

Description	Minutes of Meeting		
Date	10/7/2010	Location	Commissioners Session Room
Time	Speaker	Note	
9:00:23 AM	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance – All Commissioners Present		
9:01:46 AM	<u>Resolution 2010-931</u> Approve Minutes of October 4, 2010	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
9:02:23 AM	<u>Resolution 2010-932</u> Approve Agenda As Presented or Amended	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
9:02:50 AM	OLD BUSINESS: · <u>Resolution 2010-933</u> Approve Payment of Bills	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
9:03:10 AM	· Review Amended Certificate		
9:04:10 AM	· Review Inspection Report of Transfer Station Facility	After the monthly inspection performed by the Fulton County Health Department the Transfer Station Facility was found to be in compliance.	
9:04:35 AM	NEW BUSINESS: · <u>Resolution 2010-934</u> Transfer Funds and Appropriations for Various Departments	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
9:05:32 AM	· <u>Resolution 2010-935</u> Increase and Transfer Appropriations for Fulton County Sanitary Engineer	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
9:06:19 AM	· <u>Resolution 2010-936</u> Lower Purchase Order Within FY09 Formula Grant Fund 2741	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.	
9:08:13 AM	· <u>Resolution 2010-937</u> Authorize Request for Qualification Statements for Airport Operator	Proposals will be received in the office of the County Administrator until 4:00 p.m. Friday, October 29, 2010. Notice will be published in the Fulton County Expositor on October 12 th and 19 th and on the County's website. Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
9:14:19 AM	· <u>Resolution 2010-938</u> Authorize Maumee Valley Planning Organization to Apply for FY2011 US EPA Brownfield Assessment Grant	Commissioner Genter made the motion and Commissioner Short seconded the motion. Steve Brown was present for the discussion. He stated that this grant is for cleaning up, tearing down and redeveloping Brownfields; however Regional Planning does not plan on sending a letter of support at this time due to lack of information. He stated that there may be some areas in Fulton County that would benefit from this grant like an area to the East of Sarah's Garden and some other abandoned industrial	

		<p>areas. It may be a good program but there are still a lot of questions that need answers: Since this is a multi-county application would this be administered like the NSP grant, who would be the lead county and who would handle the funds? Are the funds advanced or do they have to be spent first and then wait for reimbursement? Maumee Valley is proposing to be the lead on applying for this project on behalf of the Fulton, Henry and Paulding Counties, and in cooperation with Soil and Materials Engineers (SME). Mr. Brown stated that SME is not the only firm in the area that handles this type of work. TTL Associates expressed interest in working with the counties on this and have submitted a proposal. Mr. Brown stated that he would work on obtaining additional information.</p> <p>Commissioner Barnaby made the motion to table this resolution and Commissioner Short seconded the motion. Motion carried unanimously.</p>
	<p><u>Resolution 2010-948</u> Table Resolution 2010-938</p>	
<p>9:19:32 AM</p>	<p>· <u>Resolution 2010-939</u> Approve Pay Request No. 1 (Final) for Gerken Paving, Inc. for Asphalt Resurfacing of CR B (Road 1 SR 109)</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<p>9:20:51 AM</p>	<p>· <u>Resolution 2010-940</u> Lower Purchase Order; Increase Appropriations and Transfer Funds for Various Departments for County Auction Proceeds</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<p>9:21:46 AM</p>	<p>Recess</p>	
<p>9:24:06 AM</p>	<p><u>Resolution 2010-941</u> Approve ALS Waiver</p>	<p>Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
<p>9:24:59 AM</p>	<p><u>Resolution 2010-942</u> Approve Amendment to IV-D contract 2010-024 with Fulton County Sheriff's Office on Behalf of Department of Job and Family Services</p>	<p>Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<p>9:26:50 AM</p>	<p>· <u>Resolution 2010-943</u> Enter Into Contract 2010-125 with Fairfield Computer Services LLC for Use of On-line Dog Licensing System</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<p>9:30:10 AM</p>	<p>· <u>Resolution 2010-944</u> Authorize Board President to Execute Modification of Purchase Agreement and Authorize Payment for Wetland Mitigation Credit</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<p>9:31:48 AM</p>	<p>· <u>Resolution 2010-945</u> Authorize Board President to Execute</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>

	FAA Reimbursement Request No. 20 for FY01 Airport Projects	
9:32:15 AM	· Resolution 2010-946 Approve Then and Now Purchase Orders	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:32:26 AM	· Resolution 2010-947 Approve Purchase Orders and Travel Requests	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:33:09 AM	Recess	
9:38:34 AM	· Huntington Insurance-Health Insurance Discussion	<p>Andy Votava, Fulton County Organizational Development Director and Kris Gerken, Bob Miller, and Cindy Stever of Huntington Insurance, were present for the discussion. Kris Gerken handed out materials to the Board and began by discussing a renewal analysis. He presented the markets surveyed and a comparison for each. He noted that the costs were calculated through June and noted that July through September have been better months than the 1st half of the year as far as claims. Bob Miller explained that each comparison shows a fixed cost, which is what you will pay, a worst case scenario cost and the underwriters expected costs.</p> <p>Next Mr. Gerken went through the renewal analysis and reserve allocation options for 2011 outlining cash in vs. cash out and reserve. The projected renewal increase at the expected plan cost will be a 43% increase. This can be bought down by using surplus.</p> <p>He discussed the possibility of joining BORMA (Buckeye Ohio Risk Management Association) which may held control costs of local employee benefit commitments. He stated that this health program is administered by MMO so there is no change in vendor partners. There is no reduction in benefits, and the county would still retain complete plan design control. There is more cash flow stability, flexible reserve installments, early renewal delivery of less than 90 days, and greatly enhanced rate stability. He presented the last 5 BORMA renewals and noted that 5.5% has been accepted for 2011. The downsides are that there is an entrance fee, a three year commitment, vendors are already selected and there is some ceding of control over decision making. Kris will check to confirm that since the vendor partners would not change there is no need for MMO to enforce the terms of the 5 year agreement the county is currently locked into. Andy Votava stated that they would have the positive cash flow to do this, however, Commissioner Short noted that it would take the reserve down. Bob Miller stated that the case that he could make for BORMA is that over time, it will flatten the rates. If the Board wishes to go this route, they would need the green light by the end of the month.</p> <p>He presented options from CEBCO stating that the renewal would be \$400-600K higher. They have a fixed menu of options and it would require a change in network. It is not administered by MMO but by Anthem. Andy Votava asked if the disruption would be minimal? Cindy Stever stated that there could be some disruption because the Mercy providers are not part of the network.</p>

		<p>Next, Kris Gerken presented a comparison for the current Health Care Reform relating to the Dependant age extension. He stated that there must be compliance with this by January 1. The County's plan specifies a dependent age limit of 19 or 25 if a full time student, with removal upon the end of the calendar year. By January 1, Ohio law will extend the limit to age 28, and Federal law to age 26. He then presented a health care reform timeline starting in 2010 and ending in 2018.</p> <p>Andy Votava stated that he will be putting together further information and a decision must be made by the 21st.</p> <p>The Board thanked everyone for their presentation</p>
10:22:54 AM	ADJOURN	Commissioner Genter made the motion and Commissioner Short seconded the motion.
	<p>Approved:</p> <hr/> <p>Dean Genter</p> <hr/> <p>Paul Barnaby</p> <hr/> <p>Joseph D. Short</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 2010-931

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of October 4, 2010) Fulton County, Ohio
) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

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 October 4, 2010 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:
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File

RESOLUTION 2010-934

In the Matter of Resolution to Transfer) Office of County Commissioners
Funds and Appropriations for Various) Fulton County, Ohio
Departments) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to transfer appropriations for the Board of Developmental Disabilities to track Stimulus Funds for the months of July through September 2010;and

WHEREAS, it is necessary to transfer appropriations for the Clerk of Courts to cover payroll expenses for the remainder of the year; and

WHEREAS, it is necessary to transfer funds for general fund's portion of the 3rd quarter internal services costs; and

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby authorizes the **transfer of appropriations** as follows:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$41,605.00	From: 2520-15097-5-41002 Waiting List Reduction Bd Dd
\$ 2,092.29	From: 2520-15907-5-41003 Day Hab Local Match Bd Dd
\$ 4,083.83	From: 2520-15907-5-41004 TCM Local Match Bd Dd
\$47,781.12	To: 2520-20907-5-99998 ARRA Unapprop Bd Dd
\$20,317.90	From: 1000-19194-5-96300 Contingency
\$14,358.48	To: 1000-12123-5-10300 Salaries Employees-Clerk of Courts
\$ 5,487.71	To: 1000-12123-5-20100 PERS-Clerk of Courts
\$ 471.71	To: 1000-12123-5-20300 Medicare-Clerk of Courts

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby authorizes the **transfer of funds** as follows:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$6,252.51	From: 1000-11100-5-41100 GF Professional Svs
\$6,252.51	To: 1000-52000-5-94000 Transfer Out-GF
\$6,252.51	From: 1000-52000-5-94000 Transfer Out-Gf
\$4,124.52	To: 6002-41800-4-41100 Transfer In-IT
\$2,127.99	To: 6001-41102-4-41100 Transfer In-Loss Control

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Dean A. Genter

Dean A. Genter

Dean A. Genter

Paul D. Barnaby

Paul D. Barnaby

Paul D. Barnaby

Joseph D. Short

Joseph D. Short

Joseph D. Short

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

Attest: _____

Jennifer L. Connors, Clerk

cc: Auditor; Affected Depts. Journal

RESOLUTION 2010 –

In the Matter of Resolution to) Board of County Commissioners
Lower a Purchase Order Within) Fulton County, Ohio
Formula Grant #B-F-09-1AX-1) October 7 2010

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on October 7, 2010, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Commissioner Joseph Short, Commissioner Dean Genter, and Commissioner Paul Barnaby

Commissioner moved for the adoption of the following resolution:

WHEREAS, the Board has been presented with a request to lower purchase order #2010001664 to PHC, Inc. for the Village of Lyons share of the Linden St. Waterline Replacement Project, contract #2010-93, B-F-09-1AX-1 (Fund #2741) FY09 Formula Grant, and

WHEREAS, \$2,500 in remaining CDBG funds is being moved from the completed Delta project to the Lyons project;

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the following purchase order be lowered:

PO #2010001664
2741-17919-5-96000 lower by (**\$2,500.00**) from \$12,154.00 to \$9,654.00
PHC, Inc. - Contract #2010-93

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Joseph Short	_____ Joseph Short	_____ Joseph Short
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby

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

Attest: _____
Jennifer Connors, Clerk

Cc: Auditor, RPC

**RESOLUTION 2010 –
CERTIFICATE**

I, Jennifer Connors, Clerk of the Board of County Commissioners of Fulton County, Ohio, do hereby certify that the above is a true and correct copy of a resolution adopted by the Board of County Commissioners of Fulton County, Ohio, and recorded in Commissioner’s Journal on October 7, 2010.

_____, Clerk
Board of Commissioners, Fulton County, Ohio

RESOLUTION 2010-937

In the Matter of Resolution Authorizing) Office of County Commissioners,
Request for Qualification Statements for) Fulton County, Ohio
Airport Operator for the Fulton County) October 7, 2010
Airport)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of Commissioners is desirous of contracting with an experienced Airport Operator to provide technical assistance in the performance of operations of the Fulton County Airport; and

WHEREAS, the Board of Commissioners wishes to request Qualification Statements from interested parties for an Airport Operator to provide the services as stated hereinabove and pursuant to the Request For Qualifications attached hereto and incorporated herein by reference; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the Request for Qualification Statements from interested parties to provide technical assistance in the performance of operations at the Fulton County Airport; and

BE IT FURTHER RESOLVED, that proposals will be received until **4:00 p.m. on _____, the _____ day _____, 2010** in the office of the Board of County Commissioners of Fulton County, Ohio, at 152 S. Fulton Street, Suite 270, Wauseon, OH 43567. Publication of said request will be published in the Fulton County Expositor and posted on the county website at fultoncountyoh.com; and

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File

RESOLUTION 2010-938

In the Matter of Resolution to Authorize Maumee) Office County Commissioners
Valley Planning Organization to Make Application) Fulton County, Ohio
To the U.S. EPA for a Brownfields Assessment) October 7, 2010
Grant)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Brownfields are defined as real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant; and

WHEREAS, The US EPA’s Brownfields Program is designed to empower states, communities, and other stakeholders in economic redevelopment to work together in a timely manner to prevent, assess, safely clean up and sustainably reuse Brownfields; and

WHEREAS, the Counties of Fulton, Henry, and Paulding County have been invited to join together to create a Coalition for a FY2011 U.S. EPA Brownfields Assessment Grant; and

WHEREAS, said grant program is a competitive grant, worth up to \$750,000, should the application be successful; and

WHEREAS, the Maumee Valley Planning Organization (MVPO) is experienced in this field and is willing to lead the grant application process, in cooperation with the Soil and Materials Engineers, to prepare the written FY2011 application and attachments for submission to the EPA by the application deadline, and will solicit information and support from the Coalition members when needed; and

BE IT RESOLVED, that the Fulton County Board of Commissioners authorize the Maumee Valley Planning Organization to make application and complete all necessary paperwork associated with the funding of the grant with the US EPA for the FY2011 U.S. EPA Brownfields Assessment Grant as stated hereinabove and shall execute a affirming their participation in the program; and

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer Connors, Clerk

RESOLUTION 2010-948

In the Matter of Resolution to Table) Office of County Commissioners
Resolution 2010-938) Fulton County, Ohio
) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Board of Commissioners wish to table **Resolution 2010-938** titled “To Authorize Maumee Valley Planning Organization to Make Application to the U.S. EPA for Brownfields Assessment Grant” until further information could be obtained concerning details thereof;

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby table **Resolution 2010-938**; 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 of any of its committees that resulted in such formal action, wee in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph Short	_____ Joseph Short	_____ Joseph Short

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2010-939

In the Matter of Resolution to Approve) Office of County Commissioners
Pay Request No. 1 (Final) and Change Order) Fulton County, Ohio
No. 1 (Final) for Asphalt Resurfacing of) October 7, 2010
County Road B From Road 1 to SR 109)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Gerken Paving, Inc. has submitted a pay request (1-Final) in the amount of \$341,065.31 for work performed under Contract 2010-68 for the Asphalt Resurfacing of County Road - Road 1 to SR109; and

WHEREAS, a change order (1-Final) has also been submitted for the Board’s approval to increase said contract by \$6,078.74 for additional materials; and

WHEREAS, said pay request and change order has been reviewed by the Fulton County Engineer and approval is recommended as submitted; and

THEREFORE BE IT RESOLVED, that the Board of County Commissioners hereby approve Pay Request (1-Final) as submitted in the amount of \$341,065.31 and Change Order (1-Final) in the amount of \$6,078.74 for Gerken Paving, Inc. for work performed under Contract 2010-68 for Asphalt Resurfacing of County Road - Road 1 to SR109; and

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph Short	_____ Joseph Short	_____ Joseph Short

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Eng; file; journal; voucher

RESOLUTION 2010-940

In the Matter to Lower Purchase Order;) Office of County Commissioners
 Increase Appropriations; and Transfer Funds) Fulton County, Ohio
 for Various Departments for County Auction) October 7, 2010
 Proceeds)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, pursuant to the County Auction held on September 25, 2010, an analysis has been performed thereby breaking out proceeds and expenses by each individual department, agency, city, village or township that participated in said auction; and

WHEREAS, pursuant to said analysis, a purchase order must be lowered that was previously entered for auction expenses and disbursements that is no longer needed and appropriations must be increased and transferred in accordance with the proceeds received for said departments, agencies, cities, village, or townships that are outside of the general fund and transferred to credit each department or agency accordingly. Cities, Villages, Townships and Agencies outside County Funds that are entitled to proceeds will be processed by voucher.

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby authorize the following **purchase order be lowered**:

<u>PO#</u>	<u>Line</u>	<u>Amount to Lower By:</u>
2010001850	1000-11100-5-41100-Prof Svs-Comm	\$12,154.78

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorize the following **increase of appropriations**:

<u>Amount</u>	<u>Account</u>
\$5,908.64	1000-11100-5-41100 Professional Services-Commissioners

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorize the **transfer of funds** as follows:

<u>Amount</u>	<u>Account</u>
\$18,102.80	From: 1000-11100-5-41100 Professional Services-Commissioners
\$ 85.20	To: 2520-18907-4-81000 Other Receipts-Board of DD
\$10,329.44	To: 2420-18143-4-81000 Other Receipts-Engineer
\$ 8.70	To: 2340-18912-4-81000 Other Receipts-EMS
\$ 8.69	To: 2310-18911-4-81000 Other Receipts-EMA
\$ 43.47	To: 2605-18914-4-81000 Other Receipts-JFS
\$ 674.56	To: 2707-18000-4-81000 Other Receipts-RLF
\$ 5,120.52	To: 2505-18915-4-81000 Other Receipts-Senior Center
\$ 641.28	To: 2385-14400-4-40000 Pros Atty-Law Enf Trust
\$ 1,190.94	To: 2326-14134-4-40000 Sheriff-Law Enf Trust

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this board of County commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Commissioner _____ seconded the resolution and upon calling the roll, the following vote was taken.

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Dean Genter

Dean Genter

Dean Genter

Paul Barnaby

Paul Barnaby

Paul Barnaby

Joseph D. Short

Joseph D. Short

Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Auditor; Affected Depts; Journal; Auction file

RESOLUTION 2010-941

In the Matter of Approving Waiver of Charges for ALS Transport) Office County Commissioners
) Fulton County, Ohio
) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph Short

Commissioner _____ moved for the adoption of the following resolution:

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

WHEREAS, a balance currently remains of \$534.00 for an ALS Transport for an out-of-county resident, Ashley Massung, of Toledo, Ohio; and

WHEREAS, Ms. Massung has submitted information evidencing a financial hardship and an inability to pay said balance; and

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

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approve the waiver of charges in the amount of \$534.00 for services received by Ms. Ashley Massung, due to financial hardship; and

BE IT FURTHER RESOLVED, that the county EMS Office is directed to waive the balance owing and forego balance billing for services rendered to Ms. Ashley Massung; and

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of county Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

R E S O L U T I O N 2010-942

In the Matter of Resolution to Approve) Office of County Commissioners
Amendment to Contract 2010-24 for IV-D) Fulton County, Ohio
Services with the Fulton County Sheriff's) October 7, 2010
Office on Behalf of the Department of Job)
And Family Services)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, is it necessary to amend **Contract 2010-24** previously entered into with the Fulton County Sheriff's Department on Behalf of the Department of Job and Family Services to increase said contract for additional IV-D Services needed from the Fulton County Sheriff's Department; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners, on behalf of the Fulton County Department of Job and Family Services, hereby approve **Amendment No. 1** to **Contract 2010-24** in the amount of \$3,000.94 for additional IV-D Services needed from the Fulton County Sheriff's Department;

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Joseph D. Short	Joseph D. Short	Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File, DJFS; journal

RESOLUTION 2010-943

In the Matter of Resolution to Enter Into Contract) Office of County Commissioners
2010-125 with Fairfield Computer Services LLC for) Fulton County, Ohio
Use of On-line Dog Licensing System) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a contract has been successfully negotiated with Fairfield Computer Services LLC on behalf of the Fulton County Auditor to provide a website for the sale of dog licenses; and

THEREFORE, BE IT RESOLVED, the Board of Commissioners of Fulton County, Ohio do hereby enter into Contract 2010-125 with Fairfield Computer Services LLC, on behalf of on the Fulton County Auditor, pursuant to the terms and conditions contained therein; and

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Dean Genter

Dean Genter

Dean Genter

Paul Barnaby

Paul Barnaby

Paul Barnaby

Joseph D. Short

Joseph D. Short

Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2010-944

In the Matter of Resolution to Authorize)	Office of County Commissioners
Terms and Conditions of Wetland Mitigation)	Fulton County, Ohio
Purchase Agreement and Authorize Payment)	October 7, 2010
Of Credits Thereof)	

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short;

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, in order to be compliant with FAA regulations, the Fulton County Board of Commissioners proposed the clearing of approximately 7.96 acres of woodland located on and adjacent to Fulton County Airport Property. According to Part 77 of the existing Federal Aviation Regulation (FAR) regarding “Imaginary Surfaces” around public airports, the trees within the woodland are considered obstructions to aviation. The FAA requires that these trees be removed because of their proximity to the runway. Their proximity causes significant safety issues such as wind sheers across the runway; by being an obstruction to the FAR Part 77 surface, in violation of FAR§77.25 relating to Civil Airport Imaginary Surfaces; and by serving as a wildlife attractant making it an incompatible land use near an airport

WHEREAS, a field investigation revealed that located within this woodland, are approximately 1.17 acres of palustrine forested Category II Wetlands that would be impacted by the clearing of said woodland, and

WHEREAS, the Board, on September 15, 2008, via Resolution 2008-833, entered into a Wetland Mitigation Purchase Agreement to fulfill the County’s requirement to mitigate wetland impacts as associated with woodland clearing and executed Forms 401 and 404 associated therewith; and

WHEREAS, pursuant to the agreement and applications submitted therein, the Army Corps have deemed the wetlands area at the Fulton County Airport as isolated waters and therefore required that the Ohio EPA process the County’s permit application under the Isolated Wetlands Rule; and

WHEREAS, on October 26, 2009 the Ohio EPA issued a permit thereby granting the Isolated Wetlands and on November 3, 2009, the Board requested the Ohio Wetlands Foundation to consider modifying the terms of their previous agreement dated September 15, 2009, to conform with the amount of mitigation that is required by the Ohio EPA. Pursuant to said request, the Ohio Wetlands Foundation submitted a revised mitigation purchase agreement for the Board’s review to reflect the revised amount of mitigation credit that is required by the terms of the EPA permit; and

WHEREAS, by it’s letter dated September 16, 2010, the Board requested the EPA to consider modifying the terms of the permit to purchase credits from the Ohio Wetlands foundation as the current plan of required mitigation, being the creation and restoration of forested wetlands at an off-site location, is now unattainable; and

WHEREAS, a modified permit was issued September 28, 2010 by the Ohio EPA allowing the completion of the original concept of purchasing mitigation credits in partnership with the Ohio Wetlands Foundation; and

WHEREAS, pursuant to the modified permit issued September 28, 2010, a modification of the purchase agreement previously executed on September 15, 2008 has been submitted to the Board to authorize the terms and conditions thereof as required by the State of Ohio and in compliance with FAR (Federal Aviation Requirement) 77; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners now hereby authorizes and approves the terms and conditions of the modified purchase agreement with the Ohio Wetlands Foundation, as attached hereto, and as required by the State of Ohio and in compliance with FAR (Federal Aviation Requirement) 77;

BE IT FURTHER RESOLVED, the Board of Commissioners hereby authorize the Board President, Dean Genter, to execute the modified purchase agreement as attached hereto and authorize the payment of credits therein; and

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Joseph D. Short

Joseph D. Short

Joseph D. Short

Dean Genter

Dean Genter

Dean Genter

Paul Barnaby

Paul Barnaby

Paul Barnaby

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2010-945

In the Matter of Resolution to Authorize Board) Office of County Commissioners
President to Execute FAA FY08 Reimbursement) Fulton County, Ohio
Request No. 20 for Fulton County Airport Projects) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Stantec Consulting Services, Inc. has presented the Board with FAA Reimbursement Request No. 20 in the amount of \$48,288.00 for execution by the Board President for FY2008 Airport Projects and for forwarding to the Federal Aviation Administration for processing; and

THEREFORE BE IT RESOLVED, that after review of said request, the Fulton County Board of Commissioners hereby authorize the Board President to execute the FAA Reimbursement Request No. 20 for the Fulton County Airport FY 2008 Projects as presented in the amount of \$48,288.00; and

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2010-946

In the Matter of Resolution Approving) Office of County Commissioners,
 Then and Now Purchase Orders and) Fulton County, Ohio
 Payments) October 7, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 7, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

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

PO NUMBER	VENDOR	PO DATE	AMOUNT
2010001877	MNJTE50	9/7/2010	585.00
2010001908	JAMES50	9/16/2010	8000.00
2010001909	RESER60	9/16/2010	2600.00
2010001940	CURRE60	9/23/2010	200.00
2010001952	STUCK65	9/27/2010	2500.00
2010001955	ARMST18	9/27/2010	1530.00
2010001963	STUCK65	9/30/2010	200.00
2010001964	FULTO78	9/30/2010	177.91
2010001968	ARMST18	9/30/2010	4.00
2010001969	SCHRO46	9/30/2010	242.00
2010001972	MCDON15	9/30/2010	2420.00
2010001995	CRIMI40	10/4/2010	2175.00
			\$20,633.91

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 a proper fund, properly appropriated and free from any previous encumbrance; and

WHEREAS, pursuant to the Ohio Revised Code §5705.41(D)(1), these purchases must be approved by resolution of the board of county commissioners.

THEREFORE BE IT RESOLVED, that the Fulton County Commissioners approve the Then and Now Purchase Orders as submitted by the Auditor; and

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Dean A. Genter

Dean A. Genter

Dean A. Genter

Paul D. Barnaby

Paul D. Barnaby

Paul D. Barnaby

Joseph D. Short

Joseph D. Short

Joseph D. Short

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

Attest: _____
 Jennifer L. Connors, Clerk

