

<b>Description</b>	Minutes of Meeting - Fulton County Board of Commissioners	
<b>Date</b>	2/7/2013	<b>Location</b> Commissioners Chambers 152 S. Fulton Street, Suite 270 Wauseon, OH 43567
<b>Time</b>	<b>Speaker</b>	<b>Note</b>
<a href="#">8:59:56 AM</a>	Call Meeting to Order  Pledge of Allegiance  Opening Prayer  Roll Call Attendance – All members present	
<a href="#">9:01:36 AM</a>	<b><u>Resolution 2013-114</u></b> Approve Minutes of February 5, 2013	Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
<a href="#">9:01:52 AM</a>	<b><u>Resolution 2013-115</u></b> Approve Agenda As Presented	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
<a href="#">9:02:47 AM</a>	<b>OLD BUSINESS:</b>  · <b><u>Resolution 2013-116</u></b> Approve Payment of Bills	Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
<a href="#">9:03:27 AM</a>	· Review Auditor/Treasurer Tie Out Report	
<a href="#">9:06:02 AM</a>	· Review Amended Certificate	
<a href="#">9:06:33 AM</a>	· Review Correspondence from Bernath Farms LLC Regarding Swine Operation	Pursuant to OAC §901:10-1-02, notification has been given to the Board of Commissioners and Township Trustees by Bernath Farms LLC to advise their intent to install, build, or expand their livestock feeding facility to at least 2,500 swine at the Southwest corner of HJ and 17-3 in Dover Twp. They are in the process of securing the required permits to install and operate.
<a href="#">9:09:24 AM</a>	· Review Proposal from Court of Common Pleas Regarding Increase in	Notification was received by the Board that legislature has amended ORC §2303.201 to allow the Clerk of Courts to increase the current fees to

	Computerization Account	computerize the court (and/or) to make available computerized legal research services; to make technological advances in or to computer the office; and to facilitate services outline in ORC §2303.20. This can be enacted without Board approval.
<a href="#">9:11:19 AM</a>	Discuss Committee Assignments	This matter was placed on the agenda as a follow-up to last week's discussions. The Board wishes additional time to work out the details and shall be brought back before the board next Thursday.
<a href="#">9:11:58 AM</a>	· Review Correspondence from Henry County Solid Waste Management District Regarding Henry County Landfill	The Henry County landfill will be closing, effective May 3, 2013. They will continue to take tires and concrete as those materials have a different disposal method. A new Transfer Station will be put in place that will be available to the residents of Henry County. Fulton County will continue to take tires there.
<a href="#">9:13:53 AM</a>	<b>NEW BUSINESS:</b>  · <b><u>Resolution 2013-117</u></b> Lower Purchase Orders; Increase Appropriations for Various Departments	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
<a href="#">9:14:15 AM</a>	· <b><u>Resolution 2013-118</u></b> Appoint Member to Local Emergency Planning Commission	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Ann Roth, Mayor for Village of Swanton, was appointed to serve a term on the LEPC. Commissioner Barnaby explained that the LEPC is responsible for the chemicals throughout the county. Auditor Kolb was also present for the discussion. He added that the LEPC works with the state to track and inventory all chemicals and hazardous materials within Fulton County facilities. LEPC contracts with the EMA to provide these services to maximize the dollars spent on this as it is matched 50% by the state. Motion carried unanimously.
<a href="#">9:19:34 AM</a>	· <b><u>Resolution 2013-119</u></b> Approve Bond for Deputy Dog Warden	Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
<a href="#">9:19:55 AM</a>	· <b><u>Resolution 2013-120</u></b> Enter Into Contracts for Construction Materials on Behalf of Engineer	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

<a href="#">9:21:53 AM</a>	<p>· <b><u>Resolution 2013-121</u></b> Approve Then and Now Purchase Orders</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">9:23:58 AM</a>	<p>· <b><u>Resolution 2013-122</u></b> Approve Purchase Orders and Travel Requests</p>	<p>Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">9:25:36 AM</a>	<p>Recess</p>	
<a href="#">9:30:30 AM</a>	<p><b>Jerry Stewart, Airport Operator-Airport Update</b></p>	<p>Mr. Stewart advised that the new signs had been installed. Edging will be installed once the weather warms up.</p> <p>The AWOS is ready to turn on. They are waiting on Edison for the electric hookup and the FCC for a frequency assignment. They have received the tower permit. They expect to be able to use the system sometime between June and September.</p> <p>The hangars are almost at 100% rented. He has rented 3 more since the last meeting. There are 2 left, 1 of which is 99% spoken for at this time. There needs to be a decision made on the plow truck. It is taking up hangar space. Do we leave it in the hangar or do we pull it out and rent out the hangar? Commissioner advised that plastic can be used to get us through for now. If there is a renter, he will pull the truck out and come back before the board to advise.</p> <p>He advised that if it is their wish to expand the airport, there needs be the facilities and infrastructure there to do so, such as additional hangar space. 10-15 more hangars would help. This would create more planes in the filed, more fuel being bought, and more maintenance being performed. The airport would be more visible and create a bigger draw. This would also create more justification for runway extension. The next logical step would then be the runway extension. Commissioner Rufenacht asked if the extension of the runway did not occur if it would impact the ability to fill the additional hangars? Mr. Stewart stated that it is a great general aviation airport, they</p>

still have the biggest and busiest flight school around here, and there will still be recreational users so he still wouldn't have any trouble filling the hangars. His primary reason to extend the runway is to attract more commercial traffic. Commissioner Barnaby inquired how much money they have in their treasurer. Mr. Stewart advised it was in the neighborhood of \$80,000, less \$20,000 that they have committed to pay for additional components to the AWOS. He stated that it was his understanding that there was approval to build a new hangar facility awhile back. He has been in search of the plans for it and has been working on checking into additional funding. He learned that there may be funding through the USDA. He further advised that the State Patrol out of Columbus uses their airport to buy fuel and monitor traffic on the turnpike. Commissioner Rupp advised that he they have located the plans and that they are looking into having it digitized. David Wright, Regional Planning Director, also advised that there may be something related to that in his office. Mr. Stewart advised that they are just in the justification stages of the runway extension. They are collection letters of intent from those that would use the airport if the runway was longer.

He reported that they have 6-7 new students in the flight school, which is not typical for this time of year. He stated that it must be because they are branded and becoming known in the area. They also offer advanced training The flight simulator is also a draw.

He received a call from the Dean of Sciences at NWSCC advising that they are still working on the Associates program. In order to get funding they have to make certain that the credits are transferrable. It is moving slow, but is moving.

He continues to schedule seminars and classes. There is the Annual "Learning to Fly" seminar coming up.

He stated that his contract is coming up for renewal at the end of this year. He wishes to continue to

		<p>grow but is leery of making purchases for his business when the contract renewal is up in the air. He wants to make sure it is the Boards wishes to bring him back. There a few things however that may need to be tweaked in this renewal. He advised that the last 2 years have been a learning experience, on both sides. He is not asking for more money, the issue is longevity. If he is to invest in his company that is located here, he needs to feel confident that he will continue to stay here. Commissioner Rupp advised that discussions can be started and will shoot for the renewal to be in place by August/September.</p> <p>Mr. Stewart advised of a situation going on with a “focus survey” that is being conducted by the Aviation Division of ODOT. There are 95 or 96 general aviation airports in the State of Ohio that quality for funding through ODOT or the FAA. The surveys will go out to governing bodies and operators. They will be making site visits. Their focus is to find out what they are doing and determine their economic output and value to the area. This survey is due back to the ODOT by the 15<sup>th</sup> and will be used by the state and federal governments to determine funding and to determine priorities areas. They will be looking at airport usage, activity, based aircraft and the viability of the airport. “They don’t want to be funding airports that are on their last leg.”</p> <p>He stated that having LifeFlight and a 135 operation based out of the airport is vital to the area and will render a higher score.</p>
<a href="#">9:56:34 AM</a>	Recess	
<a href="#">10:11:59 AM</a>	<p><b>Rod Creager, Chief Deputy Engineer File Plans on Ditch Improvement Petition 2118-Haas</b></p> <p><b><u>Resolution 2013-123</u></b> Continue Filing of Plans – Ditch 2118</p>	<p>Mr. Creager requested a continuance. The filing of the plans were continued to April 25, 2013 at 10:30 a.m. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:12:05 AM</a>	<b>Rod Creager, Chief</b>	

	<p><b>Deputy Engineer File Plans on Ditch Improvement Petition 2113-Debacker</b></p> <p><b><u>Resolution 2013-124</u></b> Continue Filing of Plans – Ditch 2113</p>	<p>The filing of the plans were continued to April 25, 2013 at 10:30 a.m. Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Roll call vote: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:20:11 AM</a>	<p><b><u>Resolution 2013-125</u></b> Authorize County Administrator to Perform Certain Administrative Functions</p>	<p>Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. This is a resolution rewritten from 2003 with 2 changes: 1. Changing the maximum dollar figure that the County Administrator is allowed to approve from \$50,000 to \$75,000. 2. Adding that, upon the Board awarding a public contract, the County Administrator be authorized to perform any and all functions and responsibilities that need to be carried out in conjunction with the project.</p> <p>Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:22:03 AM</a>	ADJOURN	Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion.
	<p>APPROVED:</p> <hr/> <p>Paul Barnaby</p> <hr/> <p>Perry Rupp</p> <hr/> <p>Bill Rufenacht</p> <p>ATTEST:</p> <hr/> <p>Jennifer L. Connors, Clerk</p>	

**RESOLUTION 2013-114**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of February 5, 2013 ) Fulton County, Ohio  
) February 7, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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 February 5, 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

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Perry Rupp

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

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

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Bill Rufenacht

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

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

**RESOLUTION 2013-115**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) February 7, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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: February 7, 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:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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

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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



**RESOLUTION 2013-117**

In the Matter of Resolution to Close ) Office of County Commissioners  
 Purchase Orders and Increase Appropriations ) Fulton County, Ohio  
 for Various Departments ) February 7, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 2012, 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 close 2012 purchase orders that are no longer needed; and

**WHEREAS**, it is necessary to increase appropriations in the FY CHIP Homelessness Prevention Fund 2748 to meet expected disbursements for 2013; and

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

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorizes the following **PURCHASE ORDERS BE LOWERED**:

PO#	VENDOR#	AMOUNT	Department
2012000175	TOLED35	\$1,374.09	COMM
2012000176	OHIOG50	634.65	COMM
2012000177	CITYO89	316.75	COMM
2012000181	TOLED35	574.12	COMM
2012000184	TOLED35	1,184.39	COMM
2012000187	TOLED35	967.91	COMM
2012000188	OHIOG50	3,246.14	COMM
2012000191	OHIOG50	3,680.56	COMM
2012000193	TOLED35	572.36	COMM
2012000194	OHIOG50	359.83	COMM
2012000205	NEXTE40	15.72	COMM
2012000780	BUSIN65	838.48	COMM
2012000781	AMERA70	250.00	COMM
2012001273	BANIS60	5,180.00	COMM
2012001519	ARAMA50	127.83	COMM
2012001866	OHIOG50	756.19	COMM
2012001998	CITYO89	41.24	COMM
2012001999	CITYO89	139.10	COMM
2012002133	UNITE97	488.85	COMM
2012002135	CITYO89	80.69	COMM
2012002255	CITYO89	83.68	COMM
2012002256	CITYO89	589.22	COMM
2012002317	ARAMA50	97.79	COMM
2012002373	TOLED35	731.11	COMM
2012002462	RTECC50	67.44	COMM
2012002534	OHIOG50	143.50	COMM
2012002544	DAVIS88	160.00	COMM
		\$22,701.64	

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

AMOUNT	ACCOUNT	
\$10,000.00	2748-17919-5-39000	Homelessness Prev-FY12 CHIP

**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 2013-118**

In the Matter of Resolution Authorizing Appointment ) Office of County Commissioners  
 Of Member to Fulton County Local Emergency ) Fulton County, Ohio  
 Planning Committee and Authorizing Board President ) February 7, 2013  
 To Sign Application )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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.

**WHEREAS**, it is necessary to appoint a member to a vacant elected official seat on the Local Emergency Planning Committee.

**THEREFORE BE IT RESOLVED**, the Fulton County Board of Commissioners hereby makes appointment as follows to the Fulton County Emergency Planning Committee, and further authorizes Board President, Paul Barnaby, to sign all forms required by the State of Ohio associated therewith:

AREA	NAME	TITLE	TERM
Elected Official	Ann Roth	Mayor, Village of Swanton	1/15/2013-8/15/2013

**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 D. Barnaby

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 Paul D. Barnaby

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 Paul D. Barnaby

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 Perry L. Rupp

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 Perry L. Rupp

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 Perry L. 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

cc: H. Kost; Oh EMA; File

**RESOLUTION 2013-119**

In the Matter of Resolution Approving                    )       Office of County Commissioners  
 Bond of Deputy Dog Warden                                )       Fulton County, Ohio  
   )       February 7, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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 §955.12, the dog warden and deputies shall give bond in a sum not less than five hundred dollars and not more than two thousand dollars, as set by the board, conditioned for the faithful performance of their duties; and

**WHEREAS**, Tamara Buyer, Deputy Dog Warden, has submitted her bond as follows for an indefinite term commencing January 18, 2013, for the Boards consideration and approval:

<u>Surety Company</u>	<u>Amount of Bond</u>
Western Surety Company	\$2,000.00

**WHEREAS**, the Board has reviewed said bond and sets the amount of the bond and the surety company as submitted, approval to be indorsed upon the bond itself; and

**WHEREAS**, said bond has been reviewed by the Fulton County Prosecuting Attorney and has verified that the bond is approved as to form and sufficiency; and

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby approves the bond as presented for the Fulton County Deputy Dog Warden, Tamara Buyer, for an indefinite term commencing January 18, 2013; and

**BE IT FURTHER RESOLVED**, that each bond will be filed in the office of the appropriate elected official as follows:

<u>Appointed Official</u>	<u>Bond filed with...</u>	<u>Ohio Revised Code</u>
Deputy Dog Warden	County Auditor	§955.12

**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>
_____	_____	_____
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 2013-120**

In the Matter of Resolution to Enter Into ) Office of County Commissioners,  
 Contracts 2013-11 through 2013-17 with ) Fulton County, Ohio  
 Various Vendors for Construction Materials ) February 7, 2013  
 On Behalf of the County Engineer )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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,** bids were received on December 20, 2012 for the 2013 Aggregate and Concrete Pipe Construction Materials on behalf of the County Engineer; and

**WHEREAS,** upon reviewing the unit price bids, the Fulton County Engineer, Frank Onweller, recommended that all unit price bids submitted by the various vendors be accepted; and

**WHEREAS,** on December 31, 2012, pursuant to the recommendation of the County Engineer, the Commissioners awarded the bids to all bidders; and

**WHEREAS,** contracts have been negotiated with the bidders, respectively, to provide construction materials as set forth in their bids, which are incorporated by reference in the contracts herein; and

**THEREFORE, BE IT RESOLVED,** the Fulton County Board of Commissioners hereby enter into the following contracts for the 2013 Aggregate Materials as follows:

<u>Contract Number</u>	<u>Vendor</u>	<u>Amount</u>
2013-11	Kuhlman Corp, Maumee	\$35,000.00
2013-12	Hanson, Sylvania	\$ 5,000.00
2013-13	Stoneco, Inc., Maumee	\$ 1.00
2013-14	Borderline Express LLC, Fayette	\$ 1.00
2013-15	The Custar Stone Co., Napoleon	\$ 1.00
2013-16	Gerken Materials Inc., Napoleon	\$ 1.00

**BE IT FURTHER RESOLVED,** the Fulton County Board of Commissioners enter into the following for the 2013 Concrete Pipe Construction Material to the following:

<u>Contract Number</u>	<u>Vendor</u>	<u>Amount</u>
2013-17	Independent Concrete Pipe Company	\$ 1.00

**BE IT FURTHER RESOLVED,** that purchases be made through purchase orders and determined by the unit price of the material, the location of the job site, the type of gradation of the materials required, the compatibility of the products, the quality of the material and the availability; 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>
_____	_____	_____
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: Engineer; Auditor; Vendors; Contract File; Project File

**RESOLUTION 2013-121**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) February 7, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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**, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

PO Number	VENDOR #	PO Date	Amount
2012002512	CCAO 50	12/13/2012	\$ 55.00
2013000105	BRITS50	1/3/2013	25,000.00
2013000614	SIDTO50	1/17/2013	391.59
2013000653	BORDE60	1/22/2013	4,378.87
2013000681	HITTR50	1/29/2013	36.00
2013000685	VILLA15	1/29/2013	21,125.00
2013000686	EHAUT50	1/29/2013	706.00
2013000688	KINGE50	1/29/2013	262.68
2013000694	TOMAH50	1/31/2013	45.00
2013000700	FULTO27	1/31/2013	1,000.00
2013000701	FULTO27	1/31/2013	49,000.00
			\$ 102,000.14

**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:**

\_\_\_\_\_  
 Paul Barnaby  
 \_\_\_\_\_  
 Perry Rupp  
 \_\_\_\_\_  
 Bill Rufenacht

\_\_\_\_\_  
 Paul Barnaby  
 \_\_\_\_\_  
 Perry Rupp  
 \_\_\_\_\_  
 Bill Rufenacht

\_\_\_\_\_  
 Paul Barnaby  
 \_\_\_\_\_  
 Perry Rupp  
 \_\_\_\_\_  
 Bill Rufenacht

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

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

cc: Auditor

**RESOLUTION 2013-122**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) February 7, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 7, 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

\_\_\_\_\_  
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

Copy To: File

**RESOLUTION 2013 - 125**

RESOLUTION AUTHORIZING THE COUNTY	)	Office of County
ADMINISTRATOR TO PERFORM	)	County Commissioners
ADMINISTRATIVE FUNCTIONS	)	Fulton County, Ohio
	)	February 7, 2013

The Board of Fulton County Commissioners of Fulton County, Ohio, met in REGULAR session on this 7th day of February 2013, with the following members present:

Dean Genter, Paul Barnaby and Bill Rufenacht

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

**WHEREAS**, pursuant to Ohio Revised Code Section 305.30, as amended by Senate Bill No. 31, enacted by the 123<sup>rd</sup> General Assembly, this Board of County Commissioners is authorized to confer upon the County Administrator the authority to carry out functions of the Board of County Commissioners provided that the Board, by Resolution, has delegated the specific functions to the County Administrator; and

**WHEREAS**, the Board of County Commissioners desires to grant the authority to the County Administrator to perform functions conferred or incumbent upon the Board; and

**WHEREAS**, a disaster means any imminent threat or actual occurrence of widespread or severe damage to or loss of property, personal hardship or injury, or loss of life that results from any natural phenomenon or act of man; and

**WHEREAS**, an emergency means any period during which the United States Congress or chief executive (as defined in ORC 5502.21(C)) has declared or proclaimed an emergency exists.

**THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS,  
FULTON COUNTY, OHIO**

That the County Administrator is hereby authorized to Perform any or all personnel functions otherwise conferred or incumbent upon the board of county commissioners under chapter 124, or any other chapter or section of the revised code. The board of commissioners hereby delegates to the county administrator the ability to discipline, sign personnel actions, assign duties, remove duties for all employees under the direction of the Board of County Commissioners. The County Administrator is authorized to approve payments for purchases of \$75,000.00 or less. Additionally the County Administrator is hereby authorized to carry out the functions conferred or incumbent upon the Board of County Commissioners in a disaster or emergency situation as those outlined below, except to the extent that this delegation is prohibited by law:

- To authorize the utilization of all resources and personnel of the Board of County Commissioners to respond to the disaster or emergency. The County Administrator shall coordinate the response of resources and personnel of the Board of County Commissioners with the resources and personnel from other elected County officials, other boards and commissions of the County, and the response from other local, state, and federal agencies.
- To exempt purchases from the competitive bidding process provided one of the following applies:
  - To make requests for aid under existing mutual aid agreements with neighboring jurisdictions.
- That the County Administrator shall, at the next meeting of the Board of County Commissioners, report to the Board of County Commissioners:

The reasons necessary for declaring a disaster or that real or present emergency exists,

All contracts let without competitive bidding and the reasons for letting the contracts, and

All mutual aid rendered to or given by the employees of the Board.

- That the authority of the County Administrator to act under this Resolution for any particular disaster or emergency shall end at the next meeting of the Board of County Commissioners when the County Administrator's report is entered into the Board of County Commissioners' Minutes, unless the Board of County Commissioners adopts a Resolution authorizing the continued exercise of emergency authority under ORC 305.30 for the particular emergency.
- That after the declaration of an emergency, the County Administrator be, and hereby is, authorized and directed to take those actions as necessary and appropriate, including the delegation of administrative and ministerial functions among responsible staff to assure proper implementation in exercising this authority.

**That the County Administrator is hereby authorized to Perform any or all functions otherwise conferred or incumbent upon the board of county commissioners after the Board awards a contract on behalf of Fulton County.**

**BE IT FURTHER RESOLVED** that it is found and determined that all formal actions of the Board of County Commissioners on this issue is superseded by this action.

**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.

**Voting Aye thereon:**

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

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

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

**Voting Nay thereon:**

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

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

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

**Abstain:**

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

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

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

Adopted the 7th day of February 2013.

\_\_\_\_\_  
Jennifer Connors, Clerk  
Fulton County Board of Commissioners