

**FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONER'S CHAMBERS
151 S. FULTON STREET, SUITE 270
WAUSEON, OH 43567**

**MINUTES OF MEETING
APRIL 2, 2012**

[9:01:15 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance – All Members Present

[9:02:01 AM](#)

· **Resolution 2012-296** Approve Minutes of Regular Session 3/26/2012
Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried 2-1. Commissioner Rupp abstained.

[9:02:43 AM](#)

· **Resolution 2012-297** Approve Agenda As Presented or Amended
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:03:30 AM](#)

OLD BUSINESS:

Follow-Up Discussion on EMS Advisory Committee

Rod Cheney, EMS Director, was present for the discussion. He presented his list of recommendations for various topics for discussion by the advisory committee.

It was noted that many times the system is being used as an emergency room. Often times when help arrives it is learned that it is not an emergency situation. It is however difficult to assess over the phone whether it is a situation where an ALS unit must go out. To be safe, ALS is dispatched and then turned away if not needed.

The concept of mutual aid was previously discussed but was not supported by many of the entities. Commissioner Genter indicated that there have been several instances when mutual aid would've been suitable. There should be protocol put in place for these instances. Mr. Cheney stated that he believes this to be a training issue. Everything starts with dispatch. Commissioner Genter stated there needs to be better communication between the dispatchers and chiefs. These concerns should be discussed at 9-1-1 meetings. Commissioner Barnaby stated that mutual aid needs to be an area of discussion for the advisory group. Mr. Cheney agreed stating that they need to be more proactive at moving these stations when needed. He went through a recent situation where stations had to move as Wauseon, Delta and Swanton were out on calls. Archbold moved over to Delta to cover those stations and then they ended up responding to a call in Lyons. That situation worked out well. Another area that needs addressed is the strategic location of the ALS rigs. Do they need to be shifted? There has been a population shift in the county, especially in the Southeast part of the county.

Commissioner Genter indicated that the 1st issue is manpower. The 2nd is ALS. It is up to the Commissioners to make sure that the program is being operated up to the full intent of the program.

Discussion was held on the people to consider for the advisory Board. In 1998 the group that was formed consisted of an at-large member; the chair and vice-chair of the Fireman's Association; the Fulton County Medical Director; the Village of Swanton; a member of the Fulton County Health Center Emergency Department; and a Representative from the Township Trustees Association. For the new group, Dr. Huffman, filling the role as coroner could assume a dual role of the medical director and the emergency department representative. Commissioner Rupp inquired if there are any others that Mr. Cheney has in mind that would add value? Mr. Cheney indicated that someone from another county EMS system may be helpful as they may bring knowledge that is unknown to Fulton at this time. He indicated that he has spoken with BJ Paztor to act as a facilitator. After due consideration, she will be back in touch with him to either accept or decline the invite. He indicated that she would be a tremendous asset to this group no matter what capacity she would serve. Commissioner Rupp indicated that Magistrate Altman may be a consideration for a facilitator as well. Commissioner Barnaby communicated that in addition to the Fireman's Association President and Vice President, there should be a representative from the Township Trustees Association. He further noted that there needs to be an odd number of people for voting purposes. For an at-large seat, there have been calls coming in from the general public asking how they may serve. Mr. Genter indicated that in addition to the formal invites we will accept applications from the Fulton County taxpayers to fill 2 at-large seats. Interested parties should submit a resume and 50-word essay of why they wish to be on the Board. This will also be advertised in the paper. In the mean time they will formalize their own and Mr. Cheney's agenda items so they have the information available to educate the selected applicants. Commissioner Genter stated that he does not feel that a 5 hour meeting is enough time to make a decision. Mr. Cheney agreed stating that with some of things being proposed there is the potential for a lot of changes and they need to have sufficient time to evaluate all of them.

[9:45:16 AM](#)

·Review Notices of Alternative Holiday Schedules Pursuant to ORC 325.19(F)
Notice was filed by the County Engineer and Highway Department; Clerk of Courts; and Prosecuting Attorney's office advising of an alternate leave schedule for Good Friday.

[9:45:54 AM](#)

·Review Correspondence Regarding Senior Center

The Senior Center Director advised the City of Wauseon was having a contractor come in to jack up the city sidewalks and stated they would include the sidewalks in front of the Senior Center Building for \$400 if interested. The Board will go and take a look at the sidewalks and hold further discussion on Thursday.

[9:49:36 AM](#)

· **Review Clerk's Notice of Filing of Single County Ditch Petition filed for by John Trowbridge , et al.**

Resolution 2011-298 Fix Date and Time of View and 1st Hearing on Petition 2119 Trowbridge
Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously

John Trowbridge filed a petition to clean and brush clean an open ditch, Branch 12 of Blue Creek, in Swancreek Township. The Board fixed the time of view for June 7, 2012 at 11:00 a.m. at the site of the proposed improvement and June 21, 2012 at 10:00 a.m. for the 1st Hearing on the Petition in the Commissioners Chambers.

[9:50:19 AM](#)

RESOLUTIONS:

· **Resolution 2012-299** Release Escrow Funds for Schmucker Sanitary Sewer Extension Improvement Project

Ziad Musallam, Sanitary Engineer, was present for the discussion. He explained that in December 2007 Dean and Christine Schmucker petitioned the Board for the construction, maintenance and operation of a sanitary sewer improvement to service their property along SR 2 in Pettisville, Clinton Twp. The Board

gave him the choice to either petition the county or install the improvement on their own, but in accordance with the County's specifications. The Schmucker's chose to complete the project on their own. As one of the conditions of the contract the Board established an escrow account in the amount of 100% of the construction costs for the project in lieu of a warranty bond, for a period of one year, in lieu of a warranty bond. The improvement has been in operation for a period of one year and after inspection, no deficiencies have been observed and therefore it is recommended that funds being held in escrow be released.

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

[9:55:08 AM](#)

· **Resolution 2012-300** Transfer Appropriations in WIA Fund

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

[9:55:22 AM](#)

· **Resolution 2012-301** Appoint Part-Time Intermittent Transfer Station Operator

Commissioner Genter made the motion to table the resolution as the BCI has not come back on the individual as expected and Commissioner Rupp seconded the motion. Motion carried unanimously.

Resolution 2012-303 Table Resolution 2012-301.

[9:57:47 AM](#)

· **Resolution 2012-302** Approve Purchase Orders and Travel Requests

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously. Discussion was held on 2 travel requests submitted by the Clerk of Courts requesting that mileage be paid when there are county vehicles available. Another concern is the liability imposed when transporting additional county employees to a county function in their own vehicle. The Board approved 2 requests and will send back the 2 in question.

[10:03:56 AM](#)

ADJOURN

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

APPROVED:

Dean Genter

Paul Barnaby

Perry Rupp

ATTEST:

Jennifer L. Connors, Clerk

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

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RESOLUTION 2012-296

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of March 29, 2012) Fulton County, Ohio
) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 2, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the resolution herein.

THEREFORE BE IT RESOLVED, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held March 29, 2012, 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

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-297

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 2, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Commission Staff, to the best of its ability, has prepared the agenda for the day, and

WHEREAS, the Board of County Commissioners has reviewed said agenda and find it to be satisfactory as presented or as officially amended on the record in open session.

THEREFORE, BE IT RESOLVED, that the Board of Fulton County Commissioners hereby approve the agenda as amended or presented for: April 2, 2012; 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 |
| _____ Perry Rupp | _____ Perry Rupp | _____ Perry Rupp |

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-298

ORDER FIXING DATE AND HOUR OF VIEW AND FIRST HEARING

Revised Code, Sec. 6131.07

In the Matter of the *Single*) Office of County Commissioners,
County Ditch No. 2119 Petitioned) Fulton County, Ohio
for by *John H. Trowbridge*) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session on April 2, 2012 at the office of said board with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following Resolution:

WHEREAS, on this 2nd day of April, 2012, the Board of Commissioners and the County Engineer of Fulton County, Ohio have been given notice of the filing of a petition signed by John H. Trowbridge to clean and brush clean an open ditch, Branch 12 of Blue Creek, the following course and termini of such, to wit:

Commencing approximately 310 feet north and 1390 feet west of the East Quarter Corner of Section 33, T-7-N, R-8-E in Swancreek Township, Fulton County, Ohio;

Thence continuing in a southerly direction following the route and course of the existing open ditch, to a point in the north right-of-way of Swancreek Township Road C;

Thence continuing to the east, following the existing ditch on and along the north right-of-way of Swancreek Township Road C, crossing Swancreek Township Road 4, and terminating on the north right-of-way of Swancreek Township Road C at Blue Creek Main.

WHEREAS, it appears to the Board that the proper bond has been filed, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the costs incurred by the Engineer in making his preliminary reports, if the prayer of the petition is not granted, or if the petition is for any cause dismissed, unless the Board decides to pay the Engineer's costs from the bond in accordance with §6131.09 of the Ohio Revised Code.

THEREFORE, BE IT RESOLVED, by the Board of County Commissioners, that the 7th day of June, 2012 at 11:00 a.m. ,at the site of the proposed improvement, be and the same is hereby fixed as the time and place for the view thereon; and

BE IT FURTHER RESOLVED, that the 21st day of June, 2012 at 11:00 a.m., at the office of said board, be and the same is hereby fixed as the time and place for the first hearing on the petition; and

BE IT FURTHER RESOLVED, that notice of said view and hearing be given, as required by law.

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

Table with 3 columns: Voting Aye thereon, Voting Nay thereon, Abstain. Rows for Paul Barnaby, Dean Genter, Perry Rupp.

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: _____
Jennifer L. Connors, Clerk

Fulton County COMMISSIONERS



BOARD OF COUNTY COMMISSIONERS

Dean A. Genter
Paul D. Barnaby
Perry L. Rupp

ADMINISTRATOR

Vond T. Hall

CLERK

Jennifer L. Connors

152 South Fulton St.
Suite 270
Wauseon, Ohio
43567-3309

Ph. (419) 337-9255
Fax (419) 337-9285

OFFICE HOURS:

Monday – Friday
8:30 a.m. – 4:30 p.m.

SESSIONS:

Monday and Thursday
9:00 a.m. – 4:00 p.m.

April 2, 2012

NOTICE OF FILED PETITION AND BOND Ohio Revised Code §6131.07

**In the Matter of:
Single County Ditch Number 2119, Petitioned for by John H. Trowbridge**

**TO: FULTON COUNTY BOARD OF COMMISSIONERS
FULTON COUNTY ENGINEER**

YOU ARE HEREBY NOTIFIED that on the 28th day of March, 2012, John H. Trowbridge filed a **Single County Ditch Petition**, as provided for under §6131.04 of the Ohio Revised Code, with the Clerk of the County Commissioners of Fulton County, Ohio. The substance and prayer of which said application is, that the construction of the improvement is necessary, will benefit the petitioner(s), and will be conducive to the public welfare, and prays for the making of such improvement *to clean and brush clean an open ditch, Branch 12 of Blue Creek, the following course and termini of such, to wit:*

Commencing approximately 310 feet north and 1390 feet west of the East Quarter Corner of Section 33, T-7-N, R-8-E in Swancreek Township, Fulton County, Ohio;

Thence continuing in a southerly direction following the route and course of the existing open ditch, to a point in the north right-of-way of Swancreek Township Road C;

Thence continuing to the east, following the existing ditch on and along the north right-of-way of Swancreek Township Road C, crossing Swancreek Township Road 4, and terminating on the north right-of-way of Swancreek Township Road C at Blue Creek Main.

Said Notice of Filing being made, I respectfully request that the Board fix a date and hour for the VIEW of the proposed improvement for the 7th day of June, 2012 at 11:00 a.m. at the site of the proposed improvement and the 21st day of June, 2012 at 11:00 a.m., in the Commissioners Chambers for the first hearing on the petition.

Jennifer L. Connors, Clerk
Board of Commissioners
Fulton County, Ohio

cc: file

RESOLUTION 2012 – 299

In the Matter of Resolution to Release) Office of County Commissioners
Schmucker Sanitary Sewer Extension) Fulton County, Ohio
Improvement Escrow Fund) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on April 2, 2012, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, on December 13, 2007 Dean & Christine Schmucker, hereinafter referred to as the “Petitioners”, have petitioned the Board of Fulton County Commissioners, hereinafter referred to as the “County”, to provide for construction, maintenance and operation of sanitary sewer improvement to serve their property (Parcel No. 04-006520-01.000) along State Route 2, Pettisville, Clinton Township, Fulton County; and

WHEREAS, on January 22, 2008 the Board of Fulton County Commissioners entered into Contract 2008–024 with the Petitioners to complete said improvement, and

WHEREAS, Fulton County Sanitary Engineer has indicated that said improvement has been constructed in accordance with current Fulton County Water and Sewer District Construction and Material Specifications; and

WHEREAS, prior to final approval and acceptance of said improvement, Contract 2008-024 requires the Petitioners to provide a warranty bond in the amount of one hundred percent (100%) of the construction cost for maintenance for a period of one (1) year from the date of acceptance of the improvement; and

WHEREAS, the Board of Fulton County Commissioners has established an escrow account in the amount of \$5,470.00 for one year in place of a warranty bond; and

WHEREAS, Fulton County Sanitary Engineer has indicated that said improvement has been in operation for one year without any deficiencies.

THEREFORE BE IT RESOLVED, the Board of Fulton County Commissioners hereby releases the escrow fund, as established for Schmucker Sanitary Sewer Extension Improvement as part of Resolution 2011-289, in the amount of \$5,470.00 plus any and all interest accrued on the principal to date subject to any bank fees and charges incurred; 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 |
| _____ Perry Rupp | _____ Perry Rupp | _____ Perry Rupp |

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

Attest: _____
Jennifer Connors, Clerk

Cc: Public Utilities

RESOLUTION 2012-300

In the Matter of Resolution to Transfer) Office of County Commissioners
Appropriations Within WIA Fund 2710) Fulton County, Ohio
) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 2, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to transfer appropriations in the WIA Fund 2710 to meet expenses associated with the Youth Contract.

THEREFORE, BE IT RESOLVED, the Board of Commissioners hereby authorizes the following APPROPRIATIONS BE TRANSFERRED:

| <u>AMOUNT</u> | <u>ACCOUNT</u> |
|---------------|--|
| \$3,100.21 | From: 2710-17920-5-41002 WIA Out of School Youth |
| \$3,100.21 | To: 2710-17920-5-41001 WIA In School Youth |

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 |
| _____ Perry L. Rupp | _____ Perry L. Rupp | _____ Perry L. Rupp |

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Auditor; JFS; WFD/ED

RESOLUTION 2012-302

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) April 2, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on April 2, 2012, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

BE IT RESOLVED , that the Fulton County Commissioners will sign a Purchase Order computer edit list prepared by the Fulton County Auditor, in addition to signing each individual purchase order, if necessary. Said Purchase Order Edit List will be on file in the Fulton County Commissioners Office in lieu of being journalized, and;

BE IT FURTHER RESOLVED, that the Board of Commissioners approve travel requests as submitted, and;

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

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Dean Genter

Dean Genter

Dean Genter

Paul Barnaby

Paul Barnaby

Paul Barnaby

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File