

**FULTON COUNTY BOARD OF COMMISSIONERS  
COMMISSIONERS SESSION ROOM  
152 S. FULTON STREET, SUITE 270  
WAUSEON, OH 43567**

**MINUTES OF MEETING  
FEBRUARY 2, 2012**

[9:01:22 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance –  
All Members Present

[9:02:33 AM](#)

**Resolution 2012-84** Approve Minutes of January 30, 2012

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

[9:03:22 AM](#)

**Resolution 2012-85** Approve Agenda As Presented

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

[9:03:37 AM](#)

**OLD BUSINESS:**

· **Resolution 2012-86** Authorize Payment of Bills

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

[9:03:47 AM](#)

· Review Proposal for Regional Water Feasibility Study

Mr. Hall presented a proposal from American Structurepoint, Inc. to do a regional water study. He explained that this consists of 2 phases. Phase 1 is a water supply availability and demand analysis to determine the water assets available in the county. Phase 2 will be design services for actions carried forward based on the results of phase 1.

Mr. Hall indicated that the Public Utilities director would be involved in the entire process.

Commissioner Barnaby inquired where they were from and if there has been contact made. Mr. Hall indicated that they are out of Indianapolis, but have offices in Columbus. He and Ziad Musallam, Sanitary Engineer, have had multiple discussions.

**Resolution 2011-99** Proceed with Phase 1 of the Regional Water Feasibility Study

Commissioner Rupp made the motion to proceed to Phase 1 and Commissioner Genter seconded the motion. Motion carried unanimously.

Mr. Hall indicated that the county will be drafting a contract to send to Structure Point and will come back before the board for approval.

[9:08:05 AM](#)

· **Discuss Correspondence from Poggemeyer Design Group Regarding Senior Center ADA Project**  
Correspondence was received from Poggemeyer Design Group regarding the change orders pending for additional work performed on the Senior Center ADA Project.

Commissioner Rupp indicated that it is a responsibility of the contractor to bid a complete job. There were pre-bid meetings held and if there were questions or conflicts they should've been brought up then. They further didn't follow proper change orders procedures. However, the second issue is that there was a lack of completeness in the drawings by the design professional. The County hired a professional to act in the best interest of the county and failed to do so. He stated that the extra work was performed and he believes the contractor is owed the money but believes it is Poggemeyer responsibility to pay. He suggested that we pay the contractor and hold Poggemeyer responsible for that amount. The prosecutor, Scott Haselman, will be brought in to act on the county's behalf.

**Resolution 2011-100** Authorize Payment to Contractor for Additional Work Performed Under Contract 2011-58 – Change Orders 5, 6, 12

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

[9:13:49 AM](#)

· **Review Correspondence from ODNR Regarding Floodplain Regulations**  
Since the filing of the new flood plain regulations, the State has determined that the county language for violations and enforcement section 6.3 of the model regulations should include a reference to ORC 307.99.

Steve Brown, Regional Planning Director, indicated that 2 public hearings will need to be held for this amendment.

[9:15:01 AM](#)

**NEW BUSINESS:**

**RESOLUTIONS:**

· **Resolution 2012-87** Increase Appropriations; Transfer Funds and Appropriations for Various Departments

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

[9:16:05 AM](#)

· **Resolution 2012-88** Authorize Board President to Enter Into Contract 2012-40 with Zoll Medical Corp for Web-Based 12-Lead System Access

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

[9:18:41 AM](#)

· **Resolution 2012-89** Authorize Board President to Enter Into Contract 2012-41 with Sines Excavating LLC for NSP Demolition Project 160 S. Water St., Ney

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

[9:20:19 AM](#)

· **Resolution 2012-90** Enter Into Contract 2012-42 with Village of Fayette for Indigent Defense Services  
Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:21:48 AM](#)

- **Resolution 2012- 91** Accept Resignation of EMT

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

[9:22:30 AM](#)

- **Resolution 2012-92** Authorize MasterCard for Maintenance Supervisor

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

[9:23:18 AM](#)

- **Resolution 2012-93** Authorize Board President to Execute Equitable Share Agreement and Certification for Fulton County Sheriff

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

[9:24:06 AM](#)

- **Resolution 2012-94** Appoint Prevailing Wage Coordinator for Pleasant View Sewer Project

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

[9:24:47 AM](#)

- **Resolution 2012-95** Close Purchase Order and Lower Appropriations in Pleasant View Sewer Fund

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

[9:26:07 AM](#)

- **Resolution 2012-96** Enter Into Contract 2012-43 with Kelvin Davis for Consulting Services on Behalf of EMA

For Professional Services on Behalf of LEPC. Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:27:31 AM](#)

- **Resolution 2012-97** Approve Then and Now Purchase Orders

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

[9:27:46 AM](#)

- **Resolution 2012-98** Approve Purchase Orders and Travel Requests

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

[9:28:04 AM](#)

Recess

[9:29:47 AM](#)

### **Dog Warden Update**

Brian Banister, Deputy Dog Warden, was present for the update. He stated that the dog intake is slow right now.

An ongoing issue of concern is HB14 regarding vicious dog logs. This was sent to the Senate, and they gave it the OK. It has now been sent back to the House to be ratified. This legislation ends Ohio's distinction as the only state that deems certain breeds of dogs as being inherently dangerous. This would put a beagle and a pit bull in the same classification. He presented newspapers clippings, one of which was information on a benefit that is planned for the victim of a dog attack. He stated that there will no longer be insurance required for dogs like pits that are known to be vicious. The dog now will have to have 3 complaints of aggressive behavior before any legal enforcement can be done with the dog, thereby likely resulting in more attacks. This law will take away the only tool the wardens have at controlling the vicious dog population. He stated that the village ordinances will remain in place on these breeds;

however there is no legislation for dogs in the county regions. Assistant Prosecuting Attorney Paul Kennedy conveyed to the wardens that the county cannot pass a resolution to change that or put any restrictions on this. Enforcement of these new laws are still under discussion at the state level.

[9:39:21 AM](#)

ADJOURN

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

APPROVED:

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Dean Genter

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Paul Barnaby

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Perry Rupp

ATTEST:

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Jennifer L. Connors, Clerk

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

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**RESOLUTION 2012-84**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of January 30, 2012 ) Fulton County, Ohio  
) February 2, 2012

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

Dean Genter  
Paul Barnaby  
Perry Rupp

Commissioner \_\_\_\_\_ moved for the adoption of the resolution herein.

**THEREFORE BE IT RESOLVED**, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held January 30, 2012, as presented; and

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

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

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

\_\_\_\_\_  
Dean A. Genter

\_\_\_\_\_  
Dean A. Genter

\_\_\_\_\_  
Dean A. Genter

\_\_\_\_\_  
Paul D. Barnaby

\_\_\_\_\_  
Paul D. Barnaby

\_\_\_\_\_  
Paul D. Barnaby

\_\_\_\_\_  
Perry L. Rupp

\_\_\_\_\_  
Perry L. Rupp

\_\_\_\_\_  
Perry L. Rupp

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

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

**RESOLUTION 2012-85**

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

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

Dean Genter  
Paul Barnaby  
Perry Rupp

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

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

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

**THEREFORE, BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby approve the agenda as amended or presented for: February 2, 2012; and

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

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



**RESOLUTION 2012-99**

In the Matter of Resolution to Proceed with Phase I ) Office of County Commissioners,  
Of Regional Water System Feasibility Study ) Fulton County, Ohio  
) February 2, 2012

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

Dean Genter  
Paul Barnaby  
Perry Rupp

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

**WHEREAS**, the Board of Commissioners is desirous of obtaining a Regional Water System Feasibility Study to determine the water assets available in Fulton County; and

**WHEREAS**, American Structurepoint, Inc. is company authorized to do business in Ohio, is experienced in this field, and has submitted a proposal to perform engineering services for Fulton County in two (2) phases as follows:

- Phase I.** Water Supply Availability and Demand Analysis
- Phase II.** Regional Water System Component Evaluation

**WHEREAS**, the Board wishes for American Structurepoint, Inc. to proceed with Phase I as set forth in their proposal to determine the water assets available in Fulton County.

**THEREFORE BE IT RESOLVED**, that the Board of Commissioners hereby authorize American Structurepoint, Inc. to proceed with Phase I of the proposal as submitted to perform a Water Supply Availability and Demand Analysis for Fulton County, in the amount of \$22,500.00; and

**BE IT FURTHER RESOLVED**, a contract shall be prepared and forwarded to the Prosecuting Attorney for his review and approval thereof; 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 RUPP seconded the resolution and upon calling the roll, the following vote was taken:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby

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

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

Copy To: Z. Musallam, File

**RESOLUTION 2012-87**

In the Matter of Resolution to Increase Appropriations; ) Office of County Commissioners  
 Transfer Funds and Appropriations for Various ) Fulton County, Ohio  
 Departments ) February 2, 2012

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

Dean Genter  
 Paul Barnaby  
 Perry Rupp

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

**WHEREAS**, it is necessary to increase appropriations for the Board of Elections for redistricting; and the Ditch Improvement Fund to pay the cash assessment for the Joint County "Schmitz Ditch" with Lucas County; and

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

**WHEREAS**, it is necessary to transfer funds and appropriations for various departments to meet expenses for workers comp and internal services; and

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

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$10,120.94	1000-11500-5-41000 Contract Services-Board of Elections
\$ 100.00	3200-20146-5-96000 Other Exp-Ditch Improvement

**BE IT FURTHER RESOLVED** the Board of Commissioners hereby authorizes the following FUNDS BE TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$69,328.00	From: 2120-11202-5-39100 Internal Svs-Auditor
\$45,000.00	To: 6000-12202-4-21000 GIS Receipts
\$ 2,214.00	To: 6001-12102-4-24000 Loss Control Receipts
\$22,114.00	To: 6002-12800-4-24000 IT Receipts

**BE IT FURTHER RESOLVED**, the following APPROPRIATIONS BE TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$439.40	From: 2415-14902-5-96000 Other Exp-4 Co SWM
\$439.40	To: 2415-14902-5-20200 Workers Comp-4 Co SWM

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Perry L. Rupp	_____ Perry L. Rupp	_____ Perry L. Rupp

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

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

**RESOLUTION 2012-88**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Enter Into **Contract 2012-40** with ) Fulton County, Ohio  
Zoll Medical Corp on Behalf of EMS ) February 2, 2012

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

Dean Genter  
Paul Barnaby  
Perry Rupp

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

**WHEREAS**, a contract has been successfully negotiated with Zoll Medical Corporation to provide access to a 12-lead receiving reporting service known as the RescueNet 12-Lead; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract No. 2012-40** with Verizon Wireless on behalf of the Fulton County EMS, effective November 18, 2011; and

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

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

**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; R. Cheney; Contract file

**RESOLUTION 2012-89**

In the Matter of Resolution Authorizing Board ) Office of County Commissioners  
President to Enter Into **Contract 2012-41** with ) Fulton County, Ohio  
Sines Excavating LLC for NSP Demolition Project - ) February 2, 2012  
160 S. Water St., Ney, Ohio )

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

Dean Genter, Paul Barnaby and Perry Rupp

Commissioner \_\_\_\_\_ moved for the adoption of the resolution herein.

**WHEREAS**, on February 19, 2009, the Board of Commissioners of Fulton County, Ohio, passed Resolution 2009-158, thereby authorizing the participation in the Neighborhood Stabilization Program (NSP) together with Van Wert, Defiance, Henry, Paulding, and Williams Counties and the City of Defiance; and

**WHEREAS**, Fulton County agreed to serve as the lead agency for Region 1, consisting of the entities listed hereinabove, to undertake and carry out the activities associated with the NSP; and

**WHEREAS**, the Maumee Valley Planning Organization (MVPO), consultant providing technical services to the Board of Commissioners in conjunction with the NSP, developed specifications and received bids until January 17, 2012 for the NSP Residential Demolition Project located at 160 South Water Street, Ney, Ohio; and

**WHEREAS**, after reviewing the bids, MVPO found that Sines Excavating LLC submitted the lowest and best bid for the project and recommended awarding the same; and

**THEREFORE BE IT RESOLVED**, that pursuant to the recommendation of the MVPO, the Board of Commissioners, serving as lead entity for the NSP for Region 1, hereby award the Bid for the NSP Residential Demolition Project located at 160 South Water Street, Ney, Ohio, to Sines Excavating LLC, and further authorize the Board President, Dean Genter, to enter into **Contract 2012-41**, to furnish all labor, equipment, supplies, material and supervision necessary to complete the project herein, in accordance with the Work Specifications, and pursuant to the terms and conditions stated in the contract; and

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

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

Copy To: MVPO (2); Bid File; Contract File

**RESOLUTION 2012-90**

In the Matter of Resolution to Enter Into **Contract**            )     Office of County Commissioners  
**2012-42** with Village of Fayette for Indigent Defense     )     Fulton County, Ohio  
Services   )     February 2, 2012

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

Dean Genter  
Paul Barnaby  
Perry Rupp

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

**WHEREAS**, the Board of Commissioners has adopted a program for municipalities whereby individual attorneys are assigned on a case by case basis for indigent citizens and others so situated; and

**WHEREAS**, the Board, pursuant to Ohio Revised Code §120.33, may enter into contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation; and

**WHEREAS**, a contract has been drafted in accordance with the Ohio Administrative Code 120-1-09 and each party thereto, respectively, agrees to enter into said agreement and to follow the Ohio Public Defender Commission standards and guidelines and the limits of the county Maximum Fee Schedule for Appointed Counsel in order for the County to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.33 and §120.35; and

**WHEREAS**, the Village of Fayette has authorized an agreement with the Fulton County Board of Commissioners by Ordinance passed heretofore by Village Council for the services described therein; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby enters into **Contract 2012-42** with the Village of Fayette for the reimbursement of court appointed counsel fees for indigent persons charged with a violation of an ordinance of their municipal corporation according to the terms and conditions described therein:

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

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

Copy to: Contract File, Village of Fayette; Auditor



**RESOLUTION 2012-93**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Execute Annual Equitable Sharing ) Fulton County, Ohio  
Agreement and Certification on Behalf of ) February 2, 2012  
Fulton County Sheriff )

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

Dean Genter  
Paul Barnaby  
Perry Rupp

Commissioner \_\_\_\_\_ moved for the adoption of the resolution herein.

**WHEREAS**, the Board has been presented with an Equitable Sharing Agreement and Certification on behalf of the Fulton County Sherriff regarding the participation in the federal equitable sharing program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably shared with participating law enforcement agencies; and

**WHEREAS**, for the County to remain in compliance and to receive any equitably shared cash, property or proceeds as stated hereinabove, it is necessary to enter into said agreement and issue a certification thereof; and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners hereby approve the Annual Equitable Sharing Agreement and Certification as stated hereinabove and authorize Dean Genter, Board President to sign; and

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

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

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Perry L. Rupp	_____ Perry L. Rupp	_____ Perry L. Rupp

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

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

Copy To:     File

**RESOLUTION 2012-97**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) February 2, 2012

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

Dean Genter  
 Paul Barnaby  
 Perry Rupp

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

**WHEREAS**, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

<b>PO Number</b>	<b>VENDOR #</b>	<b>PO Date</b>	<b>Amount</b>
2012000162	FAIRF50	1/03/2012	\$ 1,200.00
2012000779	AUTOM30	1/23/2012	141.00
2012000792	CITYO89	1/23/2012	360.00
2012000793	FUTLO39	1/23/2012	1,070.26
2012000794	FULTO39	1/23/2012	4,281.02
2012000795	FULTO27	1/23/2012	40,000.00
2012000805	ADVAN12	1/26/2012	1,116.10
2012000818	ACSEN50	1/26/2012	20,000.00
			\$ 68,168.38

**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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

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

cc: Auditor