

**MINUTES OF MEETING
FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS SESSION ROOM
SEPTEMBER 15, 2011**

[9:00:42 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance – All members present

[9:01:57 AM](#)

Resolution 2011-908 Approve Minutes of September 8, 2011

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:02:29 AM](#)

Resolution 2011-909 Approve Agenda As Amended

The agenda was amended to add Resolution 2011-926 to amend the existing Cooperative Agreement with the Regional Port Authority. Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:03:11 AM](#)

OLD BUSINESS:

· **Resolution 2011-910** Approve Payment of Bills

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:03:31 AM](#)

· Review Monthly Apiary Inspection Report

[9:04:08 AM](#)

· Review Inspection Report for Fulton County Transfer Station

After inspection, it was determined by that the Transfer Station is in compliance with the OAC.

[9:04:32 AM](#)

· Review Inspection Report of Fulton County Landfill

A low water level was observed in the leachate pumping station. The site appeared dry and no visible leachate outbreaks were observed.

[9:06:35 AM](#)

· Review OEPA Public Notice of Application of Antidegradation Project for Village of Swanton

[9:07:25 AM](#)

· Review Sales Tax Report

Report attached hereto and shall be made part hereof.

[9:08:17 AM](#)

· **Review Clerk's Notice of Filing of Expedited Type II Annexations to Village of Swanton:**

- **Petition 2011-006 Kelley**

- **Petition 2011-007 Pilliod**

- **Petition 2011-008 Marvin**

The Board reviewed three (3) Type II – Expedited Annexations to the Village of Swanton that were filed with the Clerk of Commissioners. The legal descriptions were reviewed by the Fulton County Engineer’s Office and were found to be accurate. The technical requirements of the petition were reviewed by the Clerk and were found to be filed in the manner as set forth in the Ohio Revised Code §709.21.

The agent for the Petitioners is Alan J. Lehenbauer. The following are the proposed properties to be annexed:

Peter M. Kelley
6860 County Road , Swanton

Andrew Pilliod
6792 County Road 1-1, Swanton

David P. & Sharon R. Marvin
1064 Lee High Drive, Swanton

This matter will come back before the Board after acted upon by the affected municipality and township as prescribed by the ORC.

[9:09:39 AM](#)

RESOLUTIONS:

- **Resolution 2011-911** Approve Release of Permissive Tax Funds to Village of Archbold

The Village of Archbold applied to the County for the release of \$21,155.81 in Permissive Motor Vehicle Tax Funds to assist with the costs of construction for the Lafayette Street Extension Project. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:10:48 AM](#)

- **Resolution 2011-912** Approve Pay Request No. 1 for Gerken Paving, Inc. for 2011 Asphalt Resurfacing Project

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:11:29 AM](#)

- **Resolution 2011-913** Approve Change Order (1-Final); Pay Request (3-Final); and Release of Retainage to Heer Excavating, Inc. for Bridge C11.1 Replacement Project

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:13:32 AM](#)

- **Resolution 2011-914** Appoint Special Legal Counsel for FAA Grant Agreement
Commissioner Genter made the motion and Commissioner Barnaby seconded the motion.
Motion carried unanimously.

[9:14:05 AM](#)

· **Resolution 2011-915** Enter Into Contract 2011-116 with Mark D. Hagans for Special Legal Counsel

Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:15:23 AM](#)

· **Resolution 2011-916** Authorize Board President to Enter Into Grant Agreement with FAA for FY2011 Airport Projects

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:16:28 AM](#)

· **Resolution 2011-917** Approve Payment Plan Agreement 2011-117 for Northeast Water System
Mr. Musallam stated that this is the 2nd agreement that has been run through for the Northeast Water System.

It was noted that the Prosecuting Attorney approved the first agreement that went through to form and will no longer be signing each agreement individually.

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:17:57 AM](#)

Resolution 2011-918 Authorize Advertisement of Bids for Ditch 2101, Branch 7 of Brush Creek Project

Bids will be received in the office of the Board of Commissioners until October 13th at 10:00 a.m. Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:19:08 AM](#)

· **Resolution 2011-919** Accept Recommendation of Loss Control Coordinator Regarding BWC Claims

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:20:34 AM](#)

· **Resolution 2011-920** Approve Animal Claim for Jim Larkins

Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:20:50 AM](#)

· **Resolution 2011-921** Approve ALS Waivers

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:23:44 AM](#)

· **Resolution 2011-922** Approve Transfer of Funds for Department of Job and Family Services for Shared Costs; Mandated Shares; and Boarding Home Payroll Expenses

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:24:37 AM](#)

· **Resolution 2011-923** Increase and Transfer Appropriations for Various Departments
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:25:39 AM](#)

· **Resolution 2011-924** Approve Then and Now Purchase Orders
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:26:39 AM](#)

· **Resolution 2011-925** Approve Purchase Orders and Travel Requests
Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:27:55 AM](#)

· **Resolution 2011-926** Approve Amendment to Cooperative Agreement with Regional Port Authority of Northwest Ohio
Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:29:20 AM](#)

Recess

[9:30:28 AM](#)

Sandy Griggs, Senior Center Director -Department Update

Ms. Griggs presented the Board with the agenda packet as presented to the Senior Center Advisory Board during their meeting on September 12, 2011.

- Cash on hand at the end of August is \$1,465,023.36.
- There were 1,952 meals served on site with 5,672 home delivered during the month of August, compared to 1,732 served on site in July and 5,034 home delivered. There are 283 total seniors receiving home delivered meals in August compared to 284 in July.
- Housekeeping served 134 seniors during July and 128 in August.
- In July escort trips were reported at 2,991 miles driven for 30 seniors for a total of 73 trips. August reported 4,103 miles drives for 30 seniors for a total of 130 trips.
- Area Office on Aging is helping with food costs by providing vouchers to seniors that can be used for local produce. Numbers are also picking up at the Toledo Food Banks.
- K-LOVE Christian radio has chosen the Fulton County Senior Center for an interview for local relevant news. Their office is in New York and the music comes out of California, so there is nationwide coverage. They are coming next week to conduct the interview. She also noted that Louie Weber has access to this station in the event of an emergency.
- They are still pursuing an alternate site for the Fayette satellite. The lack of growth at this site may be attributed to the lack of temperature control.

- The pilot program “From Gray to Pink” has been successful.
- October 3rd they are expecting a visit from the Toledo Senior Center to do a nutrition evaluation. They will be eating at the Delta site.

Commissioner Genter asked if the Advisory Board has a timeline yet on the demolition of the house. Ms. Griggs stated that they are still working on salvage dollars.

The Board thanked her for her update.

[9:49:33 AM](#)

Pete Skeldon, Dog Warden Update

The new truck is in. The box needs fixed as it has a hole in the skin. It is currently setting at the county garage. They may be able to fix it there; otherwise, it will need to be taken to Pettisville.

Planned Pethood was in this morning and took 3 dogs out for adoption. The uniforms are still in the works.

[9:58:16 AM](#)

Recess

[10:01:54 AM](#)

Rod Creager, Chief Deputy Engineer To File Engineer's Report on Ditch 2111-Lambert Resolution 2011-927 Continue plans on Ditch 2111-Lambert.

Mr. Creager filed a request to extend the date of the filing of the plans to allow additional time for the completed plans to be submitted to ODOT to secure the necessary permits to occupy the ODOT right-of-way and to connect to roadside outlets.

The Board granted the continuance to Thursday, February 23, 2012 at 10:00 a.m.

Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[10:06:28 AM](#)

Recess

[11:00:50 AM](#)

Resolution 2011-928

Hold Executive Session

Pursuant to §121.22(D)(2) To Conduct an Audit Conference

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[11:33:47 AM](#)

Out of Executive Session

No action taken.

[11:34:01 AM](#)

Resolution 2011-929

Hold Executive Session Pursuant to §121.22(G)(1) To Discuss the Employment of a County Employee

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[12:26:54 PM](#)

Out of Executive Session
No action taken.

[12:27:09 PM](#)

Adjourn

Approved:

Paul D. Barnaby

Dean A. Genter

Perry L. Rupp

Attest:

Jennifer L. Connors, Clerk

A signed copy of the minutes or a recording of the meeting in its entirety can be obtained in the office of the Clerk of the Board at 152 S. Fulton St, Ste 270, Wauseon, Ohio 43567.

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RESOLUTION 2011-908

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of September 12, 2011) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the resolution herein.

THEREFORE BE IT RESOLVED, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held September 12, 2011 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:

Paul D. Barnaby

Paul D. Barnaby

Paul D. Barnaby

Dean A. Genter

Dean A. Genter

Dean A. Genter

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-909

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

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 approve the agenda as amended or presented for: September 15, 2011; 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.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-911

In the Matter of Resolution Approving) Office of County Commissioners
Request by Village of Archbold for Release of) Fulton County, Ohio
Permissive Motor Vehicle Tax Funds) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Village of Archbold submitted a request to the Fulton County Engineer dated September 8, 2011 for the release of permissive tax funds in the amount of \$21,155.81 to assist in the costs for construction of the "Lafayette Street Extension Project" located within the Village limits; and

WHEREAS, upon review by the Fulton County Engineer, Frank Onweller, and by his letter dated September 9, 2011, permission was granted for the use of permissive tax funds for the project; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners approve the distribution of \$21,155.81 of Permissive Motor Vehicle Funds to the Village of Archbold to assist in the costs for the construction of the "Lafayette Street Extension Project" located within the Village limits; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Auditor
Fulton County Engineer
Village of Archbold
File

RESOLUTION 2011-912

In the Matter of Resolution to Approve Pay) Office of County Commissioners
Request No. 1 for Gerken Paving, Inc. for) Fulton County, Ohio
2011 Asphalt Resurfacing Project) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a pay request (1) has been submitted by Gerken Paving, Inc. in the amount of \$305,006.82 for work performed under Contract 2011-84 for the 2011 Asphalt Resurfacing Project; and

WHEREAS, the County Engineer has reviewed said pay request and recommends the approval as submitted; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approves the pay request (1) to Gerken Paving, Inc. as submitted in the amount of \$305,006.82; 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:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Eng.; Project File

RESOLUTION 2011-913

In the Matter of Resolution to Approve Change) Office of County Commissioners
Order (1-Final); Pay Request (3-Final); and) Fulton County, Ohio
Release of Retainage to Heer Excavating for) September 15, 2011
Bridge C11.1 Replacement Project)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a change order request (1-Final) has been submitted to **DECREASE Contract 2011-60** previously entered into with Heer Excavating, Inc. for the Replacement of Bridge C11.1 Project in the amount of (\$434.43) for non-performances; and

WHEREAS, a pay request (3-Final) has been submitted for work performed under Contract 2011-60 in the amount of \$32,200.07; and

WHEREAS, the County Engineer has reviewed the change order and pay request as submitted and has recommended the approval of the same; and

WHEREAS, the County Engineer states that this project is fully completed, inspected, and approved and therefore further recommends approval of paying the principal balance of the retainage in full to the contractor as requested, plus any and all interest accrued on the principal to date, subject to any bank fees and charges incurred; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approve the change order (1) as requested to **DECREASE Contract 2011-60** as submitted in the amount of (\$434.43); and

BE IT FURTHER RESOLVED, that the Fulton County Board of Commissioners hereby approve the final pay request (3) as submitted in the amount of \$32,200.07; and

BE IT FURTHER RESOLVED, that the Fulton County Board of Commissioners hereby approve the release of retainage plus any and all interest accrued on the principal to date, subject to any bank fees and charges incurred; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-914

In the Matter of Resolution to Appoint) Office of County Commissioners
Special Legal Counsel for Matters Relating) Fulton County, Ohio
To FAA Grant Award) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, ORC §305.14(B) authorizes the Board of County Commissioners to employ legal counsel, as provided in ORC §309.09, to represent it in any matter of public business coming before such board; and

WHEREAS, it is necessary to for the Board of Commissioners to appoint outside legal counsel for representation to the Board for matters relating to the FY2011 Federal Aviation Grant for the Fulton County Airport; and

WHEREAS, Mark D. Hagans, Attorney at Law, is qualified to provide the services indicated hereinabove and is willing to perform said representation.

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby appoints Mark D. Hagans, of Plassman, Rupp, Hagans and Newton, to represent the Board for matters relating to the FY2011 Federal Aviation Grant for the Fulton County Airport; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-915

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2011-116 with Mark D. Hagans, Esq.) Fulton County, Ohio
For Special Legal Counsel) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, pursuant to ORC §305.14(B), the Board of County Commissioners appointed Mark D. Hagans, Esq., of Plassman, Rupp, Hagans & Newton, to represent the Board in matters relating to the FY2011 FAA Grant Award; and

WHEREAS, pursuant to that appointment, the Board wishes to enter into contract with Mark D. Hagans, to provide legal representation to the Board for matters relating to the FY2011 FAA Grant Award and for execution of the certification thereby required by the Federal Aviation Administration; and

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby enter into an Contract 2011-116 with Mark D. Hagans, Esq., of Plassman, Rupp, Hagans & Newton, for the purpose of providing legal representation to the Board of Commissioners for matters relating to the FY2011 FAA Grant Award and for the execution of the certification thereof, at an hourly rate of \$160.00/hour as indicated in the contract, and not to exceed \$800.00 without formal action of the Board; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-916

In the Matter of Resolution to Authorize) Office of County Commissioners
The Board President to Execute FY2011 FAA) Fulton County, Ohio
Grant Agreement) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, on July 28, 2011, the Board reviewed and approved the 2011FY FAA Grant Application as presented by Stantec Consultants, Inc. and then as amended on August 29, 2011; and

WHEREAS, the Board has now received a grant offer in the maximum amount of \$37,672 for airport development;

WHEREAS, the grant agreement associated therewith must be reviewed and accepted by the Board of Commissioners and executed by the Board President; and

THEREFORE BE IT RESOLVED, the Grant Offer has been reviewed by special counsel and the Fulton County Board of Commissioners hereby accepts said offer, and the terms and conditions associated therewith, and authorize the Board President, Paul Barnaby, to execute the FY2011 FAA Grant Agreement as presented and attached hereto; 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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-917

In the Matter of Resolution Approving) Office of County Commissioners
Payment Plan Agreement 2011-117 for) Fulton County, Ohio
Northeast Water System) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of Fulton County Commissioners, through Resolution 2011-745, has approved a payment plan agreement and terms to ensure compliance with the Northeast Water System billing process and minimizing delinquency accounts; and

WHEREAS, Dolores Moore has submitted a request for the Board of Fulton County Commissioners' consideration a payment plan for the water bill (account no. 100597).

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners hereby approves the attached Northeast Water System Payment Plan Agreement (Contract 2011-117) as per the attached application and payment schedule.

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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: FCSE

RESOLUTION 2011-919

In the Matter of Accepting Recommendation of) Office County Commissioners
 Loss Control Coordinator to Approve) Fulton County, Ohio
 Workers' Compensation Claims) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Dean Genter
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Loss Control Coordinator, Dawn Hogrefe, has submitted notices of new Workers Compensation Claims being filed for:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>DATE OF INJURY</u>	<u>STATUS</u>
Peter Skeldon	Dog Pound	9/7/2011	Lost Time
Sherry Bittinger	Senior Center	8/4/2011	Med Only/No Lost Time
Amy Morr	JFS	6/22/2011	Med Only/No Lost Time

WHEREAS, the Loss Control Coordinator recommends approval of these claims; 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 claims as listed hereinabove for Peter Skeldon, Sherry Bittinger, and Amy Morr, respectively; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
 Jennifer L. Connors, Clerk

cc: Dawn Hogrefe; Journal

RESOLUTION 2011-920

In the Matter of Resolution Approving) Office of County Commissioners,
Animal Claim as Filed by Jim Larkins) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, an animal claim has been filed by Jim Larkins, of Swanton, Ohio, for one (1) Female Dorper Sheep that was reportedly killed by a stray dog, and

WHEREAS, the Fulton County Dog Warden has conducted an investigation and recommends that the claim be approved for the fair market value of the sheep in the total amount of \$250.00;

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approve the animal claim filed herein by Jim Larkins, of Swanton, Ohio, **in the fair market value of \$250.00**; Said animal claim shall be paid from Dog-Animal Claim Fund (2510-15154-5-33200); 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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-921

In the Matter of Approving Waiver of Charges for ALS Transports) Office County Commissioners
) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of County Commissioners of Fulton County, Ohio passed a policy in the matter of approving the collection of delinquent charges for ALS services; and

WHEREAS, a balance currently remains for ALS services rendered for several patients that are uncollectable due to financial hardship or the inability to locate them; and

WHEREAS, the Board has the authority to waive said charges and forego further billing for services rendered.

THEREFORE BE IT RESOLVED, for cause stated hereinabove, the Fulton County Board of Commissioners hereby approve the waiver of charges for services rendered to the patients listed in Exhibits A, B, and C, as attached hereto and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the county EMS Office is directed to waive the balance owing and forego balance billing for services rendered as stated hereinabove; 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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-922

In the Matter of Resolution Transfer Funds for) Office of County Commissioners
 Department of Job and Family Services for) Fulton County, Ohio
 Boarding Home Payroll Expenses; Mandated) September 15, 2011
 Shares; and Shared Costs)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Dean Genter
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Department of Job and Family Services has reconciled the cost for the care of children for the month of August 2011 and the Assistant Director is thereby requesting a transfer for the balance owed by the County; and

WHEREAS, reports are complete to establish the Child Support Enforcement Agency’s Shared Cost payment to public assistance for August 2011 and a transfer is being requested for said funds; and

WHEREAS, a request has been made for the transfer of funds for the County’s monthly mandated cost payment for Public Assistance and the Child Support Enforcement Agency for July 2011; and

THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby approve the TRANSFER OF FUNDS as follows:

<u>Amount</u>	<u>Account</u>
\$57,757.33	From: 1000-16161-5-96200 Children Services
\$57,757.33	To: 2615-12914-4-24001 Board and Care
\$17,412.00	From: 2610-16914-5-94000 CSEA Shared Exp
\$17,412.00	To: 2605-15914-4-53020 PA Transfer In-Shared Cost
\$ 6,400.83	From: 1000-30914-5-96200 GF Mandated Share
\$ 6,400.83	To: 2605-15914-4-53015 PA Transfer In-GF Mandated Share
\$10,933.55	From: 1000-30914-5-96400 PA, CSEA Transfers
\$10,933.55	To: 2610-15914-4-55000 CSEA-County Share

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:
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

Attest:

cc: Auditor, Journal; JFS

 Jennifer L. Connors, Clerk

RESOLUTION 2011-923

In the Matter of Resolution to Increase and Transfer) Office of County Commissioners
 Appropriations for Various Depts) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Dean Genter
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, It is necessary to increase and transfer appropriations for various departments to cover purchases and expenses for the remainder of the year; and

WHEREAS, there are sufficient funds in the Certificate of Estimate Resources to allow the increase of appropriations as described herein; and

THEREFORE, BE IT RESOLVED the Board of Commissioners hereby authorizes the following APPROPRIATION INCREASES:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$1,300,000.00	1000-20700-5-72000	Capital Outlay-Building
\$ 29,807.32	1500-11193-5-37000	Claims – Self Insurance
\$ 25,000.00	1000-11100-5-41000	Professional Services-Comm

BE IT FURTHER RESOLVED, the Board authorizes the following APPROPRIATION TRANSFERS:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$ 1,729.13	From: 1500-11193-5-96000	CORSA Insurance Other – Self Insurance
\$ 1,729.13	To: 1500-11193-5-37000	Claims – Self Insurance
\$ 3,350.00	From: 2340-13912-5-62000	EMS Equipment
\$ 3,000.00	To: 2340-13912-5-31000	EMS Training
\$ 350.00	To: 2340-13912-5-35400	EMS Phone
\$ 500.00	From: 1000-13131-5-61000	Equipment- Adult Prob
\$ 500.00	To: 1000-13131-5-51000	Supplies- Adult Prob
\$ 2,267.00	From: 1000-11100-5-20200	Workers Comp- Comm
\$ 2,267.00	To: 1000-11193-5-39000	Workers Comp Premium Ins

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:
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
 Jennifer L. Connors, Clerk

cc: Auditor; Affected Depts

RESOLUTION 2011-924

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Dean Genter
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

PO Number	VENDOR #	PO Date	Amount
2011001833	GERBI50	8/25/2011	\$ 3,100.00
2011001845	BERGR10	8/29/2011	25,377.15
2011001846	UNITE99	8/29/2011	13,080.00
2011001853	FULTO82	9/1/2011	1,770.00
2011001787	OKELE50	8/8/2011	165.00
2011001861	BRITS50	9/6/2011	9,773.82
2011001865	VILLA68	9/8/2011	3,488.65
2011001866	INDUS60	9/8/2011	20.00
2011001867	USABL10	9/8/2011	173.13
2011001882	TREAS99	9/12/2011	1,672.00
			\$58,619.75

WHEREAS, it is certified that both at the time that the contract or order was made (“then”), and at the time that the County Auditor is completing the certification (“now”), that sufficient funds were available or in the process of collection, to the credit of the proper fund, properly appropriated and free from any previous encumbrance; and

WHEREAS, pursuant to Ohio Revised Code §5705.41(D)(1), these purchases must be approved by resolution of the Board of Commissioners; and

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby approve the Then and Now Purchase Orders as certified by the County Auditor; 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:
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

Attest: _____
 Jennifer L. Connors, Clerk

cc: Auditor

RESOLUTION 2011-925

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Paul Barnaby
Dean Genter
Perry Rupp

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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File

RESOLUTION 2011-926

In the Matter of Resolution to Approve) Office of County Commissioners
Amendment to Cooperative Agreement) Fulton County, Ohio
2009-83 with the Regional Port Authority) September 15, 2011
of Northwest Ohio)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, September 15, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, is it necessary to amend **Contract 2009-83** previously entered into with the Regional Port Authority of Northwest Ohio for matters relating to the Fulton County Health Center with respect to the issuance of conduit bond financing; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approve the amendment as attached hereto and incorporated herein by reference; and

BE IT FURTHER RESOLVED, except as expressly amended hereinabove, the contract is otherwise ratified and confirmed; 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:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File; Port Authority; Auditor

RESOLUTION 2011-928

In the Matter of Resolution to Hold an) Office of County Commissioners
Executive Session to Conduct Audit) Fulton County, Ohio
Conference Pursuant to §121.22(D)(2)) September 15, 2011

The Board of County Commissioners of Fulton County, Ohio met in a special session on September 15, 2011, pursuant to notice, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ohio Revised Code §121.22 (G) Except as provided in division (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of seven specific topics; and

WHEREAS, the Board wishes to hold an executive session pursuant to ORC §121.22(D)(2), for an audit conference to be conducted by the state auditor with the officials of the public office that is the subject of the audit; and

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Fulton County, Ohio will hold an Executive Session, to begin at 11:30 a.m. for an audit conference to be conducted by the state auditor pursuant to ORC §121.22(D)(2); 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 motion and upon calling the roll, the following vote was taken:

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-929

In the Matter of Resolution to Hold an) Office of County Commissioners
Executive Session to Consider the) Fulton County, Ohio
Employment of a Public Employee,) September 15, 2011
Pursuant to ORC §121.22(G)(1))

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on September 15, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ohio Revised Code §121.22 (G) states, except as provided in division (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of seven specific topics;

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Fulton County, Ohio will hold an Executive Session, pursuant to Ohio Revised Code §121.22 (G)(1) to begin at **11:30 a.m.** to consider the employment of a public employee; 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 §121.22 of the Ohio Revised Code.

Commissioner _____ seconded the motion and upon calling the roll, the following vote was taken:

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk