

**FULTON COUNTY BOARD OF COMMISSIONERS  
MINUTES OF MEETING  
COMMISSIONERS SESSION ROOM  
JANUARY 20, 2010**

[9:01:26 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance – All Members Present

[9:02:29 AM](#)

**Resolution 2011-56** Approve Minutes of January 18, 2011

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

[9:02:49 AM](#)

**Resolution 2011-57** Approve Agenda As Amended

The Agenda was amended to remove Resolution 2011-61 To Increase and Transfer Appropriations within Fulton/Lucas Waterline Fund, and to Add Resolution 2011-69 To Approve MOU between Fulton County Economic Development and the Department of Job and Family Services for WIA Expenses. Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:04:21 AM](#)

**OLD BUSINESS:**

· **Resolution 2011-58** Approve Payment of Bills

Brett Kolb, County Auditor, was present for the discussion. He brought to the Board's attention that there are invoices from Westlaw that have not yet come before the Board. A request to cancel the subscription provided to the Law Library was sent by the Prosecuting Attorney in November. Westlaw continues to provide services and bill the county. The Prosecuting Attorney has advised the Auditor not to pay anything after November 8<sup>th</sup> for these services. Mr. Kolb stated that he will honor that and not process any payment for bills after that date.

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

[9:04:43 AM](#)

· Review Dog Warden Report for Week Ending January 15, 2011

Mr. Kolb noted that the due date for dog tags was extended by resolution last year to match the property tax due date. The bills still read January 31<sup>st</sup> per the statute, however can be paid up to the property tax due date without penalty.

He further noted that the tag system has been now been installed in cruisers so police and deputies can just pull up info if a stray dog is found and know where it came from. In the long run, it saves money and doesn't require the Dog Wardens to be called out.

[9:11:50 AM](#)

· Review Correspondence from Ohio Department of Agriculture Regarding Agricultural Easement The Board was copied on correspondence to Thomas and Gretchen Tedrow of Delta, Ohio regarding an agricultural easement placed on their farm.

Commissioner Genter stated that they need to take a more active role in farmland preservation and consider setting up ag security zones. Regional Planning can take an active role in incorporating this into a new comprehensive plan. It is important to promote agriculture, but the major impact on development needs to be considered also.

[9:12:30 AM](#)

**NEW BUSINESS:**

**RESOLUTIONS:**

· **Resolution 2011-59** Increase and Transfer Appropriations for Various Departments

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

[9:15:13 AM](#)

· **Resolution 2011-60** Lower Purchase Orders for Department of Job and Family Services

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

[9:15:49 AM](#)

· **Resolution 2011-62** Enter Into Contract 2011-29 with Maumee Valley Planning Organization for Technical Assistance for FY2010 CHIP Grant  
MVPO shall render certain technical advice, assistance and services in connection with the activities carried out under the FY10 CHIP Grant received by the County. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:17:05 AM](#)

· **Resolution 2011-63** Enter Into Contract 2011-30 Northwest Ohio Community Action Commission for Homeless Prevention Administration under FY2010 CHIP Grant  
In connection with the FY10 CHIP Grant, NOCAC shall provide technical assistance to the county for Emergency Monthly Housing Payment activities. Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:18:01 AM](#)

· **Resolution 2011-64** Enter Into Contract 2011-31 with Habitat for Humanity under FY2010 CHIP Grant  
In connection with the FY10 CHIP Grant, Habitat for Humanity shall construct 2 single family homes for LMI households. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:18:43 AM](#)

· **Resolution 2011-65** Enter Into Contract 2011-32 with Northwest Ohio Consortium of Housing Authorities under FY2010 CHIP Grant  
In connection with the FY10 CHIP Grant, the Consortium of Northwest Ohio Housing Authorities shall render technical services to the county for Tenant Based Rental Assistance activities. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:19:40 AM](#)

· **Resolution 2011-66** Approve Appraisal Contracts for Fulton County Auditor  
Mr. Kolb stated that the law does not require the approval of the Prosecutor or the Commissioners for these contracts; however, he would like approval of both. He believes it to be in the best interest to have the prosecutor review because if there was an issue, the prosecutor, being the county's attorney, would be the one to represent them. The Prosecutor has reviewed and signed both indicating his approval.

Mr. Kolb presented 2 contracts to the Board for their review stating that both companies had previously come in with presentations. The first contract is with Lexur Appraisal Service for the Triennial Update that will update the value for the Tax Lien date January 1, 2011. The other contract is with for annual maintenance for new construction, alterations or destroyed property improvements. He recommended the Appraisal Research Corporation for this, as was in the past. He would like to use this in conjunction with the fly-over that was just bid out, which has a change finder to detect these areas. These services will save money as not as much field work is required. He further noted that that the Board of Revisions cases have gone down significantly since a year ago.

Commissioner Genter stated that he appreciates the working relationship between the Auditor's office and Commissioners'. Mr. Kolb stated that he appreciates the Commissioners' support and that a good relationship is important because if not, the taxpayers are the ones hurt.

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

[9:31:28 AM](#)

· **Resolution 2011-67** Approve Then and Now Purchase Orders  
Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:33:00 AM](#)

· **Resolution 2011-68** Approve Purchase Orders and Travel Requests  
Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:34:01 AM](#)

· **Resolution 2011-69** Approve Memorandum of Understanding between Fulton County Economic Development and Fulton County Department of Job and Family Services for WIA Expenses  
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:34:33 AM](#)

Recess

[10:02:05 AM](#)

**Rod Creager, Chief Deputy Engineer - To File Plans on Ditch Improvement 2111 Lambert**

**Resolution 2011-70 Extend Filing of Plans – Ditch 2111 Lambert**

Mr. Creager presented the Board with the plans drafted so far on this project, which are nearing completion. Before the Board can move on, the plans need to be submitted to ODOT to secure the necessary permits to occupy right-of-ways and connect to roadside outlets. Once permits are secured and special conditions of the permits are known, if any, the assessments will be prepared.

Commissioner Genter made the motion to extend the filing of the plans and Commissioner Rupp seconded the motion. Motion carried unanimously.

The filing of the plans herein were continued to **April 21, 2011 at 10:00 a.m.**

[10:26:26 AM](#)

Recess

[10:31:04 AM](#)

**1st Public Hearing on Ditch Improvement 2112 - Dinius**

Commissioner Barnaby opened the hearing and turned it over to Rod Creager, Chief Deputy Engineer.

Mr. Creager explained that there was a petition filed to do work on an unnamed branch of the Tiffin River. There have been improvements in this area, presumably by landowners, as there is no recorded petition or any record of the improvements. The prayer of the petition calls for the removal of an existing headwall and to replace a portion of an existing tile and providing erosion control measures. This will include brush removal, the installation of a rock chute to control surface water, and restoration.

He stated that when the view took place in November he left with the impression that there was a mutual agreement between the landowners to get this taken care of. At that point it was discussed that Mike Short would perform the work and the county would inspect it. Estimates were submitted by both Mr. Short and the engineer for his inspection. It appears that this went to the group; however the agreement has not been formalized yet. At this point, it is before the Board to decide if the group project is still a viable option or if the County needs to take over. He explained that if a group project is not viable, the County has to take over and deal with the prayer of the petition or dismiss it.

Commissioner Genter also stated that when everyone left the view, he too felt that the project was simple enough at that point to get this formalized. Mike Short was to re-do the bid, have it reviewed by the group, come to an agreement and get the work done. It has since been brought to the attention of the Board that other bids were obtained. The other bids have come in cheaper. It was noted that Mike Short's bid was to remove the headwall; the other bids were to move the headwall and lay it against the bank. Commissioner Genter then asked the landowners in attendance if a mutual agreement is something that is still viable here?

Landowner, Doug Rupp, stated that when he was asked at the view if he had a problem with Mike Short doing the work, he stated that he did not, provided he had the lowest bid. He noted that Mr. Dinius had stated at the view that Mike Short was no longer interested in performing the work. At that point, he thought it to be inferred that it was ok to bid. He was not aware of this being a problem until he received a letter from the Township. He stated that initially Mike Short's bid was the cheapest at \$4K+. Tom Taylor was \$5K and Paul Andre's bid was \$5K with the same specs as Mike Short. When the bids were re-worked due to some changes in the specs, the other bids came in lower than Mike Short's. Mike Short's bid doubled and the others did not.

Commissioner Genter stated that in looking at the bids, the difference in the bids is that Andre's has 20T of stone, Short's has 50T of stone. Another difference is breaking up the headwall, or not breaking up the headwall.

Doug Rupp stated that he has already collected money for the project based on Paul Andre's bid, just to make sure there was enough. The money was turned over to the Township to administer.

Commissioner Genter informed the group that if the county takes over, it will be bid. Doug Rupp asked if sliding the headwall back instead of breaking it up was an issue, if it was saving some money? He stated that he is with the belief that there is no problem with the allotment. He further noted that 3 of the people that are involved in the project are paying 96%, while Wayne Dinius has only been allotted 4%.

Commissioner Genter asked Doug Rupp if he made any contract with Wayne Dinius regarding these other bids? Doug Rupp stated that he had not, as he was with the understanding that he

should go get bids because he was told that Mike Short wasn't interested. Commissioner Genter stated that after listening to the tape from the view, it was stated that Mike Short would do the work. He stated that last week, Mr. Dinius had called and stated that he wanted to dismiss the petition as he thought there was an agreement. It was then that he realized that Mr. Dinius didn't even know there were other bids. There was a huge lack of communication there.

Skip Leupp, Township Trustee, stated that on September 27<sup>th</sup>, when this issue came to their attention, the only difference was how to handle the headwall and, at that time, there were no other bidders. He further stated that it is his job as a Trustee to spend the least amount of money for the best possible job. It was then that another bid came in for considerably less. There is a certain percentage of this that the township has to pay. The township was then asked to be the facilitator and they agreed. They have met privately and the meetings have been positive, but when it comes to putting things together, there are problems. He stated that the Fiscal Officer is still holding the funds.

Commissioner Barnaby performed a mass swearing in at 10:51 a.m. for all those that wish to provide testimony.

Wayne Dinius, Petitioner – stated for the record that he only found out about the 2<sup>nd</sup> bid after talking with Dean and Skip. It was stated previously that Paul Andre submitted a bid before but he has not seen that bid. It was also stated earlier that no one else had bid on it before and that is not true. He has a bid from Tom Taylor dated September 16, 2010 for \$4,900. He presented this to the Board. The project then changed and the next bid was for \$6,800 so he does not have a problem with Mike Short raising his price. He noted that a copy of the bid submitted by Taylors had a check issue date handwritten on it by Doug Rupp on 12/31 and the bid was not received until after the check was wrote. He further stated that if Mike and Adam do the project as bid, he is fine with this, if not, let it go through the Petition process.

Doug Rupp stated that he had spoke with Tom Taylor prior to the date of the faxed bid and knew what that bid would be, which was \$5,900. Mike Short is \$2,000 more than that for doing the same work. He stated that increase will only result in a minimal amount of \$40 to Wayne, but will result in an increase of \$2,000 to the rest of the people involved. This is not fair and equitable.

Commissioner Genter asked Rod Creager of the possibility of re-doing the specs with unit price bids that way all contractors are using the same approach. Mr. Creager stated that if they are still interested in doing it privately he can still work on that. Unit price is what he is used to. Lump sum bids leave too much up in the air.

Commissioner Genter stated that he feels that the landowners are close to an agreement, despite the dissatisfaction and lack of communication. He would hate to see this go to petition as it would only lengthen the time of the project and add a significant amount of costs. He sees both sides of the issues here. If they agree and the engineer's office is willing to do the specs and everyone is willing to work off the same specs, this hearing can be continued. Mr. Creager will work on a schedule of costs. Doug Rupp stated he was ok with that. Wayne Dinius inquired of the costs involved for Mr. Creager to do the inspections. Mr. Creager stated it would not be a lot and would treat is as part of the ditch petition process.

Doug Rupp stated that in an effort to get this project done, he would be willing to take care of any expenses that are above the bid, including the engineer's fees. 96% of the money has already been collected, why keep belaboring this? He just doesn't want to have to pay more for someone that is doing the same job. Wayne Dinius stated that the bids are not comparable.

Commissioner Genter stated that at the view, the direction was given to have Mike Short rework the bid and then get everyone back together. Then he finds out that other bids were taken. It is Wayne Dinius' land and he has the rights to it. The work is being performed on his land.

Doug Rupp stated that it seems foolish to spend more but if he takes Mike Short's bid will it put this issue to rest?

Wayne Dinius stated that he wants this ditch put on maintenance when the project is completed. Skip Leupp stated that he too would like it to be on maintenance, as this is a major issue and feels that they wouldn't be here today if it was.

Paul Andre added that if in his bid, he would've proposed to pull the wall, it too would've been greater than Mike Short's bid.

Doug Rupp said that he is willing to go with Mike Short as long as Mahlon and Bob are ok with this. They stated no objections. It was further added that it would be put on Maintenance as a group.

Commissioner Genter stated that the issue with the headwall needs to be worked out with Mike Short. Rod Creager will draw up the specs. Mr. Creager stated that he will come up with a schedule for maintenance by the next hearing.

Wayne Dinius recapped that the agreement is to have Mike Short do the work, the project goes on maintenance, and Rod Creager oversees the project.

Commissioner Barnaby closed the floor for testimony at 11:21 a.m.

The landowners have reached an agreement as a result of the discussion today and the testimony given. The Board wishes to continue this 1<sup>st</sup> Hearing to allow the landowners time to complete this project privately. The petition will be dismissed at that time, provided the work is performed and completed by that date and in accordance with the Engineer's specifications.

**Resolution 2011-71** Continue 1<sup>st</sup> Hearing on Ditch Improvement 2112-Dinius  
Commissioner Genter made the motion to continue the 1<sup>st</sup> hearing to October 6, 2011 at 10:00 a.m. and Commissioner Rupp seconded the motion. Motion carried unanimously.

[11:30:24 AM](#)

ADJOURN

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

APPROVED:

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Dean Genter

\_\_\_\_\_  
Perry Rupp

ATTEST:

\_\_\_\_\_  
Jennifer L. Connors, Clerk

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

**RESOLUTION 2011-56**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of January 18, 2011 ) Fulton County, Ohio  
) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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 January 18, 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 2011-57**

In the Matter of Resolution to approve ) Office of County Commissioners  
the agenda as amended or presented ) Fulton County, Ohio  
) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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: January 20, 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____	_____	_____
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 2011-59**

In the Matter of Resolution to Increase and ) Office of County Commissioners  
 Transfer Appropriations for Various ) Fulton County, Ohio  
 Departments ) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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**, Eastern District Court has requested an increase of appropriations in their Special Projects Fund 2241 for Contract Services and Office Supplies; and

**WHEREAS**, it is necessary to increase and transfer appropriations to correct negative appropriations for various departments;

**WHEREAS**, there are sufficient funds available in the certificate to allow the increases as required; and

**THEREFORE, BE IT RESOLVED**, the Board of Commissioners hereby authorizes the following APPROPRIATIONS be INCREASED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$ 3,500.00	2241-12124-5-41000	Contract Services-Spec Projects CCE
\$ 500.00	2241-12124-5-51000	Office Supplies-Spec Project CCE
\$13,000.00	2505-15915-5-38000	Repair Service-Senior Center

**BE IT FURTHER RESOLVED**, the following APPROPRIATIONS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$4,555.67	From: 2382-13138-5-94000	Transfer Out-FY2010 CCG
\$4,555.67	To: 2382-13138-5-62000	Equipment-FY2010 CCG

**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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2011-60**

In the Matter of Resolution to Lower Purchase ) Office of County Commissioners  
 Orders for Department of Job and Family ) Fulton County, Ohio  
 Services ) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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 lower purchase orders for the Department of Job and Family Services that are no longer needed.

**THEREFORE, BE IT RESOLVED**, the Board of Commissioners hereby authorizes the following PURCHASE ORDERS be LOWERED:

	<u>PO#</u>	<u>Vendor#</u>	<u>Fund-Line Item</u>	<u>Request to Lower:</u>
<b>CSEA</b>	2010000650	FULTO31	2610-16914-5-96000	\$ 3,521.80
	2010000604	HALLE60	2610-16914-5-41000	\$ 1,024.55
	2010002081	FULTO78	2610-16914-5-41000	\$ 1,642.85
<b>PA</b>	2009001441	CENTE66	2605-16914-5-96300	\$ 7,199.90
	2010000648	FULTO31	2605-16914-5-96002	\$ .04
	2009001635	OHIOC91	2605-16914-5-96001	\$ 198.40
<b>PCSA</b>	2010002378	BEREA10	2615-16914-5-39003	\$ 31.16
	2010000607	MARSH40	2615-16914-5-39003	\$10,000.00
	2010000605	ADRIE60	2615-16914-5-39003	\$48,571.30
	2010001776	THOMOP10	2615-16914-5-39003	\$ 1,935.71
	2010001035	HARRI50	2615-16914-5-39003	\$ 9,695.00

**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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2011-62**

In the Matter of Resolution to Enter Into **Contract** ) Office of County Commissioners  
**2011-29** with Maumee Valley Planning ) Fulton County, Ohio  
Organization for Technical Assistance for ) January 20, 2011  
FY2010 CHIP Grant )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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**, the County is desirous of acquiring assistance in the administration of funds available under the Small Cities Community Development Block Grant, specifically the County’s CDBG Community Housing Improvement Program (CHIP), Grant Numbers B-C-10-1AX-1 and B-C-10-1AX-2; and

**WHEREAS**, Maumee Valley Planning Organization (MVPO) is experienced in this field and is willing to render certain technical advice, assistance, and services in connection with the activities carried out under the approved grant funds hereinabove; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby enter into **Contract 2011-29** with the Maumee Valley Planning Organization for technical assistance as needed pursuant to the terms and conditions as set forth 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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: Auditor, MVPO, RPC; Contract File

**RESOLUTION 2011-63**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Enter Into **Contract 2011-30** with ) Fulton County, Ohio  
Northwest Ohio Community Action Commission ) January 20, 2011  
(NOCAC) for Administrative Services under )  
FY2010 CHIP Grant )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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**, the County is desirous of acquiring assistance in the administration of funds available under the Small Cities Community Development Block Grant, specifically the County’s Community Housing Improvement Program, Grant Numbers B-C-10-1AX-1 and B-C-10-1AX-2; and

**WHEREAS**, the Northwest Ohio Community Action Commission (NOCAC) is experienced in this field and is willing to render certain technical advice, assistance, and services in connection with the Emergency Monthly Housing Payment activity to be carried out under the approved grant; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract 2011-30** with the Northwest Ohio Community Action Commission for administrative services as needed pursuant to the terms and conditions as set forth 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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: Auditor, MVPO, RPC; Contract File

**RESOLUTION 2011-64**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Enter Into **Contract 2011-31** with ) Fulton County, Ohio  
Habitat for Humanity under the FY2010 ) January 20, 2011  
CHIP Grant )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, Perry Rupp

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

**WHEREAS**, the County has been awarded a FY2010 CHIP Grant from the Ohio Department of Development, for which the Construction Project herein is part of; and

**WHEREAS**, a contract has been successfully negotiated with Habitat for Humanity to construct two (2) single-family homes for LMI households pursuant to the FY2010 CHIP Grant awarded to the County; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract 2011-31**, with Habitat for Humanity of Fulton County Ohio, for the construction of two (2) single-family homes for LMI households as part of the FY2010 CHIP Grant award, pursuant to the terms and conditions as stipulated 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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: Auditor, RPC; Habitat; MVPO; Journal; Contract File

**RESOLUTION 2011-65**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
 President to Enter Into **Contract 2011-32** with the ) Fulton County, Ohio  
 Consortium of Northwest Ohio Housing Authorities ) January 20, 2011  
 for Administrative Services under )  
 FY2010 CHIP Grant )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, Perry Rupp

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

**WHEREAS**, the County is desirous of assistance in the administration of funds available under the Small Cities Community Development Block Grant, specifically the County’s Community Housing Improvement Program, Grant Numbers B-C-10-1AX-1 and B-C-10-1AX-2; and

**WHEREAS**, the Consortium of Northwest Ohio Authorities is experienced in this field and is willing to render certain technical advice, assistance, and services in connection with the Tenant Based Rental Assistance activity to be carried out under the approved grant; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract 2011-32** with the Consortium of Northwest Ohio Authorities for administrative services as needed pursuant to the terms and conditions as set forth 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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: Auditor, MVPO, RPC; Contract File

**RESOLUTION 2011-66**

In the Matter of Resolution to Approve Appraisal ) Office of County Commissioners  
Contracts for Fulton County Auditor ) Fulton County, Ohio  
) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, Perry Rupp

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

**WHEREAS**, the County Auditor is in need of services for annual maintenance such as new construction, alternations, or destroyed property improvements; and

**WHEREAS**, *Appraisal Research Corporation*, an organization incorporated under the laws of the State of Ohio, is experienced in this field and is willing to render the services as needed for annual maintenance as stated hereinabove; and

**WHEREAS**, the County Auditor is in need of assistance for the update of values for Tax Lien Date January 1, 2011 as ordered by the Tax Commissioner; and

**WHEREAS**, *Lexur Appraisal Service, A Division of Lexur Enterprises, Inc.*, an organization incorporated under the laws of the State of Ohio, is experienced in this field and is willing to render the services as needed to update the values as stated hereinabove; and

**WHEREAS**, Brett J. Kolb, Fulton County Auditor, wishes to make application to the State of Ohio, Department of Taxation, for the approval of the Tax Commissioner to enter into appraisal-related contracts with *Appraisal Research Corporation, and Lexur Appraisal Service, A Division of Lexur Enterprises, Inc.*, respectively, for the performance of his duties as assessor of real property; and

**WHEREAS**, as assessor of real property, the County Auditor has statutory authority to enter into these contracts for the performance of his duties thereof; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners have reviewed a copy of each contract and hereby approve the contracts with *Appraisal Research Corporation and Lexur Appraisal Service, A Division of Lexur Enterprises, Inc.*, respectively, and further, authorize the Board President to sign, indicating the approval thereof; 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2011-67**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 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**, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

<b>PO Number</b>	<b>VENDOR #</b>	<b>PO Date</b>	<b>Amount</b>
2010002540	DREBE50	12/30/2010	\$ 3,079.98
2010002554	GORDO50	12/30/2010	12,000.00
2010002556	BUCKE33	12/30/2010	400.00
2010002557	FRONT55	12/30/2010	60.00
2010002558	ARAMA50	12/30/2010	300.00
2010002560	CHIEF50	12/30/2010	250.00
2011000073	NORTH87	1/3/2011	1,500.00
2011000140	VERIZ50	1/3/2011	1,200.00
2011000252	GORDO50	1/3/2011	145,000.00
2011000288	ARAMA50	1/3/2011	450.00
2011000291	OHIOG50	1/3/2011	7,000.00
2011000379	PITNE60	1/6/2011	1,273.69
2011000399	VILLA15	1/6/2011	19,500.00
2011000404	RIDGE20	1/6/2011	252.00
2011000493	DOTSO30	1/6/2011	104.50
2011000494	HAASE45	1/6/2011	38.50
2011000495	KISTN50	1/6/2011	50.00
2010000496	LIPPE55	1/6/2011	24.30
2011000498	PREST20	1/6/2011	18.75
2011000499	ROHLF50	1/6/2011	43.75
2011000500	ROSAL50	1/6/2011	170.00
2011000501	SMITL20	1/6/2011	290.00
2011000502	SNYDE35	1/6/2011	42.50
2011000503	SZCZE50	1/6/2011	200.00
2011000504	WALDF50	1/6/2011	46.55
2011000505	ROSSE50	1/6/2011	7,500.00
2011000506	NORTH83	1/6/2011	1,505.00
2011000507	MOORE38	1/6/2011	200.00
2011000549	COUNT35	1/10/2011	2,244.00
2011000552	FULTO40	1/10/2011	8,400.00
2011000556	PROVI70	1/10/2011	10,000.00
2011000559	PCSAO50	1/10/2011	1,215.78
2011000560	OJFSD60	1/10/2011	4,909.54
2011000561	OHIOC91	1/10/2011	2,890.00
2011000562	BARNE77	1/10/2011	500.00
2011000563	BORTO80	1/10/2011	775.00
2011000564	GERIT50	1/10/2011	500.00
2011000565	HELLE50	1/10/2011	600.00
2011000566	SANDE75	1/13/2011	200.00
2011000567	SCHE60	1/13/2011	800.00
2011000568	WYSEW90	1/13/2011	500.00
2011000569	ZELLE80	1/13/2011	300.00
2011000570	ROSSE50	1/13/2011	7,500.00
2011000571	NORTH83	1/13/2011	393.80
2011000580	BENDE20	1/13/2011	3,420.00
2011000581	BENDE20	1/13/2011	732.00
2011000585	SANDR60	1/13/2011	7,162.52
2011000586	VILLA76	1/13/2011	10,000.00
2011000609	HASEL50	1/13/2011	10,000.00

2011000610	HASEL50	1/13/2011	5,000.00
		TOTAL	\$280,542.16

**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; Journal



**RESOLUTION 2011-69**

**MEMORANDUM OF UNDERSTANDING**

In the Matter of Resolution Amending ) Office of County Commissioners,  
Working Relationship between Fulton County) Fulton County, Ohio  
Economic Development & Fulton County ) January 20, 2011  
Department of Job & Family Services )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 20, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, and Perry Rupp

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

**WHEREAS**, the Fulton County Commissioners approved Resolution #2005-92 on February 7, 2005 thereby approving the working relationship between Fulton County Economic Development & the Fulton County Department Job & Family Services, and

**WHEREAS**, the 2011 Memorandum of Understanding is to include all WIA related expenses.

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners approve the Memorandum of Understanding and authorize Fulton County Economic Development to invoice the Fulton County Department of Job and Family Services for WIA related expenses; 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.

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2011-70**

**GRANTING EXTENSION OF TIME TO COMPLETE SURVEY, REPORTS  
AND SCHEDULE BY THE COUNTY ENGINEER**

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In the Matter of the *Single* ) Office of County Commissioners,  
*County Ditch No. 2111* Petitioned ) Fulton County, Ohio  
by *William Lambert, et al.* ) *January 20, 2011*

The Board of County Commissioners of Fulton County, Ohio met in *regular* session on *January 20, 2011* at the office of said board with the following members present:

*Commissioner Barnaby, Commissioner Genter, and Commissioner Rupp*

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

**WHEREAS**, this *20<sup>th</sup> day of January, 2011*, the County Engineer requested an extension of time to file the reports, plans and schedules on *Ditch 2111* thereby allowing additional time for the completed plans to be submitted to the Ohio Department of Transportation to secure the necessary permits to occupy the ODOT right-of-way and to connect to roadside outlets; and

**WHEREAS**, once permits are secure and special conditions are made known, if any, the assessments herein can be prepared.

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners will continue the engineer’s report for *Ditch 2111- Lambert* to *Thursday, April 21, 2011 at 10:00 a.m.* at the office of said Board; and

**THEREFORE 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2011-71**

**CONTINUE FIRST HEARING ON PETITION**

In the Matter of the Single ) Office of County Commissioners  
County Ditch No. 2112 Petitioned ) Fulton County, Ohio  
For by **Wayne Donald Dinius et al.** ) January 20, 2011

The Board of County Commissioners of Fulton County, Ohio, met in regular session on the 20<sup>th</sup> day of *January 20, 2011*, at the office of said Board with the following members present:

*Dean Genter  
Paul Barnaby  
Perry Rupp*

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

**WHEREAS**, this being the day fixed by the Board for the First Hearing on the Petition in the above named improvement, and

**WHEREAS**, it was found that the improvement is necessary; the improvement will be conducive to the public welfare; the cost of the improvement will be less than the benefits conferred by its construction; the construction of the project will meet the prayer of the petition; and the costs assessments have been calculated accordingly; and

**WHEREAS**, the landowners have reached an agreement as a result of the discussions held and shall complete the project privately according to the specifications of the Fulton County Engineer; and

**WHEREAS**, on good cause shown therefore, to wit:

*The Board of Commissioners wishes to grant the landowners herein a time of October 6, 2011 at 10:00 a.m. to carry out the agreement reached herein today, this 20<sup>th</sup> day of January, 2011, for the construction and payment of the improvement, according to the engineer's specifications thereof.*

**THEREFORE BE IT RESOLVED**, that the first hearing in the above named improvement is hereby continued until the 6<sup>th</sup> day of *October, 2011 at 10:00 a.m.*

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

**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: LANDOWNERS of RECORD, named in the improvement  
Rod Creager; File-2112