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| <b>Description</b>         | Minutes- Fulton County Commissioners Session |  |  |
| <b>Date</b>                | 2/9/2023                                     | <b>Location</b>  | Commissioners Meeting Room<br>152 S. Fulton St.<br>Wauseon, OH 43567 |
| <b>Time</b>                | <b>Speaker</b>                               | <b>Note</b>  |  |
| <a href="#">8:59:47 AM</a> |  | Call Meeting to Order<br><br>Pledge of Allegiance<br><br>Opening Prayer<br><br>Roll Call Attendance: All Present   |  |
| <a href="#">9:00:30 AM</a> |  | Resolution 2023-131 Approve Minutes from February 7, 2023<br>Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.   |  |
| <a href="#">9:01:00 AM</a> |  | Resolution 2023-132 Approve Agenda as Presented or Amended Commissioner Joe Short made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.  |  |
| <a href="#">9:01:17 AM</a> |  | Review Weekly Dog Warden Report for Period Ending January 21, 2023<br>Review Amended Certificate of Estimated Resources<br>Review Certificate of Non-Compliance  |  |
| <a href="#">9:01:42 AM</a> |  | Resolution 2023-133 Increase & Transfer Appropriations for Various Departments<br>Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.  |  |
| <a href="#">9:02:03 AM</a> |  | Resolution 2023-134 Enter Into Contracts 2023-37 through 2023-45 for 2023 Ditch Maintenance Projects on Behalf of the Engineer<br>Commissioner Jeff Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0. |  |
| <a href="#">9:05:28 AM</a> |  | Resolution 2023-135 Approve Oversight of Contract 2023-46 with Ohio Teaching Family Association on Behalf of JFS<br>Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.                |  |
| <a href="#">9:06:08 AM</a> |  | Resolution 2023-136 Approve Personnel Request on Behalf of JFS<br>Commissioner Joe Short made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.   |  |
| <a href="#">9:06:27 AM</a> |  | Resolution 2023-137 Authorize Ad for JFS Employment Opportunity<br>Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.   |  |
| <a href="#">9:06:43 AM</a> |  | Resolution 2023-138 Approve Purchase Orders and Travel Requests Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.  |  |
| <a href="#">9:07:04 AM</a> |  | Recess   |  |
| <a href="#">9:16:05 AM</a> |  | Continued Final Hearing – Ditch 2145- Busch Rod Creager went over the new proposed work in order to try to bring the cost down for the landowners. Rod mentioned   |  |

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|                            |               | that we basically cut the project in half but we will still be able to get the main issue taken care of.   |
| <a href="#">9:24:43 AM</a> |               | Commissioner Jon did a mass swear in   |
| <a href="#">9:25:01 AM</a> | Tracy Busch   | Mr. Busch would like to thank everyone for their time and efforts. With their revised plan it is definitely something that they can consider. He is not sure why the drainage was not designed better to being with but hopefully this will help.  |
| <a href="#">9:25:57 AM</a> | Rod Creager   | Mr. Creager said he could answer why it was not done better. The drainage along the road is old and was put in when that are was just farm land so it was not equipped to handle a subdivision.  |
| <a href="#">9:26:25 AM</a> |               | Closed the floor to Testimony  |
| <a href="#">9:26:31 AM</a> | Deliberations | Commissioner Jeff was pleased that we could cut about \$3400 from each lots assessment and still have a feasible plan to get the drainage fixed. Commissioner Joe said that we took into consideration the thoughts of the landowner and he is pleased we were able to revise and still get the job done. Commissioner Jon moved that we continue moving forward with the process and recommends that we go out 10 years for the assessments. Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Tuesday April 18th at 9:00am is set for the bid opening date. Commissioner Jeff wanted to mention that after dividing the new assessments out over the 10 years it would come down to \$67 per month which is closer to the \$50 a month that was requested in the beginning by land owners. Motion passes 3-0. |
| <a href="#">9:30:47 AM</a> |               | Adjourn Commissioner Jon Rupp made the motion.   |
|                            |               | <p>Approved:</p> <p>_____, Jon Rupp</p> <p>_____, Jeff Rupp</p> <p>_____, Joe Short</p> <p>Submitted and Attested:</p> <p>_____, Jessica Schuette, Clerk</p>   |

**RESOLUTION 2023-131**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of ) Fulton County, Ohio  
February 7, 2023 ) February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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 February 7, 2023 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:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Joe Short

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2023-132**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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 February 9, 2023.

**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:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2023-133**

In the Matter of Resolution to Increase & ) Office of County Commissioners  
Transfer Appropriations for Various ) Fulton County, Ohio  
Departments ) February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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

**WHEREAS**, it is necessary to increase and transfer appropriations for the various departments, and;

**BE IT RESOLVED;** that the Board of County Commissioners does hereby authorize the following INCREASE of APPROPRIATIONS:

\$100,000.00            2605-16914-5-42101    Contract and Professional Services- JFS  
\$22,727.27            2605-16914-5-30021    Adult Protective Services- JFS

**BE IT FURTHER RESOLVED;** that the Board of County Commissioners does hereby authorize the following TRANSFER of APPROPRIATIONS:

\$18,299.04            From: 1000-11100-5-96000    Other Expenses- Commissioners  
\$575.22                To: 2706-15910-4-70000    CDBG RLF  
\$190.45                To: 2722-15919-4-70000    Housing Rehab RLF  
\$13,476.99            To: 2420-17143-4-70000    GT&MV  
\$2,207.17              To: 9065-50917-4-70000    NWOJDC Operations  
\$1,062.25              To: 9070-50917-4-70000    NWOJDC Improvement  
\$131.31                To: 9077-17918-4-70000    MVPO Special Loans  
\$655.62                To: 1000-17300-4-70000    Escrow  
\$.03                    To: 2767-15919-4-53000    CDBG Grant B-F-21-1AX-1

**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:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Jeff Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2023-134**

In the Matter of Resolution to Enter Into Contracts        )       Office of County Commissioners,  
2023-37 through 2023-45 for 2023 Ditch Maintenance    )       Fulton County, Ohio  
Projects on Behalf of the County Engineer                )       February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2023 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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

**WHEREAS,** bids were awarded on February 7, 2023 for 2023 Ditch Maintenance Projects on behalf of the County Engineer; and

**THEREFORE, BE IT RESOLVED,** the Fulton County Board of Commissioners hereby enters into Contracts 2023-37 through 2023-45 for the 2023 Ditch Maintenance Projects:

- 2023-37 Dave’s Services Excavating LLC
- 2023-38 State Highway Clearing LLC
- 2023-39 Fritch Excavating LLC
- 2023-40 Zenz Farms Inc.
- 2023-41 Heer Excavating Inc.
- 2023-42 Countryside Farms Excavation LLC
- 2023-43 Troy Parsons
- 2023-44 LA King Excavating LLC
- 2023-45 Wagner Excavation

**BE IT FURTHER RESOLVED,** that purchases be made through purchase orders and determined by the unit price of the material, the location of the job site, the type of gradation of the materials required, the compatibility of the products, the quality of the material and the availability; 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>    |
|----------------------------|----------------------------|--------------------|
| _____<br>Jon Rupp          | _____<br>Jon Rupp          | _____<br>Jon Rupp  |
| _____<br>Jeff Rupp         | _____<br>Jeff Rupp         | _____<br>Jeff Rupp |
| _____<br>Joe Short         | _____<br>Joe Short         | _____<br>Joe Short |

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2023-135**

In the Matter of Resolution to Approve Oversight of ) Office of County Commissioners  
**Contract 2023-46** with Ohio Teaching Family Assoc. ) Fulton County, Ohio  
For IV-E Services on Behalf of Department of Job ) February 9, 2023  
And Family Services

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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

**WHEREAS**, the Fulton County Department of Job and Family Services is responsible under Chapter 5153 of the Ohio Revised Code for the custody and care of, and protective services for dependent, neglected and abused children; and

**WHEREAS**, the Fulton County Department of Job and Family Services is authorized under Chapter 5153 of the Ohio Revised Code to provide care and services which it deems to be in the best interest of any child who needs or is likely to need public care and services; and

**WHEREAS**, Ohio Teaching Family Association is an organization incorporated under the laws of the State of Ohio, or other state; and licensed, certified or approved to provide placement and related services to children in accordance with the Ohio laws or the state where the placement facility or foster home is located, respectively; and

**WHEREAS**, Ohio Teaching Family Association is willing to perform said duties and a contract has been successfully negotiated for their services.

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners, on behalf of the Fulton County Department of Job and Family Services, hereby approve oversight of **Contract 2023-46** with Ohio Teaching Family Association for IV-E services as described therein; and

**BE IT FURTHER RESOLVED**, said contract shall be in the amount of \$70,000.00 and shall be effective from January 1, 2023 through December 31, 2023; 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>    |
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| _____<br>Jon Rupp          | _____<br>Jon Rupp          | _____<br>Jon Rupp  |
| _____<br>Jeff Rupp         | _____<br>Jeff Rupp         | _____<br>Jeff Rupp |
| _____<br>Joe Short         | _____<br>Joe Short         | _____<br>Joe Short |

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION 2023-136**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Personnel Action on Behalf of JFS ) Fulton County, Ohio  
) February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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

**WHEREAS**, the Director of Job & Family Services has recommended the appointment of Jessica Bernal to the position of Public Assistance Specialist 1; and

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Commissioners does hereby accept the recommendation to appoint Jessica Bernal to the position of Public Assistance Specialist 1 for the Department of JFS pending successful passage of all required pre-employment screenings and a one year probationary period effective pay period ending February 25, 2023; 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:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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Jeff Rupp

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Jeff Rupp

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Joe Short

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Joe Short

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Joe Short

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk





**RESOLUTION 2023-138**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) February 9, 2023

The Board of County Commissioners of Fulton County, Ohio met in session pursuant to notice, on February 9, 2023, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Jon Rupp  
Jeff Rupp  
Joe Short

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

**BE IT RESOLVED**, that the Fulton County Commissioners will sign a Purchase Order computer edit list prepared by the Fulton County Auditor, in addition to signing each individual purchase order, if necessary. Said Purchase Order Edit List will be on file in the Fulton County Commissioners Office in lieu of being journalized, and;

**BE IT FURTHER RESOLVED**, that the Board of Commissioners approve travel requests as submitted, 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>    |
|----------------------------|----------------------------|--------------------|
| _____<br>Jon Rupp          | _____<br>Jon Rupp          | _____<br>Jon Rupp  |
| _____<br>Jeff Rupp         | _____<br>Jeff Rupp         | _____<br>Jeff Rupp |
| _____<br>Joe Short         | _____<br>Joe Short         | _____<br>Joe Short |

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk

**RESOLUTION – 2023-139**

**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. *2145* Petitioned ) Fulton County, Ohio  
for by *Tracy Busch* ) **February 9, 2023**

The Board of County Commissioners of Fulton County, Ohio met in *regular* session on February 9, 2023, at the office of said board with the following members present:

Jon Rupp  
Jeff Rupp  
Joe Short

Commissioner \_\_\_\_\_ moved the adoption of the following Resolution:

**WHEREAS**, This being the day fixed by said Board, in its order dated January 12, 2023, 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 May 3, 2022; 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 May 3, 2022, is hereby affirmed; and

**WHEREAS**, Objections to the proposed assessment having been filed 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 \$ **80,880.50** 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 assessed by the County, and \$ **9,672.56** found to benefit County Roads or Highways is hereby assessed against the County, and

**BE IT FURTHER RESOLVED**, that 10 *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; and that bonds or notes of said County **shall** be issued and sold in anticipation of the collection of said assessments, and

**BE IT FURTHER RESOLVED**, that interest shall be added to said installments of assessments at the same rate as is drawn by the bonds or notes issued to pay for said improvement; provided any owner may pay the assessment on his land in cash within thirty days after the final hearing, without paying any interest thereon; and

**BE IT FURTHER RESOLVED**, *that* subject to pending right-of-way acquisitions, the *18<sup>th</sup> day of April 2023 at 9:00 AM.* 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 as required by the Ohio Revised Code; and

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

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

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Jon Rupp

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Jon Rupp

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Jon Rupp

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

Attest: \_\_\_\_\_  
Jessica Schuette, Clerk