

Description	MINUTES OF MEETING		
Date	11/8/2012	Location	Commissioners Chambers
Time	Speaker	Note	
9:01:25 AM	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance - all members present		
9:02:20 AM	· <u>Resolution 2012-1003</u> Approve Minutes of Regular Session on 11/5/2012	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.	
9:02:31 AM	· <u>Resolution 2012-1004</u> Approve Agenda As Presented	Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.	
9:03:29 AM	OLD BUSINESS: · <u>Resolution 2012-1005</u> Approve Payment of Bills	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.	
9:03:34 AM	· Review Weekly Dog Warden Reports		
9:03:45 AM	· Review Apiary Inspection Report for October 2012		
9:04:18 AM	NEW BUSINESS: RESOLUTIONS: · <u>Resolution 2012-1006</u> Approve Pay Request No. 1 (Final) for Leachate Collection and Lagoons System Project	<p>Commissioner Genter made the motion and Commissioner Rupp seconded the motion.</p> <p>Public Utilities Director, Ziad Musallam, was present for the discussion. He explained that payment had been delayed by a month due to not receiving the Certified Payroll associated therewith until October 29, 2012. Commissioner Barnaby inquired about the lagoons. Mr. Musallam, stated the east lagoon is empty and the west is at about 20%. Motion carried unanimously.</p> <p>Commissioner Barnaby inquired about the effects of the west pond setting empty. Mr. Musallam answered that enough cover and moisture has been built into it to keep the liner compact to resist cracking.</p> <p>Motion carried unanimously</p>	

9:09:32 AM	· <u>Resolution 2012-1007</u> Authorize Draw Request for FY2011 CDBG Formula Funds	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:09:49 AM	· <u>Resolution 2012-1008</u> Transfer Appropriations for EMS and Public Utilities Department	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:10:09 AM	· <u>Resolution 2012-1009</u> Approve Then and Now Purchase Orders	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:10:50 AM	· <u>Resolution 2012-1010</u> Approve Purchase Order and Travel Requests	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:11:23 AM	RECESS	
9:30:29 AM	<u>Resolution 2012-1011 Hold Executive Session pursuant to Ohio Revised Code §121.22 (G)(1) to discuss the employment of a public employee</u>	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Roll call vote: Rupp, yes; Barnaby, yes; Genter, yes. Motion carried unanimously.
10:21:47 AM	Out of Executive Session	No action taken.
10:22:02 AM	Adjourn	
	<p>APPROVED:</p> <p>_____</p> <p>Dean Genter</p> <p>_____</p> <p>Paul Barnaby</p> <p>_____</p> <p>Perry Rupp</p> <p>ATTEST:</p> <p>_____</p> <p>Jennifer L. Connors, Clerk</p> <p>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.</p>	

RESOLUTION 2012-1004

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 8, 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: November 8, 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 2012-1005

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 8, 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, 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

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012 –1006

In the Matter of Resolution to Approve) Office of County Commissioners
Pay Request No. 1 (Final) for Leachate) Fulton County, Ohio
Collection and Lagoons System Project) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on November 8, 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, King Environmental Group has submitted a request for Payment No. 1 (final) as part of Contract 2012-101 for the Leachate Collection and Lagoons System Project in the amount of \$154,115.00; and

WHEREAS, the Director of Public Utilities has recommended the approval of Pay Request No. 1 (final) as shown on the Contractor’s Application for Payment dated September 25, 2012.

THEREFORE BE IT RESOLVED, that Pay Request No. 1 (final) to King Environmental Group in the amount of \$154,115.00 be approved subject to the terms and conditions of the Project’s Contract 2012-101.

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: Dept. of Public Utilities

RESOLUTION 2012 – 1007

In the Matter of Resolution to Authorize) Board of County Commissioners
Draw Request from Ohio Dept. of) Fulton County, Ohio
Development for FY11 Formula Grant) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on the 8th day of November, 2012, at the office of said board with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Regional Planning Commission has submitted a request for a draw of funds for execution by the Fulton County Board of Commissioners in the amount of \$9,000.00 for General Administration under Grant No. B-F-11-1AX-1, and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize and execute draw of funds in the amount of \$9,000.00 under Grant No. B-F-11-1AX-1 for submittal to the Ohio Department of Development, Office of Community Development; 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: Regional Planning; ODOD

RESOLUTION 2012-1008

In the Matter of Resolution to Transfer) Office of County Commissioners
 Appropriations for EMS and Public) Fulton County, Ohio
 Utilities Department) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session, pursuant to notice, on November 8, 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 for the Solid Waste Department to meet expenses for vehicle maintenance and EMS Department to meet expenses for the remainder of the year

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorizes a **TRANSFER of APPROPRIATIONS** as follows:

AMOUNT		ACCOUNT	
\$ 178.00	From:	2415-14902-5-96000	Other Exp-Solid Waste
178.00	To:	2415-14902-5-38100	Vehicle Maint-Solid Waste
\$2,100.00	From:	2340-13912-5-35100	Electric-EMS
2,100.00	To:	2340-13912-5-38200	Fuel-EMS
\$5,000.00	From:	2340-13912-5-62000	Equipment-EMS
5,000.00	To:	2340-13912-5-50000	Supplies-EMS

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

cc: Auditor; FCPU

RESOLUTION 2012-1009

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) November 8, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 8, 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, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

PO Number	VENDOR #	PO Date	Amount
2012002211	HENRY85	10/18/2012	\$ 500.00
2012002255	CITYO89	10/25/2012	500.00
2012002256	CITYO89	10/25/2012	1,700.00
2012002263	QUILL40	10/25/2012	539.58
2012002271	OHIOD93	10/29/2012	350.00
2012002282	CURRE60	11/01/2012	64.67
2012002283	MIDPO65	11/01/2012	155.00
2012002284	EHAUT50	11/01/2012	434.25
2012002289	QUILL40	11/01/2012	319.99
			4,563.49

WHEREAS, it is certified that both at the time that the contract or order was made (“then”), and at the time that the County Auditor is completing the certification (“now”), that sufficient funds were available or in the process of collection, to the credit of the proper fund, properly appropriated and free from any previous encumbrance; and

WHEREAS, pursuant to Ohio Revised Code §5705.41(D)(1), these purchases must be approved by resolution of the Board of Commissioners; and

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby approve the Then and Now Purchase Orders as certified by the County Auditor; and

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

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

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**

cc: Auditor

Attest: _____
 Jennifer L. Connors, Clerk

RESOLUTION 2012-1011

In the Matter of Resolution to Hold an) Office of County Commissioners
Executive Session to Consider the) Fulton County, Ohio
Employment of a Public Employee,) November 8, 2012
Pursuant to ORC §121.22(G)(1))

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 8, 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, Ohio Revised Code §121.22 (G) states, except as provided in division (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of seven specific topics;

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Fulton County, Ohio will hold an Executive Session, pursuant to Ohio Revised Code §121.22 (G)(1) to begin at **9:30 a.m.** to consider the employment of a public employee; 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 §121.22 of the Ohio Revised Code.

Commissioner _____ seconded the motion 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