissioner \_\_\_\_\_ and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

**BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2022-651**

In the Matter of Resolution to Increase ) Office of County Commissioners  
Appropriations for Auditor’s Office ) Fulton County, Ohio  
) September 22, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 22, 2022, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, it is necessary to increase appropriations for Auditor’s Office, and;

**BE IT RESOLVED;** that the Board of County Commissioners does hereby authorize the following INCREASE of APPROPRIATIONS:

\$1,000.00                      6000-63800-5-41100

**BE IT FURTHER RESOLVED**, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner \_\_\_\_\_ seconded the resolution and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Jeff Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

**BOARD OF COUNTY COMMISSIONERS,  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2022 -652**

In the Matter of Resolution to Approve ) Office of County Commissioners  
County Sewer District Special Assessments ) Fulton County, Ohio  
Rates for 2023 and Authorizing Collection of Same ) September 22, 2022

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on September 22, 2022, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, Fulton County owns, maintains and operates three sewer systems (Elmira/Burlington, Pettisville and Pleasant View); and

**WHEREAS**, Rates have been prepared by the Director of Public Utilities for the usage of County Sewer for 2023; and

**WHEREAS**, these rates are sufficient to meet the expenses of each system, including operation and maintenance costs.

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners approves proposed 2023 rates and hereby authorizes the County Auditor to bill each user of the sewer system for the amount as indicated on the attached lists.

**BE IT FURTHER RESOLVED**, the County Auditor is authorized to use the real estate billing as a mean of billing the users in each sewer system, except that where tax-exempt users do not receive a real estate billing, the Auditor is authorized to send semi-annual statements to these users for the amount of their usage charge.

**BE IT FURTHER RESOLVED**, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner \_\_\_\_\_ seconded the resolution and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Joe Short

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Joe Short

**BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2022 - 653**

In the Matter of Resolution to Approve ) Office of County Commissioners  
And Certify Delinquent Accounts for the ) Fulton County, Ohio  
Northeast Water System ) September 22, 2022

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on September 22, 2022, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, the Board of Fulton County Commissioners had approved, as part of Resolution 2010-190, a water billing process for the Northeast Water System; and

**WHEREAS**, water service charges that are not paid as required by Section 3.11 of the Northeast Water System Rules and Regulations shall become delinquent and be considered a lien on subject property; and

**WHEREAS**, pursuant to Section 6103.02 of the Ohio Revised Code, the Board of Fulton County Commissioners wishes to certify all delinquent water charges with any applicable penalties and fees to the County Auditor to place them upon the real property tax list which shall be considered a lien on such property and shall be collected in the same manner as other taxes.

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby certify the listed 2022 Northeast Water System water accounts (as shown on the attached sheet) as delinquent and authorize the County Auditor to bill each property owner for all delinquent water charges with any applicable penalties and fees by placing the certified amount upon the real property tax list and duplicate against the property served by the connection.

**BE IT FURTHER RESOLVED** that the certified amount shall be a lien on the property from the date placed on the real property tax list and duplicate and shall be collected in the same manner as taxes until full payment paid.

**BE IT FURTHER RESOLVED**, that it is found 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 that resulted in those formal actions were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner \_\_\_\_\_ seconded the resolution and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Joe Short

**BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk



**RESOLUTION 2022-655**

**COMMISSIONER'S FINDING FOR THE IMPROVEMENT;  
DIRECT COUNTY ENGINEER TO CONDUCT SURVEY, CREATE PLANS, MAPS, AND  
PROFILES, AND CALCULATE ESTIMATED ASSESSMENTS**

*Revised Code, Sec. 6131.12*

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*In the Matter of the Single ) Office of County Commissioners,  
County Ditch No. 2147 Petitioned ) Fulton County, Ohio  
for by Amboy Township ) September 22, 2022*

*The Board of County Commissioners of Fulton County, Ohio met in regular session on September 22, 2022 at the office of said board with the following members present:*

**Jon Rupp  
Jeff Rupp  
Joe Short**

*Commissioner \_\_\_\_\_ moved the adoption of the following Resolution:*

**WHEREAS**, *This being the day fixed by the Board in its order dated the 22<sup>nd</sup> day of September 2022, for the hearing on the petition in the above named improvement, the Board met at the office of said Board, and conducted the hearing by causing the petition to be publicly read, together with all applications for and against the improvement, and*

**WHEREAS**, *After proper examination, the Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and*

**WHEREAS**, *The Board made an actual view of the proposed improvement on August 16, 2022 and has heard, either personally or through counsel, all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, spurs, or change of route, course, termini, or manner of construction described in the petition, or any application therefor; and*

**WHEREAS**, *The Board has given consideration to the protection of environmentally significant areas when those areas could be adversely affected by the construction of the proposed improvement and has given consideration, where necessary, to alternative plans providing for that protection as well as for construction of the proposed improvement.*

**THEREFORE, BE IT RESOLVED**, *by the Board of County Commissioners of Fulton County, Ohio, that it is hereby found that the proposed improvement petitioned for is necessary and will be conducive to the public welfare, and it is reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and it further finds that the following described route and termini of the proposed improvement and of the branches, spurs and laterals thereof, and the manner of constructing the same are the best and the same, are hereby adopted and prescribed by the Board:*

*Commencing at an existing catch basin approximately 4 feet north and 24 feet west of the Southeast Corner of the Southwest Quarter of the Northwest Quarter of Section 29, T9S, R4E, Amboy Township, Fulton County, Ohio.*

*Thence, continuing to the North, parallel to and along the west side of Amboy Township Road 4-3, a distance of 900 feet to an existing six (6) foot by four (4) foot catch basin at the inlet of Fulton County Culvert 4-3 N.7, and there to terminate.*

*Said culvert also being at the upper terminus of the open ditch known as Fulton County Maintenance Ditch No. 2003, Branch 7e of Ai Creek*

**BE IT FURTHER RESOLVED**, *That the County Engineer be and he is hereby directed to cause to be made the necessary survey for the proposed improvement, plans for the structures, maps showing the location of the land proposed to be assessed, and profiles showing the cutting and gradient of the improvement, and make an estimate of the cost of the construction of the improvement; which shall include actual construction cost, the cost of engineering, and the cost of notices, publication and other incidental expenses; and set proper construction stakes, and perform such other duties as required by Section 6131.14 of the Revised Code of Ohio, and*

**BE IT FURTHER RESOLVED**, That the 17th day of November 2022, at 9:15 a.m. is hereby fixed as the time for filing with the Clerk of the County Commissioners all of the plans, maps, profiles, schedules and reports prepared by the County Engineer; and

**BE IT FURTHER RESOLVED**, that further hearing on the improvement is hereby adjourned to the date above fixed for the filing of the reports, plans, and schedules by the County Engineer.

**Commissioner** \_\_\_\_\_ seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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*Jon Rupp*

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*Jon Rupp*

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*Jon Rupp*

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*Joe Short*

**BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO**

Attest: \_\_\_\_\_  
*Jessica Schuette, Clerk*