

<b>Description</b>	Minutes of Meeting		
<b>Date</b>	1/27/2011	<b>Location</b>	Commissioners Session Room
<b>Time</b>	<b>Speaker</b>	<b>Note</b>	
<a href="#">9:01:40 AM</a>	Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance - All Members Present		
<a href="#">9:02:42 AM</a>	<b><u>Resolution 2011-84</u></b> Approve Minutes of January 24, 2011	Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.	
<a href="#">9:03:18 AM</a>	<b><u>Resolution 2011-85</u></b> Approve Agenda As Presented or Amended	Commissioner Genter stated that there has been some kind of miscommunication regarding the fire chief's meeting this afternoon so it has been cancelled.  Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
<a href="#">9:04:30 AM</a>	<b>OLD BUSINESS:</b> · <b><u>Resolution 2011-86</u></b> Approve Payment of Bills	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.	
<a href="#">9:04:43 AM</a>	·Review Dog Warden Report for Week Ending 1/22/2011		
<a href="#">9:05:30 AM</a>	·Review Status Report for FY09Formula Grant		
<a href="#">9:06:10 AM</a>	Review Notice of Monitoring Release for FY08 CHIP Grants		
<a href="#">9:06:19 AM</a>	·Review List of Required Real Estate Reappraisals and Updates from Ohio Department of Taxation		
<a href="#">9:07:33 AM</a>	·Review Ohio Unemployment Rates	It was noted that Fulton is at 10.6% for the Month of December.	
<a href="#">9:09:43 AM</a>	<b>NEW BUSINESS:</b>  <b>RESOLUTIONS:</b>  · <b><u>Resolution 2011-87</u></b> Create New Line Item; Lower Purchase Order; Increase Appropriations; Transfer Funds and Appropriations for Various Departments	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.	
<a href="#">9:10:15 AM</a>	· <b><u>Resolution 2011-88</u></b> Adopt Fulton County Amended Flood Damage Prevention Regulations; Establish Effective Date; Authorize Application to FEMA; and Authorize Advertisement of Notice of Adoption	In order for Fulton County to continue to meet regulation requirements of FEMA, revised flood maps have been drafted and reviewed to make the County eligible for the sale of flood insurance.  As required by law, public hearings were held in the chambers of the Board of Commissioners of Fulton County on Tuesday, January 18, 2011 at 10:00 a.m. and Monday, January 24, 2011 at 10:00 a.m.	

		<p>Advertisement of the hearings were published in the Fulton County Expositor, a paper of general circulation within the county, on Tuesday, December 28, 2010 and Tuesday, January 4, 2011.</p> <p>After holding both hearings and considering all testimony offered, Commissioner Barnaby made the motion to approve the regulations and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">9:12:55 AM</a>	<p>· <b><u>Resolution 2011-89</u></b> Accept Protection for Outstanding EMS Billing</p>	<p>Due to a pending bodily injury claim, the Board wishes to accept protection regarding a bill for services rendered to an out-of-county resident. Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<a href="#">9:14:14 AM</a>	<p>· <b><u>Resolution 2011-90</u></b> Authorize Board President to Sign Equitable Sharing Agreement and Certification for Fulton County Sheriff</p>	<p>For local law enforcement agencies to participate in the Equitable Sharing Program from the US Dept of Justice, it is required that an agreement and certification of the previous years' funds be executed. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:15:31 AM</a>	<p>· <b><u>Resolution 2011-91</u></b> Approve Pay Request No. 4 for Northeast Fulton County Water System Project Contract A</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:16:09 AM</a>	<p>· <b><u>Resolution 2011-92</u></b> Approve Change Order No. 1 for Northeast Fulton County Water System Project Contract DIII</p>	<p>Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
<a href="#">9:17:41 AM</a>	<p>· <b><u>Resolution 2011-93</u></b> Approve Draw Down No. 16 of Funds for Northeast Fulton County Water System Project</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:18:42 AM</a>	<p>· <b><u>Resolution 2011-94</u></b> Approve Change Order No. 2 for HPH, Inc. for Tree Clearing Project at Fulton County Airport</p>	<p>Due to additional work performed and non-performances, this resulted in a net-zero change order. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:19:22 AM</a>	<p>· <b><u>Resolution 2011-95</u></b> Enter Into Rental Agreement 2011-36 with Northwest Ohio Community Action Commission for Office Space at Board of DD</p>	<p>Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:23:17 AM</a>	<p>· <b><u>Resolution 2011-96</u></b> Approve Then and Now Purchase Orders</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
<a href="#">9:23:41 AM</a>	<p>· <b><u>Resolution 2011-97</u></b> Approve Purchase Orders and Travel Requests</p>	<p>Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<a href="#">9:25:30 AM</a>	<p>Recess</p>	

<p><a href="#">9:30:55 AM</a></p>	<p><b>Bev Schlosser, County Treasurer -4th Quarter and Year End Investment Report</b></p>	<p>Ms. Schlosser presented the Board with reports illustrating investments for December 2010, the 4<sup>th</sup> Quarter of 2010; and Year-Ending 2010.</p> <p>December ended with \$41K being collected in interest for the month, with a weighted yield of 1.81%. The 4<sup>th</sup> quarter of 2010 collected interest income of \$132K with a weighted yield of 1.89%. Total collected for 2010 ended with \$565K. This was distributed among the general fund, GTMV, and the NWOJDC operation and improvement Funds. She stated that the outlook for this year looks to be about the same, close to \$500K. This year is expected to be stagnate with no big improvements until next year.</p> <p>She explains CDARS and how they work. The money deposited is spread out to different institutions for investment. If a bank fails, then it is distributed elsewhere. She has seen 2 banks fail.</p> <p>She stated that a little over \$10M has been collected in real estate taxes. This is out of the \$20M-\$22M expected. The current delinquency rate is at about 3%. She noted that a lot is being collected through foreclosures.</p>
<p><a href="#">9:39:59 AM</a></p>	<p>Recess</p>	
<p><a href="#">10:03:03 AM</a></p>	<p><b>Rod Cheney, EMS Director To Discuss Heart Monitor Proposal and Present SUV Proposal</b></p>	<p>Mr. Cheney stated that this is a follow-up on the discussion held previously regarding the Zoll Heart Monitors. He has since received documentation that they have a patent and they are a sole-source provider. This information was sent through and reviewed by the Board on Monday. He explained that the patent is for the “See Thru” Technology in CPR that allows a reduced time of delays in compressions, thereby increasing the survival rate. This is a wider monitor which increase stability and reduces the risk of falling off of the counters and benches in the squad. He stated that he has researched other technology available and Zoll is the only company that offers the “See Thru” Technology and that links with the Autopulse Machines already being used in the county. He further noted that these are cheaper than the monitors from Physio Control. They also offer better maintenance as they plug into a regular outlet in the squad to charge. With the Physio monitors, you have to swap out batteries and are expensive. He noted that the Lifepack 11’s that are currently in use are becoming obsolete and would be taken out of service. There would then be Lifepack 12’s in use and the Zoll Monitors.</p> <p>Commissioner Genter asked if they would be willing to come down in their price. Mr. Cheney stated that the original proposal was for \$97K and he talked them down to \$90K.</p> <p>Commissioner Barnaby stated that before he approves this purchase, he would like the rest of the Board to consider purchasing 3 monitors in addition to the 4 for the north side of the county. Commissioner Rupp inquired of the logistics of these machines and how it affects a life. Mr. Cheney stated that currently to analyze a rhythm compressions must be stopped for 35-45 seconds. Stopping compressions is the biggest detriment to cardiac arrest. The Zoll monitors are compatible with the Autopulse machines that are</p>

	<p><b><u>Resolution 2011-98</u></b>          Authorize EMS Director to Purchase ZOLL E Series Heart Monitors for Fulton County EMS</p> <p><b><u>Resolution 2011-99</u></b>          Authorize EMS Director and County Administrator to Draft Bid Specifications for 4WD SUV for Fulton County EMS</p>	<p>currently in use and the delay for analyzing the rhythm is reduced to under 5 seconds. Commissioner Genter stated that there are not always paramedics in the north departments. Mr. Cheney stated that the paramedics in the north departments are all volunteer; however you don't have to be a paramedic to run the machine. The paramedics can then concentrate on determining the medicine to be used in accordance the rhythm and putting in artificial airways. Commissioner Rupp asked if there was any value to the old monitors? Mr. Cheney stated that the non-emergent units are still using the Lifepack 11's. Those will be replaced with 12's and any remaining will be kept as spares. There is also value in selling the units. Commissioner Rupp stated that "a life is a life is a life. They pay the same taxes as the rest of the county and is in support of everyone that needs one, to have one." Commissioner Barnaby moved to purchase 7 of the Zoll Heart Monitors and Commissioner Rupp seconded the motion. Motion carried unanimously.</p> <p>Mr. Cheney then discussed a proposal that dates back to July of 2007 that came from Fire Chief, Andy Brodbeck. The proposal involved the purchase and use of an SUV for transportation and provision of ALS services. The purpose was to use an SUV in the place of an ambulance for the transportation of ALS 1 and needed equipment and supplies to handle emergencies. This will save mileage, fuel (regular vs. diesel) and maintenance on the ambulances.</p> <p>He presented the Board with a quote from Car 1 for a 4WD Suburban. The average cost for a 2009 model with approximately 32K miles would be approximately \$31,800. A 2010 with 34K miles would be approximately \$34,300. The State website only had a 2WD available, and it was \$37K. He stated that the best deal is to get good used vehicle. To install the LED light package it would cost approximately \$42K total. He noted that the surrounding counties have been using SUV as a 1<sup>st</sup> response for years because costs are considerably less than a squad.</p> <p>Commissioner Genter stated that this would have to be bid out and made the motion to authorize the Rod Cheney and Vond Hall to put together bid specs for the purchase of a 4WD SUV for Paramedic transport and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
<p><a href="#">10:33:02 AM</a></p>	<p>Recess</p>	
<p><a href="#">10:58:16 AM</a></p>	<p><b>Allen Fore, Director of Community Relations for Kinder-Morgan - To Discuss Marcellus Lateral Pipeline Project</b></p>	<p>Allen Fore and Ryan McCreary were present from Kinder-Morgan to discuss the proposed pipeline. Mr. Fore gave a power point presentation on the project.</p> <p>Kinder Morgan's Cochin Marcellus Lateral Pipeline is an approximately 240-mile underground pipeline that will originate in Marshall County, West Virginia and terminate at an interconnect with the existing Cochin Pipeline in Fulton County. This will enable the transportation of natural gas liquids from this region to other parts of Ohio, Pennsylvania, and West Virginia and facilities in Illinois and Canada. He noted that Natural Gas Liquids are a naturally occurring byproduct of natural gas, and includes</p>

propane, butane, ethane, and other hydrocarbon compounds. These liquids can also be used in the production of various plastics and fertilizers.

The schedule for construction is to begin in July 2011, but will most likely be moved back as permits and certifications are still pending. The projected in-service date will be July 2012, contingent on when the construction can begin. The project proposes 240 miles of 16" pipeline with a 70,000 BPD capacity. This will create about 2,500 union construction jobs.

New research has shown that 40 years worth of use of natural gas lies within the rock of the route of this pipeline. This is an important role in working towards energy independence and expanding our nation's energy infrastructure as these needs now are provided by imported petroleum.

He explained the regulatory process of the pipeline stating that they are currently in the certification application process. This goes through the Ohio Power Siting Board and they must provide a statement explaining the need for the facility. They must provide a project summary and overview. They must conduct and submit a site and route selection study and provide information on the location, major features and the topographic, geologic, and hydrologic suitability of the site/route alternatives. They must state the current and proposed ownership status of the facility, including sites, rights-of-way, structures, and equipment. They must conduct a literature search and map review for the area within 1,000 feet on each side of each proposed transmission line centerline and they must conduct and submit an environmental review. He noted that they are an environmentally based company and works well with the ODNR, EPA and other entities. They wish to do this with as little impact on the environment and stated that this is the safest way to transport these materials.

There will be a number of federal and state agencies that will be involved in the overall oversight of the projects, including the Army Corps of Engineers; the Ohio State Power Siting Board, USDOT and the Pipeline and Hazardous Materials Safety Administration.

He expects that the life of the pipeline will last be 50-75 years with proper maintenance. He explained that construction process and shared slides of other projects as they were under construction.

If the project proceeds there will be 8 miles of this pipe that will run through Fulton County. There will be easements that need to be obtained:

In Fulton County, 12 Road Crossings; 1 Railroad Crossing and 41 Centerline Tracts. The road crossings that will be affected:

- Old State Line & CR K & Hwy 34
- CR 2
- CR L
- SR 64
- CR M
- CR N

- US Hwy 20
- CR 3-3
- CR S
- CR T
- Twp Rd 4-1
- SR 20

He explained the benefits to Fulton County should the project proceed stating that it will provide an economic boost for local businesses by patronizing the restaurants and hotels/motels for out of area workers in addition to using local contractors and goods. This will provide both short-term and long-term employment opportunities.

A public hearing was held in this matter in Swanton in October and as the project goes on, more public hearings will be held. They encourage public participation and want to reach out to all federal, state, and community stakeholders. He is expecting, at the very best, late summer for any initial activity to commence.

Commissioner Genter stated that his major concern is that the farm ground be restored and that they recognize the tiles. Mr. Fore stated that agricultural impact mitigation is part of the landowners agreements that ensure that as pipeline construction is completed, the land is restored as closely as possible, or better, than pre-construction conditions.

Commissioner Genter asked if the landowners affected by this are aware? Mr. Fore stated that at this point everyone affected should have received multiple contracts by now, both directly and as a group. They have sent letters, surveys and placed ads in the local newspapers.

Frank Onweller, County Engineer, inquired if the pipe is bed in aggregate? Mr. Fore stated that they are not allowed per federal regulations as it could cause damage to the pipe. They are just placed in the trench. If the ground is particularly rocky they will put fill in there to coat the ground.

Commissioner Rupp inquired if a building would be placed at intersection where they are intersecting with the existing pipeline? Mr. Fore stated that that they are not sure yet. It will depend upon the final agreements with the shippers. There will be a minor interconnect facility there, but the size and scope of that has not yet been determined. Commissioner Genter inquired of the easement required when done. Mr. Fore stated it will be 30-40 feet from centerline but will not restrict landowner use.

Commissioner Genter asked the normal depth of the pipe. Mr. Fore stated that it is minimum of 4 feet. The kind of ground they are in is actually the determining factor. Under a major water body, it will be at least 100 feet. Commissioner Barnaby stated that this is the Black Swamp area so there is already a lot of drainage tiles in the ground. Mr. Fore stated that they will be below all existing infrastructure.

		The Board thanked him for his presentation. Mr. Fore stated that there will be a permit team that will come back at some point to work with the county.
<a href="#">11:28:41 AM</a>	ADJOURN	Commissioner Genter made the motion and Commissioner Rupp seconded the motion.
	<p>Approved:</p> <hr/> <p>Dean Genter</p> <hr/> <p>Paul Barnaby</p> <hr/> <p>Perry L. Rupp</p> <p>Attest:</p> <hr/> <p>Jennifer L. Connors, Clerk</p> <p>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.</p>	

**RESOLUTION 2011-84**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of January 24, 2011 ) Fulton County, Ohio  
) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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 24, 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

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Dean A. Genter

\_\_\_\_\_  
Dean A. Genter

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Perry L. Rupp

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Perry L. Rupp

\_\_\_\_\_  
Perry L. Rupp

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

Attest: \_\_\_\_\_

Jennifer L. Connors, Clerk

Copy To: File

**RESOLUTION 2011-85**

In the Matter of Resolution to approve ) Office of County Commissioners  
the agenda as amended or presented ) Fulton County, Ohio  
) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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 27, 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 2011-87**

In the Matter of Resolution to Create New	)	Office of County Commissioners
Lines; Lower and Close Purchase Order;	)	Fulton County, Ohio
Increase Appropriations; Transfer Funds and	)	January 27, 2011
Appropriations for Various Departments	)	

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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 a purchase order that is no longer needed; and

**WHEREAS**, it is necessary to create new line items for the Clerk of Courts, EMS, EMA, and ALS/BLS Departments for postage machine maintenance, grant funds, and for reimbursement to the ALS/BLS fund; and

**WHEREAS**, it is necessary to transfer appropriations to cover postage maintenance for the Clerk of Courts and increase appropriations for Real Estate Assessment to cover equipment expenses; and

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

**WHEREAS**, it is necessary to transfer funds for the annual county grants to the Board of DD and the Soil and Water Conservation District; and

**WHEREAS**, it is necessary to transfer funds from the EMA Fund to the ALS/BLS Fund for the reimbursement of the Motorola Contract previously entered into; and

**THEREFORE, BE IT RESOLVED**, the Board of Commissioners hereby authorize the following PO be LOWERED AND CLOSED:

<u>PO#</u>	<u>Vendor</u>	<u>Line</u>	<u>Amount</u>
2010002245	JOB1U48	1000-11100-5-41100	\$514.71

**BE IT FURTHER RESOLVED** the Board the following LINES be CREATED:

Revenue:  
 2340-15912-4-52001 EMS Grant-Training/Equip  
 2345-41912-4-41100 Transfer IN-ALS/BLS

Expense:  
 1000-12000-5-42000 COC-Postage Maintenance  
 2340-15912-5-62002 EMS Grant-Training/Equip  
 2310-13911-5-94000 Transfer Out-EMA

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

<u>Amount</u>	<u>Account</u>
\$8,250.00	2120-11200-5-62000 REA-Equip

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

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$2,868.00	From: 1000-12000-5-51200 Postage-CPC/COC
\$2,868.00	To: 1000-12000-5-42000 COC Postage Maintenance

**BE IT FURTHER RESOLVED** the Board of Commissioners hereby authorizes the following FUNDS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$73,593.00	From: 2310 EMA	
\$73,593.00	To: 2310-13911-5-94000	Transfer Out-EMA
\$73,593.00	From: 2310-13911-5-94000	Transfer Out-EMA
\$73,593.00	To: 2345-41912-4-41100	Transfer In-ALS/BLS
\$25,000.00	From: 1000-30181-5-96200	County Grant-SWCD
\$25,000.00	To: 1000-52000-5-94000	Transfer Out-General Fund
\$25,000.00	From: 1000-52000-5-94000	Transfer Out-General Fund
\$25,000.00	To: 1000-50905-4-84100	Grants-County-SWCD
\$45,000.00	From: 1000-19194-5-96300	Contingency
\$45,000.00	To: 1000-52000-5-94000	Transfer Out-General Fund
\$45,000.00	From: 1000-52000-5-94000	Transfer Out-General Fund
\$45,000.00	To: 2520-41907-4-41100	Transfer In-Board of DD

**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

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Paul D. Barnaby

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Dean A. Genter

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Dean A. Genter

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Dean A. Genter

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Perry Rupp

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Perry Rupp

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Perry Rupp

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

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

Cc: Auditor; Affected Depts; Journal

**RESOLUTION 2011-88**

In the Matter of Resolution Adopting Amended ) Office of County Commissioners  
Flood Damage Prevention Regulations; Establish ) Fulton County, Ohio  
Effective Date; Authorize Application to FEMA; ) January 27, 2011  
and Authorize Advertisement of Notice of Adoption )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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**, the Board of Commissioners of Fulton County, Ohio, expressed their intention to establish eligibility for the unincorporated areas of Fulton County in the National Flood Insurance Program with the adoption of Resolution 82-120 on April 29, 1982; and

**WHEREAS**, in order for Fulton County to continue to meet the regulation requirements of 60-3 (b) of the Federal Emergency Management Agency regulations, revised flood maps have been drafted and reviewed to make the County eligible for the sale of flood insurance; and

**WHEREAS**, as required by Federal Law, public hearings were held on Tuesday, January 18, 2011 at 10:00 a.m. and on Monday, January 24, 2011 at 10:00 a.m. prior to the adoption of the Amended Flood Damage Prevention Regulations herein; and

**THEREFORE BE IT RESOLVED**, that after holding hearings on the Amended Flood Damage Prevention Regulations and considering any testimony offered, the Board of Commissioners hereby adopts the Amended Flood Damage Prevention Regulations for the unincorporated areas of Fulton County as attached hereto and incorporated herein by reference; and

**BE IT FURTHER RESOLVED**, the Regional Planning Director is hereby authorized to publish notice of adoption in a paper of general circulation within Fulton County; and

**BE IT FURTHER RESOLVED**, the Regional Planning Director is hereby authorized to submit the application to FEMA as required to finalize the regulations; and

**BE IT FURTHER RESOLVED**, the Amended Flood Damage Prevention Regulations as adopted shall take effect thirty one (31) days after adoption herein, February 28, 2011; 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

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Paul D. Barnaby

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Paul D. Barnaby

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Dean A. Genter

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Perry L. Rupp

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Perry L. Rupp

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Perry L. Rupp

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

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

Copy To: File

**RESOLUTION 2011-89**

In the Matter of Resolution to Accept Protection            )           Office of County Commissioners  
For Outstanding EMS Billing                                    )           Fulton County, Ohio  
  )           January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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**, the Fulton County Board of Commissioners has received a letter from council, on behalf Maria Garcia, an out of county resident that has been rendered services by the Fulton County EMS, offering protection in a pending bodily injury claim; and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners wish to accept this protection in anticipation that the outstanding balance will be paid out of any settlement or verdict in this matter, if any; 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 2011-90**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Execute Annual Equitable Sharing ) Fulton County, Ohio  
Agreement and Certification on Behalf of County Sheriff) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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**, the Board has been presented with an Equitable Sharing Agreement and Certification on behalf of the Fulton County Sherriff regarding the participation in the federal equitable sharing program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably shared with participating law enforcement agencies; and

**WHEREAS**, for the County to remain in compliance and to receive any equitably shared cash, property or proceeds as stated hereinabove, it is necessary to enter into said agreement and issue a certification thereof; and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners hereby approve the Annual Equitable Sharing Agreement and Certification as stated hereinabove and authorize Paul Barnaby, Board President to sign; 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:

<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 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- 94**

In the Matter of Resolution to Approve Change Order    )       Office of County Commissioners  
No. 2 to Contract 2008-103 with Hank’s Plumbing and    )       Fulton County, Ohio  
Heating Co. for Tree Clearing at the Fulton County     )       January 27, 2011  
Airport and Authorize Board President to Sign         )

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on January 27, 2011, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Commissioner Paul Barnaby, Commissioner Dean Genter, and Commissioner Perry Rupp.

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

**WHEREAS**, Stantec Consulting Services has submitted a change order that includes credit for work non-performed and charges for additional work needed for temporary erosion control for the Tree Clearing Project at the Fulton County Airport; and

**WHEREAS**, the additional work needed to complete the project is offset by the credit received for work non-performed thereby resulting in a net change order amount of \$0.00.

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby approve the change order no. 2 to Contract 2008-103 with Hank’s Plumbing and Heating Co. as submitted and authorize the Board President to sign; 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>
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 Connors, Clerk

CC: Stantec; Vendor; Journal



**RESOLUTION 2011-96**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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>
2010002083	FULTO27	10/21/2010	\$ 15,000.00
2010002094	QUADC50	10/25/2010	10,000.00
2010002296	FULTO93	12/9/2010	1,400.00
2011000283	ALLIE75	1/3/2011	170,000.00
2011000377	CITYO89	1/6/2011	300.00
2011000599	CARRI85	1/13/2011	199.00
2011000601	FULTO31	1/13/2011	14,524.00
2011000611	NUTRI20	1/13/2011	1,166.65
2011000625	OHIOS37	1/18/2011	1,124.00
2011000627	FULTO60	1/18/2011	30,000.00
2011000628	JAMES50	1/18/2011	25,000.00
2011000632	TOLED35	1/18/2011	1,600.00
2011000636	ITTED50	1/18/2011	4,266.00
2011000638	FULTO82	1/20/2011	6,052.40
2011000640	GERBI50	1/20/2011	5,037.50
2011000646	ANDER99	1/20/2011	1,899.56
2011000647	OHIUO60	1/20/2011	48.48
2011000648	BERGR10	1/20/2011	12,537.65
2011000650	UNIVE50	1/20/2011	7.50
2011000651	UNIVE50	1/20/2011	7.50
2011000654	HASEL50	1/20/2011	5,000.00
			\$ 305,170.24

**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:

<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 2011-97**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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

**RESOLUTION 2011-98**

In the Matter of Resolution to Authorize EMS ) Office County Commissioners  
Director to Purchase ZOLL E Series Heart Monitors ) Fulton County, Ohio  
For Fulton County EMS ) January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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 EMS Department currently uses LifePack 11 and LifePack 12 Heart Monitors for cardiac calls; and

**WHEREAS,** it is necessary for the LifePack 11 Monitors to be replaced; and

**WHEREAS,** EMS Director, Rod Cheney, presented the Board with a request to purchase four (4) ZOLL E Series Monitors for the Fulton County EMS Departments for the replacement of the LifePack 11 Monitors; and

**WHEREAS,** said monitors are compatible with the AutoPulse Machines that were purchased in October 2010; and

**WHEREAS,** the ZOLL Medical Corporation is on the state term schedule, a patent has been obtained by the Corporation, and is a sole service provider of the technology integrated in said monitors thereby exempting said purchase from competitive bidding; and

**THEREFORE BE IT RESOLVED,** after due consideration, the Fulton County Board of Commissioners find it to be in the best interest of the public welfare to authorize Rod Cheney, EMS Director, to purchase four (4) ZOLL E Series Heart Monitors for the Fulton County EMS Departments, as proposed in the amount of \$90,270.00 and hereby authorize the same; 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>
_____ 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

**RESOLUTION 2011-99**

In the Matter of Resolution to Authorize EMS                    )       Office County Commissioners  
Director and County Administrator to Draft Bid                )       Fulton County, Ohio  
Specifications for 4WD SUV for Fulton County EMS         )       January 27, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 27, 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**, EMS Director, Rod Cheney, presented the Board with a request to purchase a Sport Utility Vehicle to use in place of ambulance for the transportation of ALS 1 as well as the needed equipment and supplies to properly handle any emergencies as required by Fulton County protocols; and

**WHEREAS**, the amount of the proposal is over the \$25,000 threshold for competitive bidding and therefore must be bid out pursuant to the provisions of the ORC; and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners of Fulton County hereby authorize the EMS Director and County Administrator to draft bid specifications for the purchase of a 4Wheel Drive Sport Utility Vehicle for Emergency Services; 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>
_____	_____	_____
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