

RESOLUTION - 2021-131

COMMISSIONERS' ORDER APPROVING CONTRACTS, FINAL ASSESSMENTS  
AND ESTABLISHING DITCH MAINTENANCE  
Revised Code, Sec. 6131.43 & 6137.02

Form 22017

In the Matter of Single County )  
Ditch 2120, Petitioned by Lowell Richer )

Office of County Commissioners,  
Fulton County, Ohio  
February 11, 2021

The Board of County Commissioners of Fulton County, Ohio met in regular session on February 11, 2021, at the office of said board with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner Jeff Rupp moved the adoption of the following Resolution:

**WHEREAS**, The work has been completed in the above named improvement petitioned for by *Lowell Richer* and the County Engineer has approved it; and

**WHEREAS**, The County Engineer has filed with this Board the final costs associated with the above named improvement; and

**WHEREAS**, The assessments previously confirmed by this Board have been reduced pro rata by the difference between the estimated cost of the construction and the final cost as certified by the County Engineer; and

**THEREFORE BE IT RESOLVED**, That the assessments so provided, including the cost of location, engineering, compensation, damages, and contingency and the assessment for maintenance of one year are hereby levied upon each parcel of land, each public corporation and each department, office, or institution of the State, as stated in the schedules as of the date of this order; and

**BE IT FURTHER RESOLVED**, That the owners of all assessed lands shall be notified of the amount of the actual assessment and of the payment plan for the collection of the assessments; and

**BE IT FURTHER RESOLVED**, That the County Auditor is hereby directed to immediately place the assessments so levied upon the Duplicates of the County, making and furnishing the Treasurer of said County a special Duplicate with the assessments arranged thereon in semi-annual installments for five (5) years as provided in our former order adopted December 14, 2017; and that any assessments or assessment balances of less than \$25 shall be paid in full and may not be paid semi-annually; and

**BE IT FURTHER RESOLVED**, That Ditch 2120 be hereby placed on Permanent Ditch Maintenance as provided under sections 6131 and 6137 of the Revised Code.

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

| Voting Aye thereon:           | Voting Nay thereon:           | Abstain:                      |
|-------------------------------|-------------------------------|-------------------------------|
| <u>Jon Rupp</u><br>Jon Rupp   | <u>Jon Rupp</u><br>Jon Rupp   | <u>Jon Rupp</u><br>Jon Rupp   |
| <u>Jeff Rupp</u><br>Jeff Rupp | <u>Jeff Rupp</u><br>Jeff Rupp | <u>Jeff Rupp</u><br>Jeff Rupp |
| <u>Joe Short</u><br>Joe Short | <u>Joe Short</u><br>Joe Short | <u>Joe Short</u><br>Joe Short |

BOARD OF COUNTY COMMISSIONERS  
FULTON COUNTY, OHIO

Attest: Teri Suarez  
Teri Suarez, Clerk

# OFFICE OF THE FULTON COUNTY ENGINEER

9120 County Road 14  
Wauseon, Ohio 43567-9669

Telephone: 419-335-3816 [www.fultoncountyoh.com/engineer.htm](http://www.fultoncountyoh.com/engineer.htm) Fax: 419-335-1091

Frank T. Onweller, P.E., P.S.  
County Engineer

Rod Creager, P.E., P.S.  
Chief Deputy Engineer

February 9, 2021

Board of County Commissioners  
Fulton County Ohio  
152 South Fulton Street  
Wauseon, OH 43567

RE: Final Assessments Ditch 2120

Dear Sirs:

Attached please find the final schedule of assessments, Schedule B, for Ditch No. 2127. The drainage petition to improve Clinton-Henry No.5 and was filed by Mr. Lowell Richer. The original schedule of assessments, presented to the landowners and considered at the final hearing for this project, has been prorated to reflect the actual final costs for construction, engineering, project administration and first year maintenance. The final cost of the project was less than originally estimated. Following is a summary of the original estimated costs and the final project costs to be assessed:

|                               | <u>Original Estimate</u> | <u>Final Costs</u>  |
|-------------------------------|--------------------------|---------------------|
| <i>Construction</i>           | \$ 20,636.00             | \$ 18,443.33        |
| <i>Engineering</i>            | \$ 3,500.00              | \$ 2,100.00         |
| <i>Administrative</i>         | \$ 500.00                | \$ 848.68           |
| <i>First Year Maintenance</i> | \$ 168.00                | \$ 145.00           |
|                               | <u>\$ 24,804.00</u>      | <u>\$ 21,537.01</u> |

Once approved, the attached schedule should be forwarded to the county auditor for collection. If you have any questions, please contact me at the county engineer's office.

Yours truly,

Nathan Wilhelm P.E.,  
Drainage Engineer  
Enclosure

**Clinton-Henry 5  
Schedule B**

November 2, 2017

Updated November 6, 2017

|                     |                 |                          |                    |              |                        |
|---------------------|-----------------|--------------------------|--------------------|--------------|------------------------|
| <b>Construction</b> | <b>Specials</b> | <b>Constrctn + Spcls</b> | <b>Engineering</b> | <b>Clerk</b> | <b>First Year Main</b> |
| \$ 9,883.29         | \$ 8,560.04     | \$ 18,443.33             | \$ 2,100.00        | \$ 848.68    | \$ 145                 |
| 0.090313            |                 |                          | 0.019190           | 0.007755     | 0.001325               |

| Column1 | Parcel           | Owner                                 | Acres |        | LandUse | Owned | Drained | Use Factor | Remote Factor | % Benefit    | Net Benefits | Direct Construction |             |               |             |       |
|---------|------------------|---------------------------------------|-------|--------|---------|-------|---------|------------|---------------|--------------|--------------|---------------------|-------------|---------------|-------------|-------|
|         |                  |                                       |       |        |         |       |         |            |               |              |              | Construction        | Assessments | Plus Specials | Engineering | Clerk |
| 1       | 04-006372-01.000 | AESCHLIMAN LLC                        | 511   | 27.467 | 0.000   |       | 0%      | 0%         | 0%            | \$ -         | \$ -         | \$ -                | \$ -        | \$ -          | \$ -        | \$ -  |
| 2       | 05-008281-00.000 | CITY OF WAUSEON                       | 599   | 7.480  | 2.879   |       | 100%    | 75%        | 75%           | \$ 2,537.12  | \$ 229.13    | \$ 229.13           | \$ 48.69    | \$ 19.68      | \$ 3        | 3     |
| 3       | 55-555555-55.555 | CLINTON TOWNSHIP                      | 110   | 5.650  | 5.650   |       | 100%    | 80%        | 80%           | \$ 5,311.00  | \$ 479.65    | \$ 479.65           | \$ 101.92   | \$ 41.19      | \$ 7        | 7     |
| 4       | 04-006384-00.000 | COLON HEATHER J                       | 110   | 4.150  | 4.150   |       | 100%    | 80%        | 80%           | \$ 1,880.00  | \$ 169.79    | \$ 169.79           | \$ 36.08    | \$ 14.58      | \$ 2        | 2     |
| 5       | 04-006368-02.000 | CUSTOM TURF SOLUTIONS LLC             | 110   | 1.000  | 1.000   |       | 100%    | 80%        | 80%           | \$ 548.96    | \$ 49.58     | \$ 49.58            | \$ 10.53    | \$ 4.26       | \$ 0        | 0     |
| 6       | 05-007828-02.000 | DAVIS ANDREW M & BONNIE C             | 511   | 1.311  | 1.311   |       | 100%    | 80%        | 80%           | \$ 806.90    | \$ 72.87     | \$ 72.87            | \$ 15.48    | \$ 6.26       | \$ 1        | 1     |
| 7       | 05-007852-01.000 | DOMINIQUE KAREN S TRUSTEE             | 511   | 6.022  | 3.100   |       | 100%    | 80%        | 80%           | \$ 1,355.33  | \$ 122.40    | \$ 122.40           | \$ 26.01    | \$ 10.51      | \$ 1        | 1     |
| 8       | 66-666666-66.666 | FULTON COUNTY                         | 110   | 1.100  | 1.100   |       | 100%    | 75%        | 75%           | \$ 969.38    | \$ 87.55     | \$ 87.55            | \$ 18.60    | \$ 7.52       | \$ 1        | 1     |
| 9       | 05-007768-00.000 | GLMKS FARMS INC                       | 511   | 77.310 | 29.000  |       | 100%    | 75%        | 75%           | \$ 10,222.50 | \$ 923.22    | \$ 923.22           | \$ 196.17   | \$ 79.28      | \$ 13       | 13    |
| 10      | 05-007828-01.000 | HUNER LARRY L & RUPP CATHY (JS)       | 110   | 2.880  | 1.000   |       | 100%    | 80%        | 80%           | \$ 752.00    | \$ 67.92     | \$ 67.92            | \$ 14.43    | \$ 5.83       | \$ 1        | 1     |
| 11      | 44-000000.00.000 | NORFOLK AND SOUTHERN RAILROAD         | 511   | 5.500  | 5.500   |       | 100%    | 100%       | 100%          | \$ 6,462.50  | \$ 583.65    | \$ 8,560.04         | \$ 9,143.69 | \$ 124.01     | \$ 8        | 8     |
| 12      | 99-999999-99.999 | OHIO DEPARTMENT OF TRANSPORTATION     | 111   | 5.500  | 5.500   |       | 100%    | 100%       | 90%           | \$ 5,816.25  | \$ 525.28    | \$ 525.28           | \$ 111.61   | \$ 45.11      | \$ 7        | 7     |
| 13      | 05-007748-00.000 | PENNINGTON JANICE                     | 511   | 11.018 | 2.580   |       | 100%    | 25%        | 25%           | \$ 303.15    | \$ 27.38     | \$ 27.38            | \$ 5.82     | \$ 2.35       | \$ 0        | 0     |
| 14      | 05-007748-01.000 | PENNINGTON JANICE K DEGROFF           | 511   | 9.420  | 9.420   |       | 100%    | 25%        | 25%           | \$ 985.36    | \$ 88.99     | \$ 88.99            | \$ 18.91    | \$ 7.64       | \$ 1        | 1     |
| 15      | 05-007852-00.000 | RICHER LOWELL R                       | 199   | 88.566 | 20.000  |       | 100%    | 80%        | 80%           | \$ 7,144.00  | \$ 645.19    | \$ 645.19           | \$ 137.09   | \$ 55.40      | \$ 9        | 9     |
| 16      | 05-007752-00.000 | RICHER LOWELL R & LINDA K TRUSTEES    | 511   | 14.470 | 14.470  |       | 100%    | 100%       | 100%          | \$ 6,580.00  | \$ 594.26    | \$ 594.26           | \$ 126.27   | \$ 51.03      | \$ 8        | 8     |
| 17      | 05-007780-00.000 | RICHER LOWELL R & LINDA K TRUSTEES    | 101   | 58.900 | 48.000  |       | 100%    | 100%       | 100%          | \$ 22,607.00 | \$ 2,041.70  | \$ 2,041.70         | \$ 433.82   | \$ 175.32     | \$ 29       | 29    |
| 18      | 05-007776-00.000 | RICHER STEVEN L & SUE A               | 110   | 74.904 | 32.904  |       | 100%    | 80%        | 80%           | \$ 12,183.90 | \$ 1,100.36  | \$ 1,100.36         | \$ 233.80   | \$ 94.49      | \$ 16       | 16    |
| 19      | 05-007776-01.000 | RICHER STEVEN L & SUE A               | 110   | 5.096  | 5.096   |       | 100%    | 75%        | 75%           | \$ 2,014.19  | \$ 181.91    | \$ 181.91           | \$ 38.65    | \$ 15.62      | \$ 2        | 2     |
| 20      | 05-007928-00.000 | RUPP DENNIS L & DAWN M                | 110   | 1.760  | 1.760   |       | 100%    | 80%        | 80%           | \$ 852.02    | \$ 76.95     | \$ 76.95            | \$ 16.35    | \$ 6.61       | \$ 1        | 1     |
| 21      | 04-006368-00.000 | SCHROCK STEVEN K                      | 110   | 19.110 | 19.110  |       | 100%    | 100%       | 100%          | \$ 8,474.10  | \$ 765.32    | \$ 765.32           | \$ 162.61   | \$ 65.72      | \$ 11       | 11    |
| 22      | 05-008084-01.000 | SIMON RANDY J                         | 511   | 3.000  | 2.700   |       | 100%    | 80%        | 80%           | \$ 1,300.96  | \$ 117.49    | \$ 117.49           | \$ 24.96    | \$ 10.09      | \$ 1        | 1     |
| 23      | 05-007760-00.000 | SONNENBERG RICHARD & SUZANNE TRUSTEES | 511   | 1.000  | 1.000   |       | 100%    | 80%        | 80%           | \$ 714.40    | \$ 64.52     | \$ 64.52            | \$ 13.71    | \$ 5.54       | \$ 0        | 0     |
| 24      | 04-006352-00.000 | STILLWELL BRITTANY                    | 511   | 1.000  | 1.000   |       | 100%    | 80%        | 80%           | \$ 639.20    | \$ 57.73     | \$ 57.73            | \$ 12.27    | \$ 4.96       | \$ 0        | 0     |
| 25      | 05-007768-01.000 | STRAYER GEORGE WILLIAM                | 511   | 1.690  | 1.690   |       | 100%    | 80%        | 80%           | \$ 936.24    | \$ 84.55     | \$ 84.55            | \$ 17.97    | \$ 7.26       | \$ 1        | 1     |
| 26      | 05-007840-00.000 | TYSON DANIEL D & KAREN S              | 110   | 0.680  | 0.680   |       | 100%    | 80%        | 80%           | \$ 511.36    | \$ 46.18     | \$ 46.18            | \$ 9.81     | \$ 3.97       | \$ 0        | 0     |
| 27      | 04-006368-01.000 | WALDFOGEL SUE ANN                     | 511   | 1.010  | 1.010   |       | 100%    | 80%        | 80%           | \$ 646.72    | \$ 58.41     | \$ 58.41            | \$ 12.41    | \$ 5.02       | \$ 0        | 0     |
| 28      | 05-007876-00.000 | WHITE KYLE D                          | 110   | 1.920  | 1.920   |       | 100%    | 80%        | 80%           | \$ 1,022.72  | \$ 92.36     | \$ 92.36            | \$ 19.63    | \$ 7.93       | \$ 1        | 1     |
| 29      | 05-007816-00.000 | WILSON KEVIN D & SHARON A             | 511   | 7.460  | 5.000   |       | 100%    | 80%        | 80%           | \$ 2,153.73  | \$ 194.51    | \$ 194.51           | \$ 41.33    | \$ 16.70      | \$ 2        | 2     |
| 30      | 05-007908-01.000 | WILSON KEVIN D & SHARON A             | 511   | 5.131  | 5.131   |       | 100%    | 80%        | 80%           | \$ 1,847.29  | \$ 166.83    | \$ 166.83           | \$ 35.45    | \$ 14.33      | \$ 2        | 2     |
| 31      | 05-007908-02.000 | WILSON KEVIN D & SHARON A             | 511   | 5.578  | 5.578   |       | 100%    | 80%        | 80%           | \$ 1,855.94  | \$ 167.61    | \$ 167.61           | \$ 35.61    | \$ 14.39      | \$ 2        | 2     |

32 Parcels

239.239

76% \$ 109,434.19 \$ 9,883.29 \$ 8,560.04 \$ 18,443.33 \$ 2,100.00 \$ 848.68 \$ 145