

Description	Fulton County Commissioners Session	
Date	10/15/2013	Location Commissioners
Time	Speaker	Note
9:08:06 AM		Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance: All Present
9:08:14 AM		Resolution 2013-953 Approve Minutes of October 10, 2013 Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
9:08:14 AM		Resolution 2013-954 Approve Agenda As Presented or Amended Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:08:14 AM		Discuss Building Status: Open Door of Delta: The County Administrator asked if any further consideration on the financial assistance for the removal of the building on Main Street in Delta had been had. David Wright informed the board that the Office of Development has encouraged the use of RLF funds in the form of a grant for the issue. Commissioner Barnaby asked for the estimate on the demolition and Mr. Wright responded \$20000.00 and also pointed out that the property owners have been made aware of potential issues with the adjacent building walls. Commissioner Rupp stated that if Mr. Wright could obtain written support from the Office of Development, he would support the fund being used in this manner.
9:08:14 AM		Resolution 2013-955 Increase and Transfer Appropriations for Various Departments Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
9:08:14 AM		Resolution 2013-956 Enter Into Contract 2013-102 with ODOT for FC Processing Economic Development Rail Spur Project Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the

		following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
9:08:14 AM		Resolution 2013-957 Award Bid for Fulton County Processing Economic Development Rail Spur Project Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
9:08:14 AM		Resolution 2013-958 Award Bid for 2013-2014 Snow Removal & Ice Control Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, abstain; Barnaby, yes. Motion carried 2-1.
9:08:14 AM		Resolution 2013-959 Approve Purchase Orders & Travel Requests Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
9:08:14 AM		Recess Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion.
10:00:00 AM		Ditch View #2121-Kurivial: Commissioner Barnaby convened the view at 10:06 a.m. at 4840 US 20A East of Delta, in the lot of the Ohio Scrap Corporation, near the site of the petitioned waterway. He then turned the view over to Chief Deputy Engineer, Rod Creager. Mr. Creager explained that the petition, filed by landowner, John Kurivial, is for the replacement of an existing outlet tile, known as Branch 9 of Swan Creek. This tile was installed in 1910 through a single county drainage petition. A 21" crossover and 2 new catch basins were also installed in this area in 1932. He noted that according to record, there was evidence of problems in this same area in 1938 also. Mr. Creager handed out a copy of the Ohio drainage law and briefly explained the process as it follows Chapter 6131 of the Ohio Revised Code. He then presented maps of the petitioned area. He explained that only the north side of 20A had been petitioned. It can be extended if the need is determined. He also handed out a list of landowners. He explained that originally there were only 10 landowners in this watershed, however since then some parcels have been developed and some were split, thereby consisting of over 30 parcels now. He noted that the landowners on the south side of the road were notified of the petition as is required by law, however at of this time they are not included in the petition. Mr. Creager explained that this was a difficult project to do privately as there is no way to include ODOT or the Railroad in a private assessment.

		<p>The county however can obtain easements to work on their property and has the authority to assess both. Mr. Kurivial explained that this was one of the reasons that he turned this over to the county to fix. He purported other reasons to be that having the county perform the repair would protect the tile, there would be cost sharing, and the improved area would be put on maintenance. Mr. Creager advised that the useful life of a tile is about 50 years. This tile is way beyond its useful life.</p> <p>At 10:24 a.m. the Board of Commissioners and representative thereof, the County Engineer and representatives thereof, and the petitioner walked a portion of the course and termini of the petitioned area. Washouts and evidence of high water were observed throughout. The ground conditions were wet and muddy in some areas, noting that it had not rained for several days. The ditch was overgrown with brush.</p> <p>Commissioner Barnaby concluded the view at 10:37 a.m.</p> <p>The first hearing on the petition will be held on October 29th at 10:00 a.m. in the Commissioners' Chambers at which time testimony will be taken and given consideration by the Board of Commissioners.</p> <p>Commissioner Rupp made the motion to adjourn and Commissioner Rufenacht seconded the motion. Meeting adjourned at 10:38 a.m.</p>
		<p>Submitted by: Teri Suarez</p> <p>APPROVED by: THE FULTON COUNTY BOARD OF COMMISSIONERS</p> <p>_____ Paul Barnaby</p> <p>_____ Perry Rupp</p> <p>_____ Bill Rufenacht</p> <p>ATTESTED by:</p> <p>_____ Teri S. Suarez, Clerk</p>

RESOLUTION 2013-953

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of October 10, 2013) Fulton County, Ohio
) October 15, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 15, 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 approves the minutes of Regular Session held October 10, 2013 as presented; and

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

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Perry Rupp

Perry Rupp

Perry Rupp

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-954

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) October 15, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 15, 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 approves the agenda as amended or presented for: October 15, 2013.

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

Paul Barnaby

Paul Barnaby

Perry Rupp

Perry Rupp

Perry Rupp

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-955

In the Matter of Resolution to Increase) Office of County Commissioners
 Appropriations for the EMS & Sheriff’s) Fulton County, Ohio
 Departments) October 15, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 15, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Perry Rupp
 Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to increase appropriations for the EMS and Sheriff’s departments to meet expenses for 2013; and

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

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby authorizes an **INCREASE of APPROPRIATIONS** as follows:

AMOUNT	ACCOUNT	
\$4,000.00	1000-13134-5-38000	Repair Service-Sheriff
\$35,000.00	2345-13912-5-62000	Equipment-EMS ALS/BLS

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:

 Teri Suarez, Clerk

RESOLUTION 2013-956

In the Matter of Resolution to Authorize Board)	Office of County Commissioners
President to Enter into Contract 2013-102 with)	Fulton County, Ohio
Ohio Department of Transportation for FY13 CDBG)	October 15, 2013
Economic Development Program – Fulton County)	
Processing Ltd. Rail Spur Improvements)	

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 10, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Perry Rupp
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a contract has been successfully negotiated between the Ohio Department of Transportation and the Fulton County Board of Commissioners for funding to be used for the Fulton County Processing Ltd. economic development project; and

WHEREAS, said agreement will assist the County in funding the portion of the relocation and extension of that portion of the rail that is located in the public right-of-way;

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby enter into Fulton County **Contract Number 2013-102** for the purposes outlined hereinabove and pursuant to the terms and conditions as set forth therein; and

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

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

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: _____
Teri Suarez, Clerk

cc: Auditor; vendor; vendor file; contract file

RESOLUTION 2013-957

In the Matter of Resolution Awarding Bid) Office of County Commissioners,
For FY13 CDBG Economic Development) Fulton County, Ohio
Program – Fulton County Processing Ltd. Rail) October 15, 2013
Spur Improvement Project)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 15, 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 October 8, 2013 for the FY2013 CDBG Economic Development Program-Fulton County Processing Ltd. Rail Spur Improvement project and 1 bid was received; and

WHEREAS, after review of the bid by the Maumee Valley Planning Organization, the bid was found to be complete and accurate and recommended that the bid submitted by Great Lakes Rail Service, Inc. be accepted as lowest and best; and

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby accepts the Maumee Valley Planning Organization’s recommendation and hereby awards the bid for the FY13 CDBG Economic Development Program – Fulton County Processing Ltd. Rail Spur Improvement Project to Great Lakes Rail Service, Inc. in the amount of \$245,913.00. This is below the engineer’s estimate of \$330,000.00. A contract shall be offered; 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: _____
Teri Suarez, Clerk

CC: MVPO; Bidders; File

RESOLUTION 2013-958

In the Matter of Resolution Awarding Bids) Office of County Commissioners,
For 2013/2014 Snow Removal & Ice) Fulton County, Ohio
Control for Various County Lots) October 15, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on October 15, 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, proposals were received for snow removal/ice control for the 2013/2014 Season for the Fulton County Courthouse Complex, Sheriff’s Department, Fulton County Administration Building, Health Department, Detwiler Office Complex, and the Fulton County Senior Center; and

WHEREAS, separate proposals were also received for the Eastern District Court Complex; and

WHEREAS, two (2) proposals were received and opened in the office of the Clerk of Commissioners on September 30, 2013, and forwarded to the County Maintenance Supervisor thereafter for his review and recommendation for award of bid; and

WHEREAS, after reviewing the bids, the County Maintenance Supervisor found that Tim Rice Trucking of Wauseon, Ohio, submitted the lowest and best bid for the County’s Wauseon lots located at: the Fulton County Courthouse Complex, Sheriff’s Department, Fulton County Administration Building, Health Department, Detwiler Office Complex, and the Fulton County Senior Center, and therefore recommended awarding the same; and

WHEREAS, it was further found that Tim Rice Trucking submitted the lowest and best bid for the County’s Eastern District Court Complex, and therefore recommended awarding the same; and

THEREFORE, BE IT RESOLVED, that the Fulton County Commissioners hereby award the bid for the 2013/2014 Fulton County snow removal/ice control to Tim Rice Trucking of Wauseon, Ohio for the County’s Wauseon Lots located at: Fulton County Courthouse Complex, Sheriff’s Department, Fulton County Administration Building, Health Department, Detwiler Office Complex, and the Fulton County Senior Center; and

BE IT FURTHER RESOLVED, that the Fulton County Commissioners hereby award the bid for the Eastern District Complex to Tim Rice Trucking; and

BE IT FURTHER RESOLVED, that a contract will be offered for each.

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**

Copy to: Contract file; Bidders; T. Bingham

Attest: _____
Teri Suarez, Clerk