

Description	Minutes of Meeting		
Date	8/19/2010	Location	Commissioners Session Room
Time	Speaker	Note	
9:00:38 AM	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance – Commissioners Barnaby and Short present. Commissioner Genter is currently attending another meeting and will arrive shortly.		
9:01:59 AM	Resolution 2010-749 Approve Minutes of August 16, 2010	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
9:03:06 AM	Resolution 2010-750 Approve Agenda As Presented or Amended	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.	
9:03:27 AM	OLD BUSINESS: · Resolution 2010-751 Approve Payment of Bills	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
9:03:50 AM	· Review Dog Warden Report for Week Ending 8/14/2010		
9:04:24 AM	· Discuss Fleet Status	Vond Hall, County Administrator, presented the Board with a list of county owned vehicles for consideration to be put into the county auction. This does not include Sheriff's vehicles as they are on a different rotation. The Dodge Pickup for the Dog Pound is scheduled for replacement. A Bus used by the Senior Center should be scheduled for auction. The Board will further review before making a determination.	
9:08:42 AM	NEW BUSINESS: · Resolution 2010-752 Award Bid for Contractual Services for Fulton County Transfer Station	Bids were received for the providing of containers and disposal of waste and for the recycling of ferrous/non-ferrous metals for the Fulton County Transfer Station on August 12, 2010. 1 Bid was received for each, respectively. Upon review by Don Krieger, Solid Waste and Recycling Director, the bids were found to be in order and a recommendation for award was made. Pursuant to the recommendation of Mr. Krieger, the bid for the providing of containers and disposal of waste was awarded to Allied Waste Services of Bryan, Ohio in the amount of \$549 per load for a 42 cubic yard compacted container and \$524 per load for a n open top roll-off container, including service for disposal within	

		<p>the Four County Solid Waste District.</p> <p>The Bid for the recycling of ferrous/non-ferrous metals was awarded to Zack's Recycling LLC of Napoleon, Ohio in the amount of \$100 per pull for disposal outside of the Four County Solid Waste District, with 100% of the current shred price being reimbursed.</p> <p>A contract will be offered for each.</p> <p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
9:09:19 AM	<p>· <u>Resolution 2010-753</u> Levy Final Assessments for Riviera Mobile Home Court Sanitary Sewer Project</p>	<p>Ziad Musallam, Sanitary Engineer, was present for the discussion. He stated that this stage of the project follows ORC §6117.33. In May of 2008, the original assessments were based on a tentative cost estimate of \$100K with 50% being paid for by CDBG funds. The total project cost came in under that at \$60,996.05, with CDBG covering \$27,031.00, leaving \$33,965.05 to be assessed to the landowner of 2 parcels over a period of 20 years. Commissioner Short inquired if the landowner could pay it off early. Mr. Musallam stated that they can at no penalty as there is no interest being charged, the county however cannot. The county's payment to the State must remain semi-annual. Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
9:13:50 AM	<p>· <u>Resolution 2010-754</u> Approve Pay Request No. 1 for Northeast Fulton County Water System Project Contract C</p>	<p>Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
9:16:12 AM	<p>· <u>Resolution 2010-755</u> Approve Draw Down of Funds No. 9 for Northeast Fulton County Water System Project</p>	<p>Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
9:17:56 AM	<p>· <u>Resolution 2010-756</u> Approve Change Order No. 1 for NSP Project Empire Street, Montpelier</p>	<p>A change order was presented that includes credit for work non-performed and charges for additional work needed for flooring, an interior bedroom door and front porch/steps. The credits are greater than the charges thereby resulting in a decrease in the contract amount of \$20,269.00. Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
9:18:55 AM	<p>· <u>Resolution 2010-757</u> Approve Change Order No. 1 and completion date extension for NSP Project Fulton Street,</p>	<p>A request for extension and change order for additional work for window trim, electrical work and plumbing was presented to increase the contract in the amount of \$553.00. Commissioner Barnaby made the motion and Commissioner Short seconded the motion.</p>

	Wauseon	Motion carried unanimously. The Board approved the extension to the date of August 18, 2010 and the change order.
9:20:31 AM	· <u>Resolution 2010-758</u> Increase and Transfer Appropriations and Funds for Various Departments	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:22:23 AM	· <u>Resolution 2010-759</u> Authorize Board President to Enter Into Contract 2010-107 with CNC Electric for NSP Project Flat Rock Trail, Payne	As the lead entity in administering the NSP Program, the Board entered into contract with CNC Electric for the rehabilitation of 4781 Flat Rock Trail in Payne, Ohio, in the amount of \$62,000. Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:23:13 AM	· <u>Resolution 2010-760</u> Authorize Board President to Enter Into Contract 2010-108 with Total Environmental Services Inc. for NSP Project Walnut Street, Bryan (Asbestos Removal)	As the lead entity in administering the NSP Program, the Board entered into contract with Total Environmental Services, Inc. for asbestos removal at 927 South Walnut Street in Bryan, Ohio, in the amount of \$2,565.00. Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:23:50 AM	· <u>Resolution 2010-761</u> Adopt Fulton County Electric Power Aggregation Plan of Operation and Governance and Authorize Board President to Execute Associated Documents	This is the final step before sending the plan to the PUCO for approval. Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:25:14 AM	<u>Resolution 2010-762</u> Approve Then and Now Purchase Orders	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:25:31 AM	· <u>Resolution 2010-763</u> Approve Purchase Orders and Travel Requests	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:27:08 AM	Recess	
9:31:12 AM	Bev Schlosser, County Treasurer - 2nd Quarter Investment Update	Commissioner Genter joined the meeting at 9:33 a.m. Bev Schlosser presented her 2 nd Quarter 2010 update. She stated that numbers are on target for the projections. 2011 will be tough. 2012 even tougher. Total interest income for the year so far is \$369,809. 2 nd Quarter portfolio weighted yield was at 2.09%. July is at 1.45%. She gave a brief update on tax collections. There are \$2.6M in delinquent property taxes, which is close to last year's numbers, approximately 6% delinquency rate. The names will be going in the paper in the next couple of weeks.

		The Board thanked her for her update.
9:37:12 AM	ADJOURN	Commissioner Short made the motion and Commissioner Genter 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 2010-749

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of August 16, 2010) Fulton County, Ohio
) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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 August 16, 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 2010-750

In the Matter of Resolution to approve) Office of County Commissioners
the agenda as amended or presented) Fulton County, Ohio
) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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, 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: August 19, 2010; 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 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

cc: File

RESOLUTION 2010-751

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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 certifies that the money for the credit of the bills listed on the Disbursement List is in the Treasury for the credit of the Funds from which they are to be paid, and is not appropriated for any other purpose.

THEREFORE BE IT RESOLVED, that the Board of Commissioners approve the payment of bills as submitted, 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 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 2010-752

In the Matter of Resolution Awarding Bid) Office of County Commissioners,
For Contractual Services for Fulton County) Fulton County, Ohio
Transfer Station) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

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

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, bids were received on behalf of the Fulton County Transfer Station on August 12, 2010 for the Contractual Services of disposal of solid waste and recycling of ferrous/non-ferrous metals respectively; and

WHEREAS, one bid was received for each service and after review of the bids by Don Krieger, Director of Solid Waste and Recycling, it was determined that the bids were in proper order and recommendation for award of bid was made; and

THEREFORE, BE IT RESOLVED, that upon the recommendation of Mr. Krieger, the award of bid for the contractual service of providing containers and disposal of waste shall be awarded to Allied Waste Services of Bryan, Ohio, in the amount of \$549.00 per load for a 42 cubic yard compacted container and \$524.00 per load for a open top roll-off container, including service for disposal within the Four County Solid Waste District; and

BE IT FURTHER RESOLVED, that upon the recommendation of Mr. Krieger, the award of bid for the contractual service of recycling of ferrous/non-ferrous metals shall be awarded to Zack's Recycling, LLC, of Napoleon, Ohio, in the amount of \$100.00 per pull for disposal outside of the Four County Solid Waste District, with 100% of current shred price being reimbursed;

BE IT FURTHER RESOLVED, that a contract will be offered for each project respectively; and

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

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ 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: D. Krieger; Contract file; Contractor; journal

RESOLUTION 2010-756

In the Matter of Resolution to Approve Change) Office of County Commissioners
Order No. 1; Lower Purchase Order and Contract) Fulton County, Ohio
For NSP Project-Empire Street, Montpelier) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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, on April 22, 2010, the Board entered into contract 2010-671 with Mark’s Building and Remodeling, LLC to furnish labor, equipment, supplies, material and supervision necessary to complete, in accordance with the work specifications, the rehabilitation of 526 Empire Street, Montpelier, Ohio, under the Neighborhood Stabilization Program; and

WHEREAS, the Board has been presented with a change order that includes credit for work non-performed and charges for additional work for flooring, an interior bedroom door, and front porch/steps;

WHEREAS, the credits for the work non-performed are greater than the additional work needed to complete the project, thereby resulting in a decrease in the contract amount and subsequent purchase order opened for the project; and

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby approve Change Order #1 to decrease contract 2010-671 in the amount of \$20,269.00 and further, authorizes the following **contract and purchase order to be LOWERED:**

Contract #	P. O #	Vendor #	Fund - Line Item	Request To lower by:
2010-671	2010001034	MCDOU50	2738-17919-5-42100	\$20,269.00

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

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

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: RPC; MVPO; Contractor; Journal; Bid File

RESOLUTION 2010-757

In the Matter of Resolution to Approve Change) Office of County Commissioners
Order No. 1 and Completion Date Extension for) Fulton County, Ohio
NSP Project – Fulton Street, Wauseon) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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, on April 22, 2010, the Board entered into contract 2010-661 with McDonalds’ Design and Build, Inc. to furnish labor, equipment, supplies, material and supervision necessary to complete, in accordance with the work specifications, the rehabilitation of 419 North Fulton Street, Wauseon, Ohio, under the Neighborhood Stabilization Program; and

WHEREAS, the Board has been presented with a request to extend the project completion date to August 18, 2010 for additional time spent on putting together a “value engineering” package as requested by MVPO and getting said package approved, thus delaying the start of the project; and

WHEREAS, a change order was presented for additional work for window trim, electrical work, and plumbing, in the amount of \$553.00; and

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby approve the extension of the project completion date to August 18, 2010; and

BE IT FURTHER RESOLVED, for additional work stated hereinabove, the Board hereby approves Change Order #1 to increase contract 2010-661 in the amount of \$553.00; 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 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: RPC; MVPO; Contractor; Journal; Bid File

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Supplies:		
Clerk of Courts	2110-12120-5-51000	\$ 119.96
Dog Pound	2510-15154-5-53100	\$ 336.29
EOC	2340-13912-5-50000	\$ 38.49
EOC	2310-13911-5-51000	\$ 38.49
Senior Center	2505-15915-5-51000	\$ 89.97
To:		
General Fund	1000-18000-4-84003	\$7,261.27
	Misc Receipts	

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 2010-759

In the Matter of Resolution Authorizing Board) Office of County Commissioners
President to Enter Into **Contract 2010-107** with) Fulton County, Ohio
CNC Electric, LLC. for Flat Rock Trail, Payne -) August 19, 2010
Neighborhood Stabilization Program Project)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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.

WHEREAS, on February 19, 2009, the Board of Commissioners of Fulton County, Ohio, passed Resolution 2010-158, thereby authorizing the participation in the Neighborhood Stabilization Program (NSP) together with Van Wert, Defiance, Henry, Paulding, and Williams Counties and the City of Defiance; and

WHEREAS, Fulton County agreed to serve as the lead agency for Region 1, consisting of the entities listed hereinabove, to undertake and carry out the activities associated with the NSP; and

WHEREAS, the Maumee Valley Planning Organization (MVPO), consultant providing technical services to the Board of Commissioners in conjunction with the NSP, developed specifications and received bids on July 21, 2010 for the project known as NSP Rehabilitation Project 2010-06, 4781 Flat Rock Trail, Payne, Ohio; and

WHEREAS, after reviewing the bids, MVPO found CNC Electric LLC to have submitted the lowest and best bid at \$62,000.00 and recommended awarding the same; and

THEREFORE BE IT RESOLVED, that pursuant to the recommendation of the MVPO, the Board of Commissioners, serving as lead entity for the NSP for Region 1, hereby award the Bid to CNC Electric LLC, of West Unity, Ohio for the NSP Rehabilitation Project 2010-06, 4781 Flat Rock Trail, Payne, Ohio, and authorize the Board President to enter into Contract 2010-107 with the same to furnish all labor, equipment, supplies, material and supervision necessary to complete, in accordance with the Work Specifications, the rehabilitation of 4781 Flat Rock Trail, Payne, Ohio, and pursuant to the terms and conditions stated in the contract,; 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: MVPO (2); Bid File; Journal

RESOLUTION 2010-760

In the Matter of Resolution Authorizing Board) Office of County Commissioners
President to Enter Into **Contract 2010-108** with) Fulton County, Ohio
Total Environmental Services, Inc., for Walnut Street,) August 19, 2010
Bryan - Neighborhood Stabilization Program Project)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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.

WHEREAS, on February 19, 2009, the Board of Commissioners of Fulton County, Ohio, passed Resolution 2010-158, thereby authorizing the participation in the Neighborhood Stabilization Program (NSP) together with Van Wert, Defiance, Henry, Paulding, and Williams Counties and the City of Defiance; and

WHEREAS, Fulton County agreed to serve as the lead agency for Region 1, consisting of the entities listed hereinabove, to undertake and carry out the activities associated with the NSP; and

WHEREAS, the Maumee Valley Planning Organization (MVPO), consultant providing technical services to the Board of Commissioners in conjunction with the NSP, developed specifications and received bids for the project known as NSP Residential Demolition Project D-04, 927 South Walnut Street, Bryan, Ohio; and

WHEREAS, after reviewing the bids, MVPO found Total Environmental Services, LLC, to have submitted the lowest and best bid at \$2,565.00 and recommended awarding the same; and

THEREFORE BE IT RESOLVED, that pursuant to the recommendation of the MVPO, the Board of Commissioners, serving as lead entity for the NSP for Region 1, hereby award the Bid to Total Environmental Services, LLC of Toledo, Ohio for the NSP Residential Demolition Project D-04, 927 South Walnut Street, Bryan, Ohio, and authorize the Board President to enter into Contract 2010-108 with the same to furnish all labor, equipment, supplies, material and supervision necessary to complete, in accordance with the bid proposal in Appendix A, for the removal of asbestos from 927 South Walnut Street, Bryan, Ohio, and pursuant to the terms and conditions stated in the contract,; 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: MVPO (2); Bid File; Journal

RESOLUTION 2010-761

In the Matter of Resolution Approve Fulton)	Office of County Commissioners
County Electric Power Aggregation Plan)	Fulton County, Ohio
Of Operation and Governance)	August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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.

WHEREAS, Ohio legislature has enacted electric deregulation legislation which authorized the legislative authorities of a county to aggregate the retail electrical loads located within the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and

WHEREAS, the Fulton County Board of Commissioners of Fulton County concluded it to be in the best interest of the County, its residents, and businesses located within the territorial limits of the county to establish this aggregation program in the unincorporated areas of the County and on February 18, 2010, passed a Resolution (2010-156) to authorize all action necessary to effect a governmental aggregation program with opt-out provisions, pursuant to ORC §4928.20, directing the Fulton County Board of Elections to submit a ballot question to the electors; and

WHEREAS, pursuant to Resolution (2010-156), the Board of Elections submitted the ballot question to the electors of Fulton County at an election held May 4, 2010 and the electors voted in the affirmative of the Board of Commissioners of Fulton County having the authority to aggregate the retail electric customers located in the unincorporated area of the County, and for that purpose, enter into service agreements to facilitate for those customers the sale and purchase of electricity, said conversion to the aggregation program occurring automatically unless the customers choose to opt out of the program; and

WHEREAS, after receiving an affirmative vote from a majority of the electors of the county, ORC §4928.20(C) requires the Board of Commissioners to hold two (2) public hearings on the Plan of Operation and Governance before the adoption thereof; and

WHEREAS, said hearings were held on August 2, 2010 and August 5, 2010, pursuant to public notice in the Fulton County Expositor, a newspaper of general circulation in Fulton County, on July 13, 2010 and July 20, 2010; and

WHEREAS, the Board of Commissioners of Fulton County, Ohio, is desirous of adopting the Fulton County Electric Power Aggregation Plan of Operation and Governance, as attached hereto and incorporated herein by reference, for the implementation and administration of the County's electric aggregation program in accordance with ORC §4928.20(C) and further, authorizing Dean Genter, Board President, to execute the Certification Application for Governmental Aggregators and Affidavit for submitting to the PUCO; and

THEREFORE BE IT RESOLVED, the Board of Commissioners of Fulton County hereby adopt the Fulton County Electric Power Aggregation Plan of Operation and Governance as attached hereto and incorporated herein by reference, for the implementation and administration of the County's electric aggregation program in accordance with ORC §4928.20(C) and authorize Dean Genter, Board President, to execute the Certification Application for Governmental Aggregators and Affidavit for submitting to the PUCO; 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

RESOLUTION 2010-762

In the Matter of Resolution Approving) Office of County Commissioners,
 Then and Now Purchase Orders and) Fulton County, Ohio
 Payments) August 19, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 19, 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
2010001729	CCAO 50	7/22/2010	1,175.61
2010001765	NATIO85	8/5/2010	22,000.00
2010001767	CITYO89	8/9/2010	1,160.00
2010001782	MAINM50	8/12/2010	2,400.00
2010001784	ROSSE50	8/12/2010	7,500.00
2010001785	OHIOS08	8/12/2010	18.87
2010001786	OHIOS08	8/12/2010	18.88
2010001788	CCAO 50	8/12/2010	90.98
2010001789	FULTO82	8/16/2010	1,722.09
		TOTAL	\$36,086.43

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

Copy: Auditor; journal

