

Description	Minutes- Fulton County Commissioners Session		
Date	11/10/2022	Location	Commissioners Meeting Room 152 S. Fulton St. Wauseon, OH 43567
Time	Speaker	Note	
9:00:04 AM		<p>Bid Opening: 2023 Public Utilities Contractual Services-Scrap Metal</p> <ul style="list-style-type: none"> • Republic Services <ul style="list-style-type: none"> ○ One Year Bid: \$373.01 ○ Alternate Three Year Bid: \$355.98 <p>Bid Opening: 2023 Public Utilities Contractual Services-Solid Waste Disposal</p> <ul style="list-style-type: none"> • Republic Services <ul style="list-style-type: none"> ○ One Year Bid: \$815.25 ○ Alternate Three Year Bid: \$778.00 <p>Bids were turned over to the Sanitary Engineer for review</p>	
9:02:46 AM		<p>Call Meeting to Order</p> <p>Pledge of Allegiance</p> <p>Opening Prayer</p> <p>Roll Call Attendance: All Present</p>	
9:04:01 AM		<p>Resolution 2022-784 Approve Minutes from November 8, 2022</p> <p>Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Upon calling the roll, the following vote was taken: Commissioner Jeff Rupp: yes; Commissioner Joe Short: abstain; Commissioner Jon Rupp: yes; Motion passes unanimously.</p>	
9:04:31 AM		<p>Resolution 2022-785 Approve Agenda as Presented or Amended Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.</p>	
9:04:49 AM		<p>Review Fulton County Transfer Station Inspection Report</p> <p>Review Investment Report for October 2022</p> <p>Review Prosecuting Attorneys 2022 DTAC Report</p>	
9:05:21 AM		<p>Resolution 2022-786 Increase & Transfer Appropriations for Various Departments</p>	

		Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.
9:05:47 AM		Resolution 2022-787 Enter Into Agreement 2022-105 with BP Corporation- Arche Energy Project Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.
9:06:16 AM		Resolution 2022-788 Approve Payment Request #2- Final to Ameriseal for Fulton County Airport Rehabilitation Runway 9/27 Project Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.
9:06:43 AM		Resolution 2022-789 Accept Recommendation of Loss Control Coordinator for Workers Compensation Claim Commissioner Joe Short made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.
9:07:03 AM		Resolution 2022-790 Approve Purchase Orders and Travel Requests Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.
9:07:25 AM		Recess
9:15:19 AM		Final Hearing Ditch 2144- Krasula Rod Creager started the hearing by going over the Ohio Drainage Laws in the Ohio Revised Code 6131. Ditch 2144 was initiated by Frank Krasula and others in December of 2021. The watershed has 700 acres drained with 80% agricultural, 18% residential, and 2% public R/W. The problems observed were light to moderate brush, sediment accumulation, outlet tiles under water, and bank washouts. The plan is to clean and brush clean the open ditch by mowing, dip and level sediment, clean culverts, repair eroded banks, seed disturbed banks, seed grass berm 10 ft. wide, and repair the lawns and roadside. The project estimate is \$96,159.79 which includes the first year maintenance. The 20 year agricultural benefit is \$1,742.00 per acre with a 20 year residential benefit of \$3,484.00 per acre. The 20 year project benefit is \$564,108.73.
10:00:18 AM		Commissioner Jon Rupp did a mass swear in.
10:00:55 AM	Glenn Hunter	I have looked over this project and do not disagree that certain areas need to be looked at. The cleanout of that should be put on a maintenance but when it comes to the

		full project I have a disagreement that the whole project is the problem. My property never has any water come over the banks of the ditch. I feels that I do agree that some areas need to be addressed but not the whole project. The wider and deeper we keep going is not going to fix anything.
<u>10:05:17 AM</u>	Jon Rupp	Rod, he mentioned about taking the ditch wider, we are not going wider are we?
<u>10:05:23 AM</u>	Rod Creager	No we are trying to narrow it up not widen or deepen. The other issue was not so much of a flooding but the bottom allowing the subsurface to drain.
<u>10:05:55 AM</u>	Glenn Hunter	Once again we are talking certain areas that have that problem.
<u>10:06:29 AM</u>	Randy Walker	Don Proudfoot and I propose we put this project on hold for 3 months to try and do this project privately and more economically to see if we can get it done.
<u>10:07:06 AM</u>	Tom Heber	I do think I have even seen the pipe full or approaching coming out of the ditch. The problem is that the ditch keeps eroding and I am getting concerned about my barn going into the ditch. I do not understand why the culverts are not good enough.
<u>10:08:35 AM</u>	Rod Creager	Those culverts are higher so they need to be lowered. We calculate that with a standard that they use for that.
<u>10:09:36 AM</u>	Glenn Hunter	I think we should put this on hold and let the landowners get together and do this privately before we go further. I would be more than happy to talk with other landowner and use my excavator free of charge to get this done.
<u>10:10:24 AM</u>	Nancy Krasula	How far down was that dipped down?
<u>10:10:54 AM</u>	Rod Creager	Back in 1987 is started down near road 3.
<u>10:11:09 AM</u>	Jon Rupp	Nancy what was the concern about where it was dipped?
<u>10:11:13 AM</u>	Nancy Krasula	I just wanted to know where it stopped because the rest was never done then.
<u>10:11:19 AM</u>	Don Proudfoot	I have lived there and never seen it over flow and I agree that it needs maintenance and that the landowners should be able to handle it.
<u>10:12:25 AM</u>	Jon Rupp	Closed the floor to testimony

<p><u>10:12:30 AM</u></p>	<p>Deliberations</p>	<p>Commissioner Jon Rupp stated that it is obvious something has to be done by the pictures that we have seen. He said that he understands what the landowners are saying. We have already delayed this to let you take care of it. Commissioner Jon is in favor of the landowners trying to work it out but they are going to put a time limit on that because something has to get done sooner rather than later. Commissioner Jon Rupp is good with doing a 6 month timeframe.</p> <p>Commissioner Jeff Rupp is in agreement with Jon and let the landowners try to handle this themselves first. Commissioner Joe Short agrees with both Commissioners. He agrees that we need to have a 6 month time frame and if it is not done in that time frame we will meet back here and will move forward.</p> <p>Resolution 2022-791 Continue Final Hearing. Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.</p>
<p><u>10:21:45 AM</u></p>		<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 & ATTESTED:</p> <p>_____, Jessica Schuette, Clerk</p>

RESOLUTION 2022-784

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of) Fulton County, Ohio
November 8, 2022) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 10, 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 November 8, 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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2022-785

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 10, 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 November 10, 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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2022-786

In the Matter of Resolution to Increase & Transfer) Office of County Commissioners
 Appropriations for Various Departments) Fulton County, Ohio
) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 10, 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 and transfer appropriations for various departments, and;

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

\$454,593.00	2770-17919-5-41000	Contract Services- Building Demo & Site Revit.
\$45,459.00	2770-17919-5-43000	Administration- Building Demo & Site Revit.
\$300.00	9025-17904-5-96000	RPC

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

\$400.00	From: 5300-14144-5-41000	Contract Services- Transfer Station
\$400.00	To: 5300-14144-5-96000	Other Expenses- Transfer Station
\$100.00	From: 5208-70903-5-96000	Other Expenses- F/L Waterline
\$100.00	To: 5208-62903-5-41001	Contract Services- F/L Waterline
\$1,500.00	From: 1000-11100-5-38000	Repair Services- Commissioner
\$1,500.00	To: 1000-11100-5-36000	Advertising- Commissioner
\$1,000.00	From: 1000-11700-5-52000	Supplies- Maintenance
\$1,000.00	To: 1000-11700-5-56100	Gas/Diesel- Maintenance

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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
 Jessica Schuette, Clerk

RESOLUTION 2022-787

In the Matter of Resolution to Enter Into) Office of County Commissioners
Guaranty Agreement 2022-105 with BP) Fulton County, Ohio
Corporation North America) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 10, 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, a guaranty agreement has been negotiated with BP Corporation North America Inc. for Arche Energy Project; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract 2022-105** with BP Corporation North America Inc., for the purposes stated hereinabove and according to the terms and conditions stated therein; and

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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2022-788

In the Matter of Resolution to Approve) Office of County Commissioners
Pay Request No. 2-Final to Ameriseal of Ohio for the) Fulton County, Ohio
Rehabilitation of Runway 9/27 Project at the Airport) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on November 10, 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, Ameriseal of Ohio has issued pay request #12-Final in relation to its work on the Rehabilitation of Runway 9/27 Project; and

WHEREAS, Risa Trumbull, prevailing wage coordinator has approved the prevailing wage rates; and

THEREFORE BE IT RESOLVED, that the Board hereby approves payment #2-Final to Ameriseal of Ohio as submitted in the amount of \$33,810.00; and

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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2022-789

In the Matter of Accepting Recommendation of) Office County Commissioners
 Loss Control Coordinator to Approve) Fulton County, Ohio
 Workers' Compensation Claim) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 10, 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, the Fulton County Loss Control Coordinator, Dawn Hogrefe, has submitted a Notice of New Workers' Compensation Claim being filed for:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>DATE OF INJURY</u>	<u>STATUS</u>
Peggy Volkman	EMA	10/5/2022	Medical Only/No Lost Time

WHEREAS, the Loss Control Coordinator recommends approval of this claim; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners accepts the recommendation of the Loss Control Coordinator, **hereby approving** the Workers' Compensation claim as listed hereinabove for Peggy Volkman; and

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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
 Jessica Schuette, Clerk

RESOLUTION 2022-790

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in session pursuant to notice, on November 10, 2022, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Jon Rupp
Jeff Rupp
Joe Short

Commissioner _____ moved for the adoption of the following resolution:

BE IT RESOLVED, that the Fulton County Commissioners will sign a Purchase Order computer edit list prepared by the Fulton County Auditor, in addition to signing each individual purchase order, if necessary. Said Purchase Order Edit List will be on file in the Fulton County Commissioners Office in lieu of being journalized, and;

BE IT FURTHER RESOLVED, that the Board of Commissioners approve travel requests as submitted, and;

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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION -2022-791

ORDER FIXING TIME OF CONTINUED FINAL HEARING ON ENGINEER'S REPORT, ON ESTIMATED ASSESSMENTS, ON THE PROCEEDINGS FOR THE IMPROVEMENT AND ON CLAIMS FOR COMPENSATION AND DAMAGES

Revised Code, Sec. 6131.16
Form 22020B

In the Matter of the *Single*
County Ditch No. *2144* Petitioned
for by *Frank Krasula and others*

Office of County Commissioners,
Fulton County, Ohio
November 10, 2022

The Board of County Commissioners of Fulton County, Ohio met in *regular* session on the *10th day of November 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 *10th day of November 2022* the Clerk of the Board of County Commissioners has given notice to the Board of the filing with her by the County Engineer of the plans, maps, profile, schedules, and reports in the above named improvement, in accordance with its order of the **10th day of November 2022**, and

WHEREAS, Glenn Hunter and others have expressed that they would like to try to handle this privately first; and

WHEREAS, the Board of Commissioners have agreed to give the landowners a 6 month time frame to try and take care of this privately and if nothing has happened in that time we will reconvene the hearing; and

THEREFORE BE IT RESOLVED, That the Engineer be instructed to watch the process and report back to the Commissioners with the progress being made, and

BE IT FURTHER RESOLVED, That the *11th day of May 2022 at 9:15 a.m.* is hereby fixed as the time for the *Continued* Final Hearing on said reports, plans, and schedules, on estimated assessments, on the proceedings for the improvement, and on claims for compensation or damages, which claims must be filed with the Clerk of the Board of County Commissioners before that date; and

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 the roll being called upon its adoption, the vote resulted as follows:

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk