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| <b>Description</b>          | Minutes of Meeting - Board of Commissioners  |  |
| <b>Date</b>                 | 1/22/2013  | <b>Location</b> Commissioners Chambers<br>152 S. Fulton Street, Suite 270<br>Wauseon, OH 43567   |
| <b>Time</b>                 | <b>Speaker</b>   | <b>Note</b>  |
| <a href="#">10:07:16 AM</a> | Call Meeting to Order<br><br>Pledge of Allegiance<br><br>Opening Prayer<br><br>Roll Call Attendance-All members present                        |  |
| <a href="#">10:08:54 AM</a> | <b><u>Resolution 2013-60</u></b><br>Approve Minutes of January 17, 2013  | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#">10:09:08 AM</a> | <b><u>Resolution 2013-61</u></b><br>Approve Agenda As Presented  | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#">10:09:37 AM</a> | Review Dog Warden Reports for Week Ending 1/12/2013  |  |
| <a href="#">10:11:16 AM</a> | <b>NEW BUSINESS:</b><br><br>· <b><u>Resolution 2013-62</u></b><br>Transfer Funds; Increase and Transfer Appropriations for Various Departments | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#">10:11:42 AM</a> | · <b><u>Resolution 2013-63</u></b><br>Approve Payment Plan Agreement for Northeast Water System ( <b>Contract 2013-06</b> )                    | Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.   |
| <a href="#">10:12:36 AM</a> | · <b><u>Resolution 2013-64</u></b><br>Authorize Disposal of Unneeded, Unfit, or Obsolete Personal Property                                     | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. The Board finds that the Commissioners' Office has legal materials that are outdated and therefore obsolete or unfit for the use for which they were acquired, and the fair market value is of zero. The books shall be disposed of without advertisement or |

|                                    |   |  |
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|                                    |   | additional public notification. Motion carried unanimously.  |
| <a href="#"><u>10:13:25 AM</u></a> | · <b><u>Resolution 2013-65</u></b><br>Authorize Release of Second Half Domestic Violence Fees Collected from Court Fees to the Center for Child and Family Advocacy | Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#"><u>10:13:59 AM</u></a> | · <b><u>Resolution 2013-66</u></b><br>Cancel Regular Session of 2/12/2013   | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Due to the Commissioners' attendance to Commissioners Training at Deer Creek Lodge and Convention Center in Mt. Sterling from February 10-12, 2013, session shall be cancelled on February 12 <sup>th</sup> due to lack of quorum. Motion carried unanimously. |
| <a href="#"><u>10:14:17 AM</u></a> | · <b><u>Resolution 2013-67</u></b><br>Execute County Road Mileage Certification for 2012  | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Fulton County was responsible for maintaining 363.313 miles of public road in 2012. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.   |
| <a href="#"><u>10:15:27 AM</u></a> | · <b><u>Resolution 2013-68</u></b><br>Approve Change Order #1 for NSP Project, 222 Vine Street, Van Wert  | Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Change order was necessary due to the removal of a tree on the property that was deemed to be unsafe. Motion carried unanimously.  |
| <a href="#"><u>10:15:54 AM</u></a> | · <b><u>Resolution 2013-69</u></b><br>Increase Contract 198-062 with Lyons Septic Tank Cleaning for Additional Sludge Hauling                                       | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#"><u>10:16:34 AM</u></a> | · <b><u>Resolution 2013-70</u></b><br>Approve Purchase Orders and Travel Requests   | Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.  |
| <a href="#"><u>10:17:06 AM</u></a> | Recess  |  |
| <a href="#"><u>10:31:17 AM</u></a> | <b>Ziad Musallam, Public Utilities Director Discuss Regional Water</b>  | Mr. Musallam explained that this project was initiated to determine the viability of the local water resources within Fulton County. This is part of Phase I, which is now completed. Fulton County currently needs 5 million gallons of water supply  |

per day. 2 million of that goes to North Star and that is expected to increase. The county is obligated, by contract, to supply this amount to North Star 350 days per year. This takes into consideration different days throughout the year that the plant is not in production.

He explained the agreements that are in place with Lucas County and the City of Toledo. Fulton County has a 20-year agreement with the City of Toledo to buy surplus water, on an as needed basis. This agreement will expire in 2016, with an option to renew for another 20 years under the same conditions. If no water is needed, there is no charge. The surplus water from the City of Toledo runs through Lucas County infrastructure and in order for Lucas County to provide Fulton County with access there is a minimum charge contract in place for 2 million gallons per day. Any water used in excess of the 2 million gallons is charged \$0.37/1,000 gallons. This minimum charge is passed on to North Star.

The City of Napoleon was in the study about half-way through and then pulled out as they decided to continue with the water treatment upgrade project. Fulton still looks to the Maumee River for raw water intake if needed. It is currently set up where water is brought into the City of Wauseon through a 24" tile from the Maumee River for use if the reservoir gets low and the City of Napoleon can draw from the reservoir when the nitrates are too high. He noted that Campbell's alone used 12-14 million gallons of water per day. Also drawing on the Maumee River is the City of Napoleon, Bowling Green and McClure. The maximum draw amount allowable is determined by the ODNR and the EPA.

To construct a water treatment plant for Wauseon and Archbold, the costs is estimated between \$60-70 million dollars. His concern is that the customer base will stay the same and this costs would be spread among these customers. Grants for this are very competitive and are awarded based on need and rank. Phase II of this project will address financing. This phase is expected to cost \$35K.

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|                                    |  | <p>This was presented to the entities within Fulton and those involved in the study and he hasn't heard a single thing back as of yet.</p> <p>He also voiced his concerns with water quality, explaining that the further water travels the more chemical formation that will occur as a result of disinfectant by-products. This causes problems with THms. This is not so prevalent with water coming from Lake Erie as the lake is low in organics and not subject to as much household runoff. There are filters that remove the organics, it is then taken into a facility to regenerate. This issue does not occur when taken a short distance.</p> <p>He summarized by saying that his concerns lie with the quality of the water and debt that would be taken on. The next Phase will identify, in detail, the resources, but will not address the water quality issue. He added that the quality is also affected by temperature, age, and amount of chlorine in the water.</p> <p>Commissioner Rupp indicated that he would like to have further discussion on a costs estimate and discuss this more in depth with Wauseon and Archbold. Mr. Musallam will contact their administrators and schedule a meeting. It is important that the long term plans are also met during this venture.</p> |
| <p><a href="#">11:15:03 AM</a></p> | <p><b>Sandy Griggs, Senior Center Director Monthly Department Update</b></p> | <p>Also present was Sally Lutz, Senior Center Inc. Board member. Ms. Griggs reported that they ended the year well with a cash balance of \$1,128,728.40. Expenses run about \$100K per month.</p> <p>There were 7 housekeepers in 2012 that served 178 seniors. There was \$13,448.43 received in donations.</p> <p>Their escort program is growing. They drove 35,519 miles last year for a total of 904 trips. They try to limit each senior to 4 trips per month to ensure that they can serve all residents. There were</p>  |

1031 requests for trips, some cancelled due to weather or illness. Commissioner Rupp inquired if they make runs on Saturday or Sunday? Ms. Griggs stated they do if necessary and if there is no other option available, but this is infrequent. Most people have family that can step up on the weekends.

Commissioner Barnaby asked how many are on the list for housekeeping. Ms. Griggs replied that there is no waiting list. Commissioner Barnaby asked how many days all of the vehicles are out? Ms. Griggs thought this to be in the neighborhood of 80%. They can use the meal vans to provide transportation if necessary. Commissioner Barnaby asked if she has ever checked with the Veterans Office to see if they have a van available? She stated that it isn't necessary as often times volunteers will use their own vehicles.

Commissioner Rupp asked how many drivers they have? Ms. Griggs stated there are 23, mostly volunteers. Sometimes the staff will run people for short trips. Volunteers using their own vehicles to transport seniors do not get reimbursed for mileage or for fuel.

Ms. Griggs reported that Cheryl Witt has been busy with information and referrals. She has helped seniors with Medicare filings and enrollment; social security issues; and benefits available to the seniors. She estimates that she has saved seniors a total of \$37,000 this year along.

The congregate and home delivered meals continue to grow. Congregate meals totaled almost 22,000, while home delivered meals totaled over 64,000. She believes word is getting out about their services. Laura Ankney makes home visits to all new and returning seniors and takes a brochure explaining all of their services.

She stated that they have a new blood pressure machine and it hasn't received a lot of use yet. Her hope is that people will start using it and create a log each time they use it so when there is a nurse present they can ask questions and show them the numbers. She indicated that when they have their

|                                    |   |   |
|------------------------------------|---|---|
|                                    |   | <p>“Road to Wellness” program at the church, this machine can be taken out there, even though there are nurses present. Mr. Hall clarified that this was a machine that was bought by CEBCO dollars for the county to promote wellness. This was not bought by the Senior Center. It was just put at the Senior Center with the thought that it may get more use at that location. Ms. Griggs stated she is thankful it is located in their building.</p> |
| <p><a href="#">11:35:02 AM</a></p> | <p><b><u>Resolution 2013-71 Hold Executive Session Pursuant to ORC 121.22 (G)(2) to Discuss the Employment of a County Employee or Official</u></b></p>                           | <p>Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>   |
| <p><a href="#">12:11:58 PM</a></p> | <p>Out of Executive Session</p> <p><b><u>Resolution 2013-72</u></b><br/>         Authorize County Administrator to Negotiate Terms and Conditions of Employment</p>               | <p>Motion by Commissioner Barnaby, seconded by Rupp to authorize County Administrator to negotiate terms of employment for Asst. Director Sr. Center. Roll call Vote, Commissioner. Rufenacht - yes, Commissioner Rupp - yes, Commissioner Barnaby – yes. Motion carried unanimously.</p>   |
| <p><a href="#">12:13:06 PM</a></p> | <p>Adjourn</p>  | <p>Motion made by Rupp, seconded by Rufenacht.</p>  |
|                                    | <p>APPROVED:</p> <p>_____</p> <p>Paul Barnaby</p> <p>_____</p> <p>Perry Rupp</p> <p>_____</p> <p>Bill Rufenacht</p> <p>ATTEST:</p> <p>_____</p> <p>Jennifer L. Connors, Clerk</p> |   |

**RESOLUTION 2013-60**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of January 17, 2013 ) Fulton County, Ohio  
) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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 January 17, 2013, 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:**

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

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

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

**RESOLUTION 2013-61**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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: January 22, 2013; 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>         |
|----------------------------|----------------------------|-------------------------|
| _____<br>Paul Barnaby      | _____<br>Paul Barnaby      | _____<br>Paul Barnaby   |
| _____<br>Perry Rupp        | _____<br>Perry Rupp        | _____<br>Perry Rupp     |
| _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht |

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

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

**RESOLUTION 2013-62**

In the Matter of Resolution to Transfer Funds; ) Office of County Commissioners  
 Increase and Transfer Appropriations for ) Fulton County, Ohio  
 Various Departments ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
 Perry Rupp  
 Bill Rufenacht

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

**WHEREAS**, it is necessary to transfer funds; and increase and transfer appropriations for various departments; and

**WHEREAS**, there are sufficient funds available in the Certificate of Estimated Resources to allow the increase as requested herein; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorizes the following **INCREASE of APPROPRIATIONS**:

| AMOUNT     | ACCOUNT            |               |
|------------|--------------------|---------------|
| \$5,250.00 | 2746-17919-5-96000 | NSP-Other Exp |

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

| AMOUNT     |       | ACCOUNT            |                                     |
|------------|-------|--------------------|-------------------------------------|
| \$9,920.00 | From: | 1000-11500-5-61000 | Office Equipment-BOE                |
| \$9,920.00 | To:   | 1000-11500-5-61300 | Computer Equipment-BOE              |
|            |       |                    |                                     |
| \$5,000.00 | From: | 2420-14143-5-99999 | Unappropriated-GTMV                 |
| \$5,000.00 | To:   | 2420-14143-5-33000 | Professional Svs-Bridges & Culverts |

**BE IT FURTHER RESOLVED** that the Fulton County Board of Commissioners hereby authorizes the **TRANSFER of FUNDS** as follows:

| AMOUNT  |       | ACCOUNT            |                  |
|---------|-------|--------------------|------------------|
| \$49.52 | From: | 1000-11100-5-96000 | Comm-Other Exp   |
| \$49.52 | To:   | 1000-52000-5-94000 | Transfer Out-GF  |
| \$49.52 | From: | 1000-52000-5-94000 | Transfer Out-GF  |
| \$49.52 | To:   | 9020-50905-5-84100 | Transfer In-SWCD |

**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:       |
| _____               | _____               | _____          |
| Paul Barnaby        | Paul Barnaby        | Paul Barnaby   |
| _____               | _____               | _____          |
| Perry Rupp          | Perry Rupp          | Perry Rupp     |
| _____               | _____               | _____          |
| Bill Rufenacht      | Bill Rufenacht      | Bill Rufenacht |

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

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

cc: Auditor; Affected Departments

**RESOLUTION 2013 - 63**

Resolution to Approve Payment ) Office of County Commissioners  
Plan Agreement for Northeast Water ) Fulton County, Ohio  
System – Contract 2013-06 ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on January 22, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, the Board of Fulton County Commissioners, through Resolution 2012-760, has approved a payment plan agreement and terms to ensure compliance with the Northeast Water System billing process and minimizing delinquency accounts; and

**WHEREAS**, Derek and Candy Dake have submitted their request to the Board of Fulton County Commissioners’ for consideration of a payment plan for their delinquent water bill (account no. 100754).

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby approves the attached Northeast Water System Payment Plan Agreement (Contract 2013-06) as per the attached application and payment schedule; and

**BE IT FURTHER RESOLVED**, that it is found and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions 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:**

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

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

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

Cc: Dept. of Public Utilities

**RESOLUTION 2013-64**

In the Matter of Resolution to Authorize Disposition ) Office of County Commissioners,  
Of Unneeded, Obsolete, or Unfit Personal Property ) Fulton County, Ohio  
) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, ORC§307.12(I) states that if a Board of County Commissioners determines that county personal property is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, the board may discard or salvage that property, without advertisement or public notification; and

**WHEREAS**, the Board of County Commissioners finds that Commissioners Office has legal materials that that are outdated and therefore are obsolete or unfit for the use for which it was acquired, and the fair market value of the property is, in the opinion of the board, of zero value; and

**THEREFORE, BE IT RESOLVED**, the Board of County Commissioners shall dispose of the following without advertisement or additional public notification:

- 2008 Baldwin’s Ohio Legislative Services Annotated, Numbered: 1-10
- 2006 Baldwin’s Ohio Legislative Services Annotated, Numbered 1-8
- 2004 Baldwin’s Ohio Legislative Services Annotated, Numbered 3, 5 & 9-11
- 2002 Baldwin’s Ohio Legislative Services Annotated, Numbered 11 & 12
- 2007 Baldwin’s Ohio Legislative Services Annotated, Numbered 1-8
- 2005-2006 Ohio Civil Service and Collective Bargaining
- 2007-2008 Ohio Civil Service and Collective Bargaining
- 2008-2009 Ohio Civil Service and Collective Bargaining
- 2008 Ohio Rules of Court: Local, State & Federal
- ORC Title 17 ©1994
- ORC Title 27 © 1994
- ORC Title 23 © 1994
- ORC Title 15 © 1994
- ORC Title 17 © 1994
- 2008 Pocket Part: ORC Annotated:
  - Titles Numbered: 13 (1&2), 11, 9, 7, 3 (1&2), 1, 5, 59, 61, 63, 57, 53, 41, 39, 57, 37 (1&2), 33, 29, 31 (1&2), 33, 29 (1&2) 15 (1&2) 21, 27, 23, 41, 33, 29, 23, 47 (1&2), 41, 39, 37, 25, 27, 19, 21
  - Ohio Constitution Articles IV-End
  - Rules of Court – Civil (1&2)
- 2006 Pocket Part: ORC Annotated:
  - Titles Numbered: 19 & 21
  - Rules of Court Civil (1&2)
- 2009 Pocket Part: ORC Annotated:
  - Titles Numbered: 57, 29, 13 & 49
- 2007 Pocket Part: ORC Annotated:
  - Titles Numbered: 29 (1,2&3), 33, 37 (1,2&3), 39 (1&2), 47 (1&2), 49, 27, 31 (1&2), 33 (1&2), 29 (1&2), 13 (1,2&3), 19, 21 (1&2), 9, 11, 7 (1&2), 3, 5, 1 (1&2), 3, 51, 53, 57, 25

- Civil Rules of Court (1&2)
- Ohio Constitution: Articles 1-3 & 4-End
- Supplementary Pamphlet ORC Annotated:
  - 2008: Rules of Court: Criminal
  - 2008: Rules of Court: Juvenile
  - 2008: Rules of Court: Miscellaneous
  - Titles: 1 (1&2), 17 & 51
  - User's Guide: US Constitution & OH Constitution
- 2009 Ohio Rules of Court: Local, State & Federal

**BE IT FURTHER RESOLVED**, any costs involved in the disposal of said items shall be paid by the Fulton County Commissioners; 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:**

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

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Perry Rupp

\_\_\_\_\_  
Perry Rupp

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Perry Rupp

\_\_\_\_\_  
Bill Rufenacht

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Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

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

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

Copy to:       County Auditor, file

**RESOLUTION 2013-65**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Pay Request for Second Half 2012 Domestic ) Fulton County, Ohio  
Violence Fees Collected from Court Fees ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, pursuant to ORC §3113.35, the Center for Child and Family Advocacy, specifically the “House of Ruth”, a shelter for victims of domestic violence, applied to the Board of County Commissioners of Fulton County to be approved as a qualified agency to receive funds that are collected by Fulton County through marriage license fees, dissolution, and divorce filings, for victims of domestic violence; and

**WHEREAS**, on August 11, 2011, via Resolution 2011-785, the Fulton County Board of Commissioners approved their application, thereby qualifying the Center for Child and Family Advocacy as an agency to receive said funds for the year 2012; and

**WHEREAS**, the Center for Child and Family Advocacy has submitted their request for release and payment of the second half 2012 marriage license, dissolution and divorce fees collected by the Fulton County for Fulton County residents that are victims of domestic violence; and

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby authorizes the release and payment of the second half 2012 marriage license, dissolution, and divorce fees to the Center for Child and Family Advocacy, Napoleon, Ohio.

**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:       |
| _____               | _____               | _____          |
| Paul Barnaby        | Paul Barnaby        | Paul Barnaby   |
| _____               | _____               | _____          |
| Perry Rupp          | Perry Rupp          | Perry Rupp     |
| _____               | _____               | _____          |
| Bill Rufenacht      | Bill Rufenacht      | Bill Rufenacht |

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

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

cc: Voucher, Center for Child & Family Advocacy

**RESOLUTION 2013-66**

In the Matter of Resolution to Cancel ) Office of County Commissioners  
Fulton County Board of Commissioners ) Fulton County, Ohio  
Regular Session on Tuesday, February 12, 2013 ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, a regular session of the Fulton County Board of Commissioners is scheduled to be held on Tuesday, February 12, 2013; and

**WHEREAS**, the Board wishes to cancel session on this date for lack of quorum due to their attendance of Commissioners Training at Deer Creek Lodge and Convention Center from February 10, 2013 through February 12, 2013; and

**THEREFORE BE IT RESOLVED**, the Fulton County Board of Commissioners hereby cancels their regular session scheduled Tuesday, February 12, 2013; 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>         |
|----------------------------|----------------------------|-------------------------|
| _____<br>Paul Barnaby      | _____<br>Paul Barnaby      | _____<br>Paul Barnaby   |
| _____<br>Perry Rupp        | _____<br>Perry Rupp        | _____<br>Perry Rupp     |
| _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht |

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

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

cc: web; media

**RESOLUTION 2013-67**

In the Matter of Resolution to Execute 2012 ) Office of County Commissioners  
County Highway System Mileage Certification ) Fulton County, Ohio  
For the Ohio Department of Transportation ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, pursuant to §4501.04, monies are paid into an auto registration distribution fund and pursuant to §4501.04 (D) are distributed for the use of several counties for certain purposes set forth in section (C) of that code; and

**WHEREAS**, Fulton County is eligible for said funds provided that the Board of County Commissioners certify in writing to the director of ODOT the actual number of miles under its statutory jurisdiction which are used by and maintained for the public; and

**WHEREAS**, Jack Brooks, Survey Technician for the Fulton County Engineer, has presented said figure to the Board for Certification stating that as of December 31, 2012, Fulton County was responsible for maintaining 363.313 miles of public road; and

**THEREFORE, BE IT RESOLVED**, the Fulton County Board of Commissioners accept the Certification as present and hereby execute the 2012 County Highway System Mileage Certification as presented; 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 motion and upon calling the roll, the following vote was taken:

| <b>Voting Aye thereon:</b> | <b>Voting Nay thereon:</b> | <b>Abstain:</b>         |
|----------------------------|----------------------------|-------------------------|
| _____<br>Paul Barnaby      | _____<br>Paul Barnaby      | _____<br>Paul Barnaby   |
| _____<br>Perry Rupp        | _____<br>Perry Rupp        | _____<br>Perry Rupp     |
| _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht |

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

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

Copy to: File; Engineer; ODOT

**RESOLUTION 2013-68**

In the Matter of Resolution to Approve Change ) Office of County Commissioners  
Order (1) to Contract 2012-164 with Kraner ) Fulton County, Ohio  
Building/Excavating for NSP Demolition ) January 22, 2013  
Project – 222 N. Vine Street, Van Wert, and )  
Authorize Board President to Sign )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS**, a change order request (1) has been submitted for a net INCREASE to **Contract 2012-164** with Kraner Building/Excavating for additional services needed for the removal of a dead tree on the subject property that has been deemed to be unsafe; and

**WHEREAS**, the NSP Program Administrator for the Maumee Valley Planning Organization has reviewed the change order and has recommended the approval thereof.

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby approve the change order (1) as requested to **INCREASE Contract 2012-164** as submitted in the amount of \$300.00, and authorize the Board President to sign; 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>         |
|----------------------------|----------------------------|-------------------------|
| _____<br>Paul Barnaby      | _____<br>Paul Barnaby      | _____<br>Paul Barnaby   |
| _____<br>Perry Rupp        | _____<br>Perry Rupp        | _____<br>Perry Rupp     |
| _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht |

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

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

cc: Regional Planning, MVPO, Project File

**RESOLUTION 2013-69**

In the Matter of Resolution to Increase Contract 198-002) Office of County Commissioners  
With Lyons Septic Tank Cleaning on Behalf ) Fulton County, Ohio  
Of the Department of Public Utilities ) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on January 22, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

**WHEREAS,** a request has been made by the director of Fulton County Public Utilities to increase Contract 198-002 for additional sludge hauling needed from the Pleasant View Sewer District.

**THEREFORE BE IT RESOLVED,** that the Fulton County Board of Commissioners hereby authorize the increase as follows:

- Contract 198-062 –Lyons Septic Tank Cleaning, Pleasant View Sewer District in the amount of \$1,000.00

**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:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Perry Rupp

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

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

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

Cc: Auditor; Sanitary Engineer; Project File; Contract File

**RESOLUTION 2013-70**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) January 22, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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:**

\_\_\_\_\_  
Paul Barnaby

\_\_\_\_\_  
Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

\_\_\_\_\_  
Bill Rufenacht

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

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

Copy To: File

**RESOLUTION 2013-71**

In the Matter of Resolution to Hold an Executive) Office of County Commissioners  
Session to Consider the Employment of a ) Fulton County, Ohio  
Public Employee or Official, Pursuant to ) January 22, 2013  
Pursuant to ORC §121.22(G)(1) )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 22, 2013 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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 **11:30 a.m.** to consider the employment of a public employee or official; 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:

| <b>Voting Aye thereon:</b> | <b>Voting Nay thereon:</b> | <b>Abstain:</b>         |
|----------------------------|----------------------------|-------------------------|
| _____<br>Paul Barnaby      | _____<br>Paul Barnaby      | _____<br>Paul Barnaby   |
| _____<br>Perry Rupp        | _____<br>Perry Rupp        | _____<br>Perry Rupp     |
| _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht    | _____<br>Bill Rufenacht |

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

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