

<b>Description</b>	Minutes of Meeting		
<b>Date</b>	7/1/2010	<b>Location</b>	Commissioners Session Room
<b>Time</b>	<b>Speaker</b>	<b>Note</b>	
<a href="#">9:01:01 AM</a>	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance		
<a href="#">9:01:51 AM</a>	<b><u>Resolution 2010-565</u></b> Approve Minutes of June 28, 2010	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
<a href="#">9:02:36 AM</a>	<b><u>Resolution 2010-566</u></b> Approve Agenda As Presented or Amended	Commissioner Genter made the motion and Commissioner Short seconded the motion. Motion carried unanimously.	
<a href="#">9:03:11 AM</a>	<b>OLD BUSINESS:</b> · <b><u>Resolution 2010-567</u></b> Approve Payment of Bills	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
<a href="#">9:03:42 AM</a>	<b>NEW BUSINESS:</b> · <b><u>Resolution 2010-568</u></b> Recognize and Congratulate State Science Day Individuals	<p>7 students from Pettisville High School participated in the annual State Science Day in Columbus and were awarded good, excellent or superior ratings:</p> <p>Ms. Chrysta N. Beck, Grade 8 Project: The growth of the white Cornish-cross strain when fed at different protein levels Award: Superior</p> <p>Mr. Eliot L. Hartzler, Grade 8 Project: What is Pettisville's optimum wind turbine height? Award: Superior</p> <p>Ms. Bethany Lott, Grade 10 Project: The effect boiling or steaming has on the amount of vitamin C in potatoes Award: Excellent</p> <p>Ms. Taylor M. Kruse, Grade 10 Project: The effect of fecal matter produced by New Zealand rabbits fed different percentages of protein on the growth rate of Glycine max products Award: Superior</p> <p>Ms. Laura J. Rupp, Grade 10 Project: How transparent covers protect scrapbook paper and pictures from fading due to sun damage Award: Superior</p> <p>Mr. Daniel J. Sauder, Grade 8 Project: Alternative particle board materials Award: Superior</p> <p>Ms. Brooke A. Waidelich, Grade 8 Project: The most effective waterproof</p>	

		<p>sunscreen Award: Excellent</p> <p>Commissioner Genter made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<a href="#">9:04:43 AM</a>	<p>· <b><u>Resolution 2010-569</u></b> Award Bid for FY09 CDBG Lyons Linden Street Waterline Replacement Project</p>	<p>Bids were received for this project on June 14<sup>th</sup>. After review of the bids it was determined that PHC, Inc. submitted the lowest and best bid in the amount of \$52,954.00. This is less than 10% over the engineer's estimate. Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<a href="#">9:05:41 AM</a>	<p>· <b><u>Resolution 2010-570</u></b> Reschedule Final Hearing on Ditch Improvement 2107-Storeholder</p>	<p>The final hearing in this matter was rescheduled to August 26, 2010 at 10:00 a.m. in the chambers of the Fulton County Board of Commissioners. . Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<a href="#">9:06:55 AM</a>	<p>· <b><u>Resolution 2010-571</u></b> Authorize Board President to Enter into Contract 2010-91 with CNC Electric LLC for NSP Rehab Project Main Street, Montpelier</p>	<p>Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<a href="#">9:07:45 AM</a>	<p>· <b><u>Resolution 2010-572</u></b> Enter Into Contract 2010-86 with Eastman &amp; Smith Ltd. For Legal Services</p>	<p>Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.</p>
<a href="#">9:09:46 AM</a>	<p>· <b><u>Resolution 2010-573</u></b> Enter Into Contract 2010-87 with Fulton County Health Department on Behalf of Department of Job and Family Services</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<a href="#">9:10:52 AM</a>	<p>· <b><u>Resolution 2010-574</u></b> Enter Into Contract 2010-88 with Cargill Incorporated Deicing Technology Business Unit on Behalf of County Engineer</p>	<p>Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
<a href="#">9:11:45 AM</a>	<p>· <b><u>Resolution 2010-575</u></b> Enter Into Subgrant Agreement 2010-89 with Family Service of Northwest Ohio on Behalf of Department of Job and Family Services</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>
<a href="#">9:12:33 AM</a>	<p>· <b><u>Resolution 2010-576</u></b> Enter Into Contract 2010-90 with Dennis M. McKay for Professional Services on Behalf of Department of Job and</p>	<p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p>

	Family Services	
<a href="#">9:13:32 AM</a>	· <b><u>Resolution 2010-577</u></b> Approve Amendments to Contracts 2009-90 and 2009-95 on Behalf of Department of Job and Family Services	Commissioner Genter made the motion and Commissioner Barnaby seconded the motion.
<a href="#">9:14:23 AM</a>	· <b><u>Resolution 2010-578</u></b> Increase and Transfer Appropriations in Sanitary Engineer Fund	Commissioner Genter made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
<a href="#">9:14:55 AM</a>	· <b><u>Resolution 2010-579</u></b> Approve Then and Now Purchase Orders	Commissioner Genter made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
<a href="#">9:16:11 AM</a>	· <b><u>Resolution 2010-580</u></b> Approve Purchase Orders and Travel Requests	Commissioner Genter made the motion and Commissioner Barnaby seconded the motion.
<a href="#">9:18:05 AM</a>	· <b><u>Resolution 2010-581</u></b> Authorize Board President to Enter Into On-the-Job Training Agreement 2010- 92 with Arrow Tru-Line Inc. on Behalf of Economic Development	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
<a href="#">9:18:22 AM</a>	Recess	
<a href="#">9:32:39 AM</a>	<b>Public Hearing on 2011 Tax budget</b>	<p>Commissioner Genter opened the hearing.</p> <p>County Administrator, Vond Hall, presented the Board with an electronic copy of the budget and a summary of estimated revenue and estimated expenses for 2011. He stated that (when figuring the budget) he tries to keep expenses at or below estimated revenues that way they do not touch the carryover. Commissioner Genter asked what the goal is for carryover – to maintain, grow or deplete it? Mr. Hall stated that they need a 25% carryover just to pay the bills for the 1<sup>st</sup> 3 months of each year. It is currently not at that percentage so he would like to see it grow back to 25%. Commissioner Genter inquired if the furlough through mid 2011 was figured in and how health insurance was figured. Mr. Hall stated that the furlough was calculated and that health insurance was figured at an increase. He further noted that the appropriations are only at 95% as very seldom are 100% used.</p> <p>He showed an increase from \$50K to \$150K in the Economic Development budget due to stimulus dollars that will not be received next year. Half of that however are WIA dollars and will come back throughout the year. There will also be an adjustment in the EMS fund stating that the Budget Commission met and decided to reduce the levy. The County Auditor will be in next week to discuss.</p> <p>Commissioner Short inquired of several issues</p>

		<p>as he looked through the summary. He asked about the GIS and IT Departments. Mr. Hall stated that they are no longer General Fund departments. They are Internal Service funds that are supported by other departments. Commissioner Short stated that there has been nothing figured in for the airport for this year or next. He stated that there is going to be a serious shortfall there. He noticed a decrease in public defender fees that are anticipated for juveniles. The Board of Elections are up due to using budget numbers from a similar election year in the past and employee salaries are up in the auditor's office due to payroll that must come out of the general fund as opposed to the Real Estate Assessment fund this year.</p> <p>Mr. Hall asked the Board for their thoughts and that it was his plan to make adjustments as the Board sees fit so it can be ready for adoption on the 12<sup>th</sup>.</p> <p>The Hearing was closed at 9:55 a.m.</p>
<a href="#">9:55:20 AM</a>	Recess	
<a href="#">10:00:26 AM</a>	<b>1 st Public Hearing on Ditch Improvement Petition 2111-Lambert</b>	<p>Commissioner Barnaby opened the hearing and turned the discussion over to Rod Creager, Chief Deputy Engineer.</p> <p>Mr. Creager first explained the ditch petition process and gave a quick review of ORC §6131. He presented an aerial map of the proposed area of improvement.</p> <p>Mr. Creager then presented his preliminary report as follows:</p> <p><b><u>PROJECT INITIATION</u></b></p> <p>This drainage improvement was initiated through a single county drainage petition filed by Mr. William Lambert. The proposed improvements are located in Section 23, T-9-S, R-4-E in Amboy Township in Fulton County, Ohio at 2470 US 20. A viewing of the project site was conducted by the Board of County Commissioners, Fulton County, on Thursday, June 10, 2010.</p> <p><b><u>PROBLEMS OBSERVED</u></b></p> <p>After a pond was dug and the land around the pond was raised, water began to stand in yards at the east end of Simon Avenue in Assumption, Ohio. The pond owner later made some drainage improvements but some of the owners at the viewing claim that standing water in the area is still an issue from time to time</p> <p>A swale was constructed by the pond owner to better drain the area around the pond, concentrating storm water flow across downstream landowners. When the</p>

downstream owners constructed an embankment to protect their property, the drainage capacity of the swale was restricted.

### **PROJECT OBJECTIVES**

The primary objectives of the proposed improvement are to restore surface drainage altered by land use changes and development, to control storm water runoff in order to protect downstream outlets and to provide a mechanism to preserve the drainage improvements through a permanent maintenance program.

### **WORK PROPOSED**

Planned improvements will include a new outlet tile to remove excess storm water from the east end of Simon Avenue and the construction of an improved surface drainage system including storm water detention.

### **CONSTRUCTION ESTIMATE**

The total estimated cost for all of the work proposed including contingencies, engineering and administrative costs is \$44,176.85. It is expected that the benefits derived from the proposed improvement over the estimated 20-year useful life will exceed the project costs.

### **MAINTENANCE**

The Ohio Revised Code requires that all drainage improvement projects be placed on a permanent maintenance program.

At 10:45 Commissioner Barnaby performed a mass swearing in of all the landowners that would wish to give testimony. Testimony was given as follows:

**James Lumbrezer** – stated that between his place and his sister’s place there is water that lays there. He says to put dirt in there so water will flow back north into Lambert’s place. Where the water is, is because it was dammed up. It should flow out in the field. He stated that Bill Lambert created his own problems. In response, Commissioner Short asked Mr. Lumbrezer if the County Engineer put in a separate tile to drain that area behind the 2 homes if that would solve the problem? Mr. Lambert stated that no it would not because the water just lays there. He stated that Bill Lambert should just oopen it up so it drains into the field or he should just pile dirt there so it drains back to Bill Lambert. Mr. Creager stated that as they move forward they will get more into the actual elevations.

**Audrey Rieger** – she pointed out her property

on the aerial map and stated that they never had any problems until Bill Lambert put the pond in. She said the reason for the water problems is because of the crock that was put in that fills up with water and overflows. She said that it comes down to Bill Lambert putting in the pond and now he wants everyone else to pay for it.

**Junior Ward** – stated that he is here representing his mom, Judy Ward. His mom is 76 years old. Why do they have to pay for Bill Lambert’s mistake?

**Deana Reiger** – stated that she has lived in that area since she was 5 and when it was it field there were not issues. She doesn’t understand why he came in and put a pond at the end of a dead end street and raised the land and doesn’t understand why Simon Ave. is responsible for his land. He built up his land for his business. Mr. Creager stated that the reason they have received notice is because everyone that could benefit, could be damaged, or if they are close enough that they would like to be added, the County Commissioners are required to give notice to the landowners. Commissioner Short added that it is important to receive as much input as possible from the landowners to help the Board better understand the situation.

**Priscilla Iozzo** – stated that they own 50 acres and brought pictures of the area at the time the purchase contract was signed. She stated the area was flat. When they built their daughter’s houses on that land, they had to put in drainage swales. They built their house up, the water goes through pipes and into their own pond. It never overflows. She then presented pictures of the area after Mr. Lambert put his pond in. She stated they had asked him not to build up that high. She stated that they made phone calls to the county and other landowners in the area and no one would listen to her until the first big rainfall. She stated that she does not want the water just to run off into the field because they rent their field to be planted. If crops do not grow, there is no money. She does not want the runoff to go into her field. She stated that Mr. Lambert made the problem and she he should take care of his own problem.

**James Lumbrezer** –stated that he wants the water to go out into the field to drain or he will put dirt in there.

**Priscilla Iozzo** – stated that if that happens then Jeff Simon loses an acre of ground, not Lambert.

**Mike Lumbrezer** – stated that there are 2 more lots in that area that are going to be sold. They will then be developed. They have to think about what they are going to do. Bill Lambert

	<p><b><u>Resolution 2010-582</u></b>  Order County Engineer  to Complete the  Necessary Survey,  Plans, Maps and  Profiles for Proposed  Improvement-Ditch  2111 Lambert</p>	<p>should be responsible.</p> <p><b>Faye Lumbrezer</b> – stated that Bill Lambert is the one that caused the problem, not the people on Simon Ave. When he put in the pond that started this whole thing.</p> <p>Commissioner Barnaby closed the hearing at 11:21:40 a.m. and began deliberations.</p> <p>Commissioner Barnaby stated that if they vote no, they still have water issues and there is still a petition to answer. Commissioner Short stated that he believes that this matter needs further investigation to see what actually needs to be done. Regional Planning would have approved putting the pond in. He stated that there are 3 separate issues that need dealt with and that they have received additional info today from the landowners that the Board was previously unaware of. He stated that he thinks they should proceed to see what can be worked out. He noted to the landowners that this today is not about assessments, its only asking Mr. Creager to collect additional info.</p> <p>Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.</p> <p>The filing of the engineer’s report was set for October 14, 2010 at 10 a.m. Commissioner Short encouraged the residents to attend.</p>
<p><a href="#">11:29:27 AM</a></p>	<p>Adjourn</p>	<p>Commissioner Short made the motion and Commissioner Barnaby seconded the motion.</p>
	<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>	

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**RESOLUTION 2010-565**

In the Matter of Resolution Approving        )     Office of County Commissioners  
Minutes of June 28, 2010                    )     Fulton County, Ohio  
  )     July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 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 June 28, 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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 2010-566**

In the Matter of Resolution to approve ) Office of County Commissioners  
the agenda as amended or presented ) Fulton County, Ohio  
) July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 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: July 1, 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:

<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
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

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

cc: File

**RESOLUTION 2010-567**

In the Matter of Resolution Approving        )     Office of County Commissioners,  
Payment of Bills                                )     Fulton County, Ohio  
  )     July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 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:

<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
_____	_____	_____
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 2010-568**

In the Matter of Resolution of Recognition and ) Office County Commissioners  
Congratulatory to State Science Day Individuals ) Fulton County, Ohio  
) July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 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**, Annually, the Ohio Academy of Science and others sponsor “State Science Day”; and

**WHEREAS**, the Board of County Commissioners support and encourage Science Education and the participation in “Science Fairs”; and

**WHEREAS**, seven Fulton County School youth excelled at the local level and earned the honor of participating in “State Science Day”.

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners do hereby give congratulations to the following Fulton County youth for their **excellent** and **superior** achievement at the State level:

- **Ms. Chrysta N. Beck, Pettisville HS, Grade 8, Superior**
- **Mr. Eliot L. Hartzler, Pettisville HS, Grade 8, Superior**
- **Ms. Bethany Lott, Pettisville HS, Grade 10, Excellent**
- **Ms. Taylor M. Kruse, Pettisville HS, Grade 10, Superior**
- **Ms. Laura J. Rupp, Pettisville HS, Grade 10, Superior**
- **Mr. Daniel J. Sauder, Pettisville HS, Grade 8, Superior**
- **Ms. Brooke A. Waidelich, Pettisville HS, Grade 8, Excellent**

**BE IT FURTHER RESOLVED**, that the parents, teachers, and the school administration be commended for giving their support, education, and encouragement to the above named individuals thereby allowing them to excel.

**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 – 569**

In the Matter of Resolution to Award Bid ) Office of County Commissioners  
to P.H.C., Inc. for the Lyons Linden St. ) Fulton County, Ohio  
Waterline Replacement Project - B-F-09-1AX-1 ) July 1, 2010

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on July 1, 2010, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

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

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

**WHEREAS**, bids were received on June 14, 2010 for the FY09 CDBG Lyons Linden St. Waterline Replacement Project for B-F-09-1AX-1; and

**WHEREAS**, after reviewing all bids it was determined that P.H.C., Inc. presented the lowest and best bid and Steve Brown, Regional Planning Director recommends awarding the same; and

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners award the bid to **P.H.C., Inc.** for the FY09 CDBG Lyons Linden St. Waterline Replacement Project, B-F-09-1AX-1, in the amount of **\$52,954.00**. This less than 10% above the Engineer’s Estimate of \$48,750.00.

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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: Regional Planning, Journal, Contract file

**RESOLUTION 2010-570**  
**CONTINUE FINAL HEARING**

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In the Matter of the *Single*  
County Ditch No. *2107* Petitioned  
For by Lawrence Storeholder, et al.

Office of County Commissioners  
Fulton County, Ohio  
*July 1, 2010*

The Board of County Commissioners of Fulton County, Ohio, pursuant to notice, met in *regular* session on July 1, 2010 at the office of said board with the following members present:

*Commissioner Genter, and Commissioner Barnaby, and Commissioner Short.*

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

**WHEREAS**, an engineer's report was filed in this matter on April 29, 2010 and at that time a final hearing was fixed for July 15, 2010 at 10:00 a.m.;

**WHEREAS**, per Ohio Revised Code §6131.16, notices must be mailed to the landowners affected by the proposed improvement of the final hearing and of their notice of intention of payment not later than twenty-one (21) days before the date of the final hearing; and

**WHEREAS**, due to unforeseen circumstances, notice was not mailed within the time prescribed by the Ohio Revised Code;

**WHEREAS**, it is necessary to reschedule the date of the final hearing in this matter to allow for adequate time to serve notice upon the landowners and be in compliance with the Ohio Revised Code.

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby continue the final hearing on Ditch Improvement Petition 2107-Storeholder to August 26, 2010 at 10:00 a.m. in the Chambers of the Board of Commissioners of Fulton County; and

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

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

**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: R. Creager; file

**RESOLUTION 2010-571**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Enter Into Contract 2010-91 with ) Fulton County, Ohio  
CNC Electric LLC for NSP Rehab Project ) July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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 May 25, 2010, Maumee Valley Planning Organization received bids for the Neighborhood Stabilization Program Rehabilitation Project known as 416 E. Main Street, Montpelier. Two (2) bids were received; and

**WHEREAS**, after review of the bids by the Maumee Valley Planning Organization, it was determined that CNC Electric, LLC submitted the lowest and best bid; and

**WHEREAS**, Fulton County, as the lead county for the Neighborhood Stabilization Program, by and through it's Board of Commissioners, is therefore the contracting authority for such projects associated therewith. A contract has been successfully negotiated with CNC Electric, LLC to perform the duties as described therein;

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract 2010-91** with CNC Electric, LLC for the Neighborhood Stabilization Program Rehabilitation Project known as 416 E. Main Street, Montpelier, as attached hereto and incorporated herein as if fully rewritten; and

**BE IT FURTHER RESOLVED**, that the contract shall be in the amount of SEVENTY NINE THOUSAND AND 00/100 DOLLARS (\$79,000.00).

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ 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; RPC; MVPO

**RESOLUTION 2010-572**

In the Matter of Resolution to Enter Into                    )           Office of County Commissioners  
**Contract 2010-86** with Eastman & Smith Ltd.        )           Fulton County, Ohio  
For Legal Services    )           July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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**, Fulton County Prosecuting Attorney, Scott Haselman, by his letter dated May 14, 2010, granted permission to the Fulton County Board of Commissioners to employ outside legal counsel for representation in matters related to the Ohio EPA Findings and Orders at the Fulton County Landfill; and

**WHEREAS**, a contract has been successfully negotiated with outside counsel, Eastman & Smith Ltd., for legal services associated with such matters as referenced hereinabove; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby enter into **Contract 2010-86** with Eastman & Smith, Ltd. For legal services in matters related to the Ohio EPA Findings and Orders at the Fulton County Landfill, pursuant to the terms and conditions set forth therein; and

**BE IT FURTHER RESOLVED**, the amount of said contract shall be in the amount of TWENTY THOUSAND AND 00/100 DOLLARS (\$20,000), unless otherwise amended by formal proceedings; 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
_____ 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, Eastman & Smith; FCSE

**RESOLUTION 2010-573**

In the Matter of Resolution to Enter Into                    )           Office of County Commissioners  
Sub-grant Agreement **2010-87** with Board of            )           Fulton County, Ohio  
Health on Behalf of Department of Job and            )           July 1, 2010  
Family Services    )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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**, pursuant to a TANF grant dollars awarded to the Fulton County Department of Job and Family Services, it is necessary to execute a sub-grant agreement on behalf of the Fulton County Department of Job and Family Services, with the Fulton County Health Department for lice eradication services; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby enter into **Sub-grant Agreement 2010-87** with the Fulton County Health Department, on behalf of the Fulton County Department of Job and Family Services for the purpose of lice eradication services as outlined in said agreement and pursuant to the terms and conditions set forth therein; and

**BE IT FURTHER RESOLVED**, this contract shall be in effect from July 1, 2010 through June 30, 2011, unless otherwise extended or terminated through formal proceedings; 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
_____	_____	_____
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, JFS

**RESOLUTION 2010-574**

In the Matter of Resolution to Enter Into **Contract** ) Office of County Commissioners  
**2010-88** with Cargill Incorporated Deicing Technology ) Fulton County, Ohio  
Business Unit for Road Salt for Ice Control for ) July 1, 2010  
2010-2011 Ice Control Season )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, Joseph D. Short

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

**WHEREAS,** On June 3, 2010, the Board of Commissioners of Fulton County held the bid opening for rock salt for ice control for the 2010-2011 ice control season; and

**WHEREAS,** on June 7, 2010, upon the recommendation of the County Engineer, the Commissioners, by **Resolution 2010-493**, awarded the bid to the lowest and best bidder, Cargill Incorporated Deicing Technology Business Unit, of Olmstead, Ohio; and

**THEREFORE BE IT RESOLVED,** that the Fulton County Board of Commissioners will now enter into **Contract 2010-88** with Cargill Incorporated Deicing Technology Business Unit for road salt for the 2010-2011 ice control season according to the terms and conditions contained therein;

**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
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

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

Copy to: Auditor, Contract File, Contractor file, Contractor, Engineer

**RESOLUTION 2010-575**

In the Matter of Resolution to Enter Into                    )           Office of County Commissioners  
Sub-grant Agreement **2010-89** with Family                )           Fulton County, Ohio  
Service of Northwest Ohio on Behalf of                 )           July 1, 2010  
Department of Job and Family Services                 )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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**, pursuant to a TANF grant dollars awarded to the Fulton County Department of Job and Family Services, it is necessary to execute a sub-grant agreement on behalf of the Fulton County Department of Job and Family Services, with Family Service of Northwest Ohio, aka Four County Family Center for visitation services; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby enter into **Sub-grant Agreement 2010-89** with Family Service of Northwest Ohio, aka Four County Family Center, on behalf of the Fulton County Department of Job and Family Services for visitation services as outlined in said agreement and pursuant to the terms and conditions set forth therein; and

**BE IT FURTHER RESOLVED**, this contract shall be in effect from July 1, 2010 through June 30, 2011, unless otherwise extended or terminated through formal proceedings; 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
_____	_____	_____
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, JFS

**RESOLUTION 2010-576**

In the Matter of Resolution to Enter Into            )           Office of County Commissioners  
**Contract 2010-90** with Dennis M. McKay        )           Fulton County, Ohio  
On Behalf of Department of Job and Family    )           July 1, 2010  
Services For Financial Consulting Services     )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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**, the Fulton County Department of Job and Family Services has identified a need for financial consulting; and

**WHEREAS**, Mr. Dennis M. McKay is experienced and willing to perform the financial services needed by the Department of Job and Family Services; and

**WHEREAS**, an agreement has been successfully negotiated with Mr. McKay on behalf of the Department of Job and Family Services to provide said services; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners, on behalf of the Fulton County Department of Job and Family Services, will enter into **Contract 2010-90** with Mr. Dennis M. McKay to provide the financial services as outlined in said contract and pursuant to the terms and conditions set forth therein; and

**BE IT FURTHER RESOLVED**, that the term of the contract is effective from July 1, 2010 through June 30, 2011, unless otherwise terminated or extended by formal amendment.

**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
_____ 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, JFS

**R E S O L U T I O N 2010-577**

In the Matter of Resolution to Approve            )   Office of County Commissioners  
**Amendments to Contracts 2009-90 and**        )   Fulton County, Ohio  
**2009-95** on Behalf of Department of Job        )   July 1, 2010  
and Family Services                                )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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 2009-90** with Fulton County Cab Service Limited and **Contract 2009-95** with Northwestern Ohio Community Action Commission previously entered into on behalf of the Fulton County Department of Job and Family Services to extend the contract period of each contract from June 30, 2010 until June 30, 2011; 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. 2** to **Contract 2009-90** in the amount of \$60,000.00 and **Amendment No. 2** to **Contract 2009-95** in the amount of \$64,000.00 and **extending each contract to June 30, 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.

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
_____	_____	_____
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 2010-579**

In the Matter of Resolution Approving                    )       Office of County Commissioners,  
 Then and Now Purchase Orders and                    )       Fulton County, Ohio  
 Payments    )       July 1, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 1, 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:

<b>PO NUMBER</b>	<b>VENDOR</b>	<b>PO DATE</b>	<b>AMOUNT</b>
2010001230	DWCOL50	6/17/2010	1000.00
2010001231	CONTR70	6/17/2010	1535.00
2010001243	BECKE80	2/21/2010	36.00
2010001244	DREYE20	2/21/2010	444.00
2010001247	DWCOL50	6/24/2010	110.10
2010001249	QUILL40	6/24/2010	675.00
2010001254	THOMS60	6/24/2010	2400.00
2010001263	VERIZ50	6/24/2010	84.76
2010001265	BAGLE50	6/24/2010	275.00
2010001266	LERCH95	6/24/2010	750.00
2010001268	CDACO15	6/24/2010	725.10
2010001278	TOLED19	6/24/2010	100.00
2010001280	SAFE450	6/24/2010	288.00
2010001281	SPRINI63	6/24/2010	514.69
2010001285	WALMA30	6/24/2010	156.30
2010001286	WALMA30	6/24/2010	70.00
2010001287	WALMA30	6/24/2010	137.00
2010001288	COOKW50	6/24/2010	90.00
2010001289	HILOW50	6/24/2010	345.00
2010001290	ABBOT20	6/24/2010	200.00
2010001291	DSDIV50	6/24/2010	100.00
2010001292	MCGAR50	6/24/2010	255.00
2010001293	FULTO27	6/24/2010	1191.23
2010001297	RECKN40	6/24/2010	168.00
2010001301	3DVIS50	6/24/2010	2622.00
2010001302	DSDIV50	6/24/2010	100.00
			\$14,372.18

**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



**RESOLUTION 2010-581**

In the Matter of Resolution to Enter Into        )       Office of County Commissioners  
**Contract 2010-92** with Arrow Tru-Line, Inc )       Fulton County, Ohio  
For On-The-Job Training on Behalf of        )       July 1, 2010  
Economic Development                            )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, July 1, 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 on the behalf of the Fulton County Economic Development, Workforce Development Agency, with Arrow Tru-Line, Inc., of Archbold, Ohio, for the purpose of said company to employ, train, on a full time basis, two (2) trainees for the occupations of Auto Operator, Rollformer, Product Engineer and Forklift Operator; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners, on behalf of the Fulton County Economic Development, Workforce Development Agency, will enter into **Contract 2010-92** with Arrow Tru-Line, Inc. for the purpose of said company to employ, train, on a full time basis, two (2) trainees for the occupations of Auto Operator, Rollformer, Product Engineer and Forklift Operator as set forth in the training application and contract attached hereto and incorporated herein by reference; 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
_____	_____	_____
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

**RESOLUTION – 2010-582**

**COMMISSIONER’S FINDING FOR THE IMPROVEMENT**

Revised Code, Sec. 6131.12

Form 22012

In the Matter of the <i>Single</i>	)	Office of County Commissioners,
County Ditch No. <i>2111</i> Petitioned	)	Fulton County, Ohio
for by <i>William Lambert, et al.</i>	)	<b>July 1, 2010</b>

The Board of County Commissioners of Fulton County, Ohio met in *regular* session on the *1<sup>st</sup> day of July, 2010*, at the office of said board with the following members present:

*Commissioner Dean Genter*  
*Commissioner Paul Barnaby*  
*Commissioner Joseph Short*

*Commissioner Barnaby* moved the adoption of the following Resolution:

**WHEREAS**, This being the day fixed by the Board in its order dated the *29<sup>th</sup> day of April, 2010*, for the hearing on the petition in the above named improvement, the Board met at the office of said Board, and conducted the hearing by causing the petition to be publicly read, together with all applications for and against the improvement, and

**WHEREAS**, After proper examination, the Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and

**WHEREAS**, The Board has made an actual view of the proposed improvement and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, spurs, or change of route, course, termini, or manner of construction described in the petition, or any application therefor; and

**WHEREAS**, The Board has given consideration to the protection of environmentally significant areas when those areas could be adversely affected by the construction of the proposed improvement and has given consideration, where necessary to alternative plans providing for that protection as well as for construction of the proposed improvement.

**THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Fulton County, Ohio, that it is hereby found that the proposed improvement petitioned for is necessary and will be conducive to the public welfare, and it is reasonably certain that the cost thereof will be less than the benefits, and the prayer of the petition is hereby granted; and it further finds that the following described route and termini of the proposed improvement and of the branches, spurs and laterals thereof, and the manner of constructing the same are the best and the same are hereby adopted and prescribed by the Board:

*Commencing* approximately 730 feet north of the south quarter corner of Section 23 T-9-S, R-4-E, in Amboy Township, Fulton County, Ohio, on the west property line of the William Lambert property (Parcel Number 01-001696-01.000);

*Thence*, continuing to the north on the Lambert property (Parcel Number 01-001696-01-.000), parallel to the west Lambert property line to a point on the property line between William Lambert and the property owned by Mr. and Mrs. Michael Iozzo (Parcel Number 01-001696-00.000), near the northwest corner of said Lambert property (Parcel Number 01-001696-01.000);

*Thence*, continuing to the east on the property line between William Lambert (Parcel Number 01-001696-01.000), and Mr. and Mrs. Iozzo, (Parcel Number 01-001696-00.000), to the northeast corner of the Lambert property (01-001696-01.000);

*Thence*, continuing south, centered on the Iozzo property (01-001696-00.000) and parallel to the property line between said Lambert (01-001696-01-000) and Iozzo (01-001696-00.000) properties to the roadside swale on the Ohio Department of Transportation, US 20 right-of way and there to terminate; and

**BE IT FURTHER RESOLVED**, That the County Engineer be and he is hereby directed to cause to be made the necessary survey for the proposed improvement, plans for the structures, maps showing the location of the land proposed to be assessed, and profiles showing the cutting and gradient of the improvement, and make an estimate of the cost of the construction of the improvement; which shall include actual construction cost, the cost of engineering, and the cost of notices, publication and other incidental expenses; and set proper construction stakes, and perform such other duties as required by Section 6131.14 of the Revised Code of Ohio, and

**BE IT FURTHER RESOLVED**, That the *14<sup>th</sup>* day of *October, 2010*, at *10:00 a.m.* is hereby fixed as the time for filing with the Clerk of the County Commissioners all of the plans, maps, profiles, schedules and reports prepared by the County Engineer; and

**BE IT FURTHER RESOLVED**, that further hearing on the improvement is hereby adjourned to the date above fixed for the filing of the reports, plans, and schedules by the County Engineer.

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

**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: Rod Creager  
File