

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

**MINUTES OF MEETING  
FEBRUARY 9, 2012**

[9:00:27 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance - All members present

[9:01:21 AM](#)

**Resolution 2012-113** Approve Minutes of February 6, 2012

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

[9:01:41 AM](#)

**Resolution 2012-114** Approve Agenda As Presented

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

[9:02:11 AM](#)

**OLD BUSINESS:**

· **Resolution 2012-115** Authorize Payment of Bills

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

[9:02:35 AM](#)

· Discuss Correspondence from Fulton Soil and Water Conservation District Regarding Application of Grant Funds

**Resolution 2012-124** Authorize Letter of Support

The District is applying for a grant funds to develop the land behind the Robert Fulton Ag Center for conservation practices and programs. The District is requesting a letter of support from the Commissioners to be attached to their grant application.

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

[9:03:54 AM](#)

· Review Correspondence from Ohio Department of Agriculture Regarding Agricultural Easement  
Fulton County Residents Richard and Diane Patek wish to donate an agricultural easement on various parcels of their property to the State.

Commissioner Genter stated that they need to continue to work with the Regional Planning Office on these easements and donations to establish Ag Security Zones to make sure that they do not interfere with any future development.

Regional Planning Director, Steve Brown, was present for the discussion. He stated there were no issues with the donation.

[9:06:37 AM](#)

· Discuss Request from Fulton County Residents Regarding Detwiler Grounds  
A request has been received to purchase one of the benches that are on the Detwiler Grounds. Further research is needed to identify the public value.

[9:08:49 AM](#)

**NEW BUSINESS:**

**RESOLUTIONS:**

· **Resolution 2012-116** Set Dates for Public Hearings for FY2012 Community Development Block Grant Program

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

[9:09:50 AM](#)

· **Resolution 2012-117** Transfer Funds for Solid Waste and Board of DD

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

[9:11:06 AM](#)

· **Resolution 2012-118** Transfer Funds for Department of Job and Family Services for Boarding Home Payroll Expenses; Shared Costs; and Mandated Shares

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

[9:11:41 AM](#)

· **Resolution 2012-119** Approve Fulton County Economic Development Revolving Loan Fund Semi-Annual Report

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

[9:12:14 AM](#)

· **Resolution 2012-120** Approve Microenterprise Semi-Annual Revolving Loan Fund Semi-Annual Report

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

[9:14:01 AM](#)

· **Resolution 2012-121** Approve Pay Request for HPH, Inc. for FY2008 Airport Projects

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

[9:14:25 AM](#)

· **Resolution 2012-122** Approve Then and Now Purchase Orders

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

[9:16:06 AM](#)

· **Resolution 2012-123** Approve Purchase Orders and Travel Requests

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

[9:16:22 AM](#)

Recess

[9:30:49 AM](#)

**Dog Warden Update**

Dog Warden, Pete Skeldon, was present for the update.

He reported a dog stopping traffic on Shoop Avenue on the way here. The dog was contained.

There was a large livestock kill last week on Rd 1-2/CR F. It was ruled as a dog kill as opposed to coyote. An animal claim is forthcoming.

The ongoing Pit Bull bill that is passing is a problem. This will not require the municipalities to change their ordinances as long as it is stricter than the State. He does foresee more Pit Bull activity outside the corporation limits. He indicated that under this bill, it is the victims that will suffer.

[9:37:27 AM](#)

Recess

[10:00:37 AM](#)

**Hold Executive Session, Pursuant to Ohio Revise Code §121.22 (G)(1), to Discuss the Employment of a Public Employee or Official**

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[11:38:57 AM](#)

**Out of Executive Session**

No action taken.

[11:39:15 AM](#)

**ADJOURN**

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

APPROVED:

\_\_\_\_\_  
Dean Genter

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

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

ATTEST:

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

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

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**RESOLUTION 2012-113**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of February 6, 2012 ) Fulton County, Ohio  
) February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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 February 6, 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 2012-114**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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 9, 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 2012-115**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Payment of Bills ) Fulton County, Ohio  
) February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter  
Paul Barnaby  
Perry Rupp

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

**WHEREAS,** the Fulton County Auditor certifies that the money for the credit of the bills listed on the Disbursement List is in the Treasury for the credit of the Funds from which they are to be paid, and is not appropriated for any other purpose.

**THEREFORE BE IT RESOLVED,** that the Board of Commissioners approve the payment of bills as submitted, and;

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

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

<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 2012-116**

In the Matter of Resolution to Fix Date for ) Office County Commissioners  
1<sup>st</sup> Public Hearing on FY2012 CDBG/HOME/OHTF ) Fulton County, Ohio  
Programs and Authorize Advertisement of the Same ) February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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 Community Development Block Grant (CDBG) and HOME Investment Partnerships Programs are federally funded programs administered by the Ohio Department of Development (ODOD), Community Development Division’s Office of Housing and Community Partnerships (OCHP); and

**WHEREAS**, the ODOD also administers the state funded Ohio Housing Trust Fund (OHTF); and

**WHEREAS**, Fulton County is eligible for FY2012 Funding through said programs, provided the County meets applicable program requirements, and the Fulton County Board of Commissioners intend to apply to the Ohio Department of Development for said funding under the Small Cities Community Development Block Grant (CDBG) Program and the HOME Investment Partnerships Program; and

**WHEREAS**, it is necessary to fix a date for the first of two (2) public hearings that must be held in this matter and to publicly advertise the same;

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby fix **Monday, March 5, 2012 at 10:00 a.m.** as the date of the first public hearing and authorize the advertisement of the same ; and

**BE IT FURTHER RESOLVED**, that the necessary publication of notice of hearing will be in the Fulton County Expositor and will be posted on the Fulton County Website at [fultoncountyoh.com](http://fultoncountyoh.com); 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>
_____ 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 2012-117**

In the Matter of Resolution to Transfer Funds From        )       Office of County Commissioners  
Solid Waste Management to Board of DD                    )       Fulton County, Ohio  
  )       February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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**, on January 17, 2012 grant funding received in the amount of \$95,000 was paid into the Solid Waste Management Fund 2415; and

**WHEREAS**, said grant funds are for the purposes of recycling and waste prevention and reduction; and

**WHEREAS**, the Fulton County Board of Developmental Disabilities carries out the recycling operations in accordance with the grant guidelines, therefore \$45,000 of said grant shall be transferred into the Board of DD Fund 2520 for such purpose; and

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

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$45,000.00	2415-14902-5-94000    Transfer Out-4 County SWM

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

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$45,000.00	From: 2415-14902-5-94000    Transfer Out-4 County SWM
\$45,000.00	To: 2520-41907-4-41100    Transfer In-Board of DD

**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

cc: Auditor; FCSE; DD

**RESOLUTION 2012-118**

In the Matter of Resolution Transfer Funds for ) Office of County Commissioners  
 Department of Job and Family Services for ) Fulton County, Ohio  
 Boarding Home Payroll Expenses; Shared ) February 9, 2012  
 Costs; and Mandated Shares )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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 Department of Job and Family Services has reconciled the cost for the care of children for the month of January 2012 and the Interim Director is thereby requesting a transfer for the balance owed by the County in the total amount of \$61,049.96; and

**WHEREAS**, reports are complete to establish the Child Support Enforcement Agency’s Shared Cost payment to public assistance for January 2012 and a transfer is being requested for said funds; and

**WHEREAS**, a request has been made for the transfer of funds for the County’s monthly mandated cost payment for Public Assistance and the Child Support Enforcement Agency for February 2012; and

**THEREFORE BE IT RESOLVED**, the Fulton County Board of Commissioners hereby approves the TRANSFER OF FUNDS as follows:

<u>Amount</u>	<u>Account</u>
\$61,049.96	From: 1000-16161-5-96200 Children Services
\$61,049.96	To: 2615-12914-4-24001 Board and Care
\$20,730.74	From: 2610-16914-5-94000 CSEA Shared Exp
\$20,730.74	To: 2605-15914-4-53020 PA Transfer In-Shared Cost
\$ 6,400.83	From: 1000-30914-5-96200 GF Mandated Share
\$ 6,400.83	To: 2605-15914-4-53015 PA Transfer In-GF Mandated Share
\$7,514.33	From: 1000-30914-5-96400 PA, CSEA Transfers
\$7,514.33	To: 2610-15914-4-55000 CSEA-County Share

**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
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

Attest:

cc: Auditor; JFS

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

**RESOLUTION 2012-119**

In the Matter of Approving Economic Development) Office County Commissioners  
Semi-Annual Revolving Loan Fund Report ) Fulton County, Ohio  
and Authorize Board President to Sign ) February 9, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 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 been presented with the Fulton County Economic Development Semi-Annual Revolving Loan Fund Report for their review and find it to be accurate and complete; and

**BE IT RESOLVED**, that the Fulton County Economic Development Semi-Annual Revolving Loan Fund Report be approved as presented and submitted, and authorize the President of the Fulton County Board of Commissioners to sign the report; 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>
_____ 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: ED; RPC; ODOD



**RESOLUTION 2011-125**

In the Matter of Resolution to Hold an ) Office of County Commissioners  
Executive Session to Consider the ) Fulton County, Ohio  
Employment of a Public Employee, ) February 9, 2012  
Pursuant to ORC §121.22(G)(1) )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2012 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter  
Paul Barnaby  
Perry Rupp

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

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

**THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Fulton County, Ohio will hold an Executive Session, pursuant to Ohio Revised Code §121.22 (G)(1) to begin at **10:00 a.m.** to consider the employment of a public employee; and

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

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

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

\_\_\_\_\_  
Dean Genter

\_\_\_\_\_  
Dean Genter

\_\_\_\_\_  
Dean Genter

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

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

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

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

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

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

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

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