

**MINUTES OF MEETING
FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS SESSION ROOM
APRIL 18, 2011**

[9:00:52 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance – Commissioners Barnaby and Rupp present. Commissioner Genter is attending an Area Office on Aging Meeting

[9:02:19 AM](#)

Resolution 2011-370 Approve Minutes of April 14, 2011

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

[9:02:43 AM](#)

Resolution 2011-371 Approve Agenda As Presented

Commissioner Rupp noted a discrepancy in the time listed for Bob Latta's visit to the Wyse Commons in Archbold. It is taking place on Wednesday, April 20th at 11:30, not the 19th as listed on the agenda. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:03:07 AM](#)

OLD BUSINESS:

· Review Correspondence from Ohio EPA Regarding Survey of Public Water System:

1. Northeast Water System
2. Fulton-Lucas Waterline

Ziad Musallam, Sanitary Engineer, was present for the discussion.

1. Northeast Water System

There was only one deficiency noted, however not considered a regulatory violation. The recommendation is to provide a fence, lock on reaction tank manhole, and other necessary precautions for the elevated towers to prevent trespassing, vandalism and sabotage. Mr. Musallam stated that this is part of Contract B with Caldwell Tanks. A 6-foot fence will be put in place as per the contract and the arrangement with the school board.

2. Fulton-Lucas Waterline

No deficiencies or recommendations were noted.

Both facilities were found to provide adequate, safe and potable water that meets the requirement so the Ohio Administrative Code.

[9:12:56 AM](#)

NEW BUSINESS:

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

- Petition 2011-001 Meller
- Petition 2011-002 Meiring
- Petition 2011-003 Bahus
- Petition 2011-004 Meister
- Petition 2011-005 Biehl

On April 14th, Five- Type II – Expedite dAnnexations to the Village of Swanton 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:

Jack L. & Pamela Meller
2103 CR H, Swanton

Roseanne C. Meiring
1032 Lee High Drive, Swanton

John A. and Frances Caroline Bahus
2085 CR H, Swanton

Joan Meister
7743 CR 2, Swanton

Janice A. Biehl, Trustee
7711 CR 2, Swanton

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

[9:15:45 AM](#)

· **Resolution 2011-372** Authorize Board President to Enter Into Contract 2011-59 with Amerimade Realty LLC for the Sale of NSP Property 419 N. Fulton Street, Wauseon The Neighborhood Stabilization Program property located at 419 N. Fulton, Wauseon, is being relisted. Bids will be received in the office of the Board of Commissioners until 9:30 a.m. on May 16th. Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:17:17 AM](#)

· **Resolution 2011-373** Transfer Funds and Appropriations for Various Departments
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:19:07 AM](#)

· **Resolution 2011-374** Approve Purchase Orders and Travel Requests
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:21:07 AM](#)

Review Dog Warden Reports/Activity Logs

[9:26:37 AM](#)

ADJOURN

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion.

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.

RESOLUTION 2011-370

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of April 14, 2011) Fulton County, Ohio
) April 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 18, 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 resolution herein.

THEREFORE BE IT RESOLVED, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held April 14, 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

Copy To: File

RESOLUTION 2011-371

In the Matter of Resolution to approve) Office of County Commissioners
the agenda as amended or presented) Fulton County, Ohio
) April 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 18, 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, 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: April 18, 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

cc: File

RESOLUTION 2011-372

In the Matter of Resolution Authorizing Board) Office of County Commissioners
President to Enter Into **Contract 2011-59** with) Fulton County, Ohio
Amerimade Realty LLC for Listing of NSP Property -) April 18, 2011
419 N. Fulton Street, Wauseon)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 18, 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 resolution herein.

WHEREAS, pursuant to the program rules of the Neighborhood Stabilization Program, a rehabilitated property shall be placed on the market, with proceeds of the sale being returned to the fund in which NSP dollars are collected and disbursed for future projects; and

WHEREAS, the listing agreement previously entered into with Welles-Bowen Realtors, Inc. for the NSP Property located at 419 N. Fulton Street, Wauseon, Ohio, expired on March 24, 2011 and on said date, the Board of Commissioners passed Resolution 2011-300 thereby authorizing the procurement of a new realtor; and

WHEREAS, a listing agreement has been successfully negotiated with Amerimade Realty LLC for the exclusive right to sell the property listed hereinabove; and

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby enter into **Contract 2011-59** with Amerimade Realty LLC for the exclusive right to sell the property listed at 419 N. Fulton Street, Wauseon, Ohio, pursuant to the terms and conditions stated therein; 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 Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: MVPO; Bid File; Vendor; Journal

RESOLUTION 2011-373

In the Matter of Resolution to Transfer Funds) Office of County Commissioners
And Appropriations: Increase and Lower) Fulton County, Ohio
Appropriations for Various Departments) April 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 18, 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, it is necessary to transfer funds for the remaining balance of the annual county grant to the Soil and Water Conservation District; and

WHEREAS, a request has been received from the Board of Developmental Disabilities to transfer appropriations for tracking Stimulus Funds for the months of January through March 2011; and

WHEREAS, it is necessary to increase and lower appropriations in the Community Corrections Grant Fund and a Sanitary Engineer Fund to correct previous transactions; and

THEREFORE, BE IT RESOLVED, the Board of Commissioners hereby authorizes the following FUNDS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$56,833.34	From: 1000-30181-5-96200	County Grant-SWCD
\$56,833.34	To: 1000-52000-5-94000	Transfer Out-General Fund
\$56,833.34	From: 1000-52000-5-94000	Transfer Out-General Fund
\$56,833.34	To: 1000-50905-4-84100	Grants-County-SWCD

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorizes the following APPROPRIATIONS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$24,543.87	From: 2520-15097-5-41002	Waiting List Red-Brd DD
\$ 2,801.76	From: 2520-15907-5-41004	TCM Local Match-Brd DD
\$27,345.63	To: 2520-20907-5-99998	ARRA Unapprop-Brd DD

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorizes the following APPROPRIATIONS BE LOWERED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$900.00	2383-13138-5-62000	Equipment-CCG FY2011
\$150.22	5109-63903-5-51000	Supplies-Sanitary Eng

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorizes the following APPROPRIATIONS BE INCREASED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$900.00	2383-13138-5-53200	Medical Supplies-CCG FY2011
\$150.22	5209-70903-5-96000	Other Exp-Northeast Water

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; Journal

RESOLUTION 2011-374

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) April 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 18, 2011, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Commissioners Paul Barnaby, Dean Genter, and 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