

**RESOLUTION – 2020-813**

**COMMISSIONERS' FINDING AFFIRMING FORMER ORDER,  
CONFIRMING THE ASSESSMENTS, AND ORDERING THE LETTING OF  
THE CONTRACTS**

Revised Code, Sec. 6131.21 to 24  
Form 22025

In the Matter of the Single ) Office of County Commissioners,  
County Ditch No. 2142 Petitioned ) Fulton County, Ohio  
for by Pike Township ) November 17, 2020

The Board of County Commissioners of Fulton County, Ohio met in regular session on November 17, 2020, at the office of said board with the following members present:

Jon Rupp  
Bill Rufenacht  
Jeff Rupp

Commissioner  moved the adoption of the following Resolution:

**WHEREAS**, This being the day fixed by said Board, in its order dated September 15, 2020, for the continued final hearing on the Report, Plans, and Schedules of the County Engineer, on the estimated assessments, on claims for compensation or damages and on the proceeding for the improvement, and on application filed for change of route or change in the nature, kind and extent of the work proposed to be done; and

**WHEREAS**, The Board finds that due and legal notice of this final hearing has been given as required by law; and

**WHEREAS**, The Board has heard all the evidence offered in the proceedings and received and considered all the schedules, plans and reports filed by the County Engineer;

**THEREFORE BE IT RESOLVED**, That the Board hereby approve the maps, profiles, plans, schedules, and reports prepared by the County Engineer, and review and reconsider its former order made and dated January 7, 2020; and

**WHEREAS**, This Board has considered the cost of location and construction, the compensation for land taken, the effect on land along or in the vicinity of the route of the improvement, the effect on land below the lower terminus of the improvement that may be caused by constructing the improvement, the sufficiency of the outlet, the benefits to the public welfare, and the special benefits to land needing the improvement, etc.;

**THEREFORE BE IT RESOLVED**, That the former order finding in favor of the improvement made at the first hearing on January 7, 2020, is hereby affirmed; and

**WHEREAS**, Objections to the proposed assessment having been filed by –NONE And the Board having heard the objections and all evidence offered for or against the assessment proposed to be levied against any owner or on any land, as shown by the schedule of assessments filed by the County Engineer and any competent evidence on the question of benefits, and from an actual view of the premises;

**THEREFORE BE IT RESOLVED**, That the assessments are hereby attached, and

**BE IT FURTHER RESOLVED**, That the County Engineer's assessments as presented are hereby approved and confirmed; and

**BE IT FURTHER RESOLVED**, That \$ 109,699.28 is hereby assessed for benefits to the general public by reason of the improvement being conducive to the public welfare and shall be paid by the public and assess against the County, and \$1,903.65 found to benefit County Roads or Highways is hereby assessed against the County, and \$38,095.59 found to benefit Pike Township Roads and is hereby assessed against Pike Township, and

**BE IT FURTHER RESOLVED,** That 5 year (s) shall be the period of time, in semi-annual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement;

**BE IT FURTHER RESOLVED,** That, subject to pending right-of-way acquisitions, January 7, 2021 at 9:15 a.m. at office of said board is hereby fixed as the time and place for the County Engineer to receive bids, and that the County Engineer is hereby directed to prepare the necessary bid documents and legal advertisements; and

**BE IT FURTHER RESOLVED,** That the County Engineer be and he is hereby directed to give at least two weeks' public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the County Engineer is hereby directed to send copies of the notice by mail to dealers and manufacturers, and all bids shall be received at office of said Board; and

**BE IT FURTHER RESOLVED,** That, whereas the estimated cost of the construction and material required in the improvement exceeds six thousand dollars, the notice of letting be given by posting in a newspaper of general circulation and on the County website as prescribed by law;

Commissioner Jeff Rupp seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
<u>Jon Rupp</u> Jon Rupp	<u>Jon Rupp</u> Jon Rupp	<u>Jon Rupp</u> Jon Rupp.
<u>Bill Rufenacht</u> Bill Rufenacht	<u>Bill Rufenacht</u> Bill Rufenacht	<u>Bill Rufenacht</u> Bill Rufenacht
<u>Jeff Rupp</u> Jeff Rupp	<u>Jeff Rupp</u> Jeff Rupp	<u>Jeff Rupp</u> Jeff Rupp

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

Attest:

Terri Suarez  
Terri Suarez, Board Clerk

