

Description	Minutes-Fulton County Commissioners Session		
Date	6/27/2023	Location	Commissioners Meeting Room 152 S. Fulton St. Wauseon, OH 43567
Time	Speaker	Note	
9:00:30 AM		Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance: All Present	
9:00:51 AM		Resolution 2023-501 Approve Minutes from June 22, 2023 Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.	
9:01:26 AM		Resolution 2023-502 Approve Agenda as Presented or Amended Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.	
9:01:43 AM		Resolution 2023-503 Approve Payment of Bills Commissioner Jon Rupp made the motion & Commissioner Joe Short seconded. Motion passes 3-0.	
9:01:59 AM		Review Letter from JFS Director Regarding Staffing	
9:02:08 AM		Review Weekly Dog Warden Report For Periods Ending May 27, 2023 June 3, 2023	
9:02:26 AM		Resolution 2023-504 Increase & Transfer Appropriations for Various Departments Commissioner Jeff Rupp made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.	
9:02:44 AM		Resolution 2023-505 Approve Change Order #2 to Action Contractors for Contract 2023-64-New Fulton County Senior Center Commissioner Jon Rupp made the motion & Commissioner Jeff Rupp seconded. Motion passes 3-0.	
9:03:09 AM		Resolution 2023-506 Approve Purchase Orders and Travel Requests Commissioner Joe Short made the motion & Commissioner Jon Rupp seconded. Motion passes 3-0.	
9:03:38 AM		Budget Hearing Vond Hall said that this is the start of next year's budget. We are following ORC 5705 which states we have to hold a hearing then file 2 copies of draft with the Auditor's Office. Then we will need to adopt the budget before July 15th and certify it to the County Auditor before July 20th to take to the budget Commission.	
9:06:07 AM		Recess	
9:16:19 AM		Final Hearing Ditch 2146 - Clinton Township The work plan <ul style="list-style-type: none"> • Install New storm water outlet • Replace existing 12 inch outlet with a new 18 inch outlet 	

		<ul style="list-style-type: none"> • Install new 10 inch supplemental tile main across Nofziger • Install new 8 inch outlet tile across Richer to a new road 16 cross-over • Restore fields, lawns, and roadways. <p>The project estimate is \$148,600.50 which includes first year maintenance. The 20 year benefit for agricultural land is \$2,570.80 per acre, residential land is \$5,141.60 per acre, with a total 20 year project benefit \$999,942.00.</p> <p>The favorable factors:</p> <ul style="list-style-type: none"> • Improved property values • Improved outlet for Township Road 16 • Project will be maintained • Improved agriculture and residential outlets. <p>The Unfavorable factors:</p> <ul style="list-style-type: none"> • Potential disruption during construction • Route will require crossing and reconnecting laterals • Traffic may be impacted.
<u>10:08:06 AM</u>		Commissioner Jon Rupp did a mass swear in.
<u>10:08:44 AM</u>	Ed Spangler	Parent's property has been divided and there was a large assessment for 2105. There are different names on those same parcels. The question is if we paid the assessment on 2105 why do we have to do this.
<u>10:09:57 AM</u>	Rod Creager	Everyone here paid on that 2105 but this here is a different project
<u>10:12:56 AM</u>	Keith Torbet	Looking to get the city of Wauseon exempted because all of this runs into the city of Wauseon. We spent money in the retention pond to help with this issue.
<u>10:14:18 AM</u>	John Grime	Mr. Grime said that they are the ones dealing with the water and would like for Rod to look at their property as well because only a little bit of his water drains to this basin.
<u>10:15:09 AM</u>	Kelley Shoop	We were on the basin and it is kind of confusing where our land drains to and I don't think all of us have a clear understanding of where our water goes. We would just like to have future knowledge to help try to prevent this if there is something we can do ourselves.
<u>10:19:30 AM</u>	Commissioner Jon Rupp	Closed floor to testimony
<u>10:19:36 AM</u>	Deliberations	<p>Commissioner Joe said that there are 3 things we have to look at for this. I think everyone agrees it is necessary and it does meet all the criteria. His only concern is about the cost estimates and would like for Rod to double check with landowners to make sure everyone gets their questions answered. Commissioner Jon agrees with Commissioner Joe there is a need to proceed. Commissioner Jeff agrees as well that this needs to be done. It has been needed for a while to get that water moving out of that area.</p> <p>Resolution 2023-507 Affirm Former Order, Confirming the Assessments, and Ordering the Letting of the Contracts Ditch 2146- Clinton Twp. Commissioner Jon</p>

		Rupp made the motion & Commissioner Joe Short seconded. Upon calling the roll, the following vote was taken: Commissioner Joe Short: yes; Commissioner Jeff Rupp: yes; Commissioner Jon Rupp: yes; Motion passes unanimously.
<u>10:24:00 AM</u>		Adjourn Commissioner Jon Rupp
		<p>Approved:</p> <p>_____, Jon Rupp</p> <p>_____, Jeff Rupp</p> <p>_____, Joe Short</p> <p>Submitted & Attested by:</p> <p>_____, Jessica Schuette, Clerk</p>

RESOLUTION 2023-501

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of) Fulton County, Ohio
June 22, 2023) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 27, 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 June 22, 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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2023-502

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 27, 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 June 27, 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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2023-503

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 27, 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 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:

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joes Short	_____ Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2023-504

In the Matter of Resolution to Increase and Transfer) Office of County Commissioners
Appropriations for Various Departments) Fulton County, Ohio
) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 27, 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 various departments, and;

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

\$500.00 2310-13911-5-41000 Contract Services- EMA
\$10,000.00 2305-13913-5-96300 Cost Recovery- LEPC

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

\$1,939.55 From: 2710-17920-5-41014 H1B- JFS
\$1,939.55 To: 2710-17920-5-41017 BRN- JFS

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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2023-505

In the Matter of Resolution to Approve Change) Office of County Commissioners
Order (2), for 2023-64 with Action Contractors) Fulton County, Ohio
For New Fulton County Senior Center Facility) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 27, 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, a change order request (2) has been submitted to increase the contract by \$28,600.00 for improving the subgrade conditions of noted parking areas; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approve change order (2) as requested to increase contract 2023-94 by \$28,600.00 making the total contract \$7,505,530.66; 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:
_____ Jon Rupp	_____ Jon Rupp	_____ Jon Rupp
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp
_____ Joe Short	_____ Joe Short	_____ Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION 2023-506

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) June 27, 2023

The Board of County Commissioners of Fulton County, Ohio met in session pursuant to notice, on June 27, 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:

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk

RESOLUTION – 2023-507

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. *2146* Petitioned) Fulton County, Ohio
for by *Clinton Township Trustees*) **June 27, 2023**

The Board of County Commissioners of Fulton County, Ohio met in *regular* session on the *27th day of June 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 the *18th day of May 2023*, for the 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 the *28th day of February 2023*; 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 the *28th day of February 2023*, is hereby affirmed; and

WHEREAS, 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 **\$120,475.70** 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 **\$9,571.47** found to benefit the City of Wauseon is hereby assessed against the City, and **\$4,213.88** found to benefit County Roads or Highways is hereby assessed against the County, and **\$14,339.45** found to benefit Clinton Township Roads and is hereby assessed against Clinton 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; 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 *29th day of August 2023 at 9:00 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 paper of general circulation and on the County website at www.fultoncountyoh.com, 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:

Jon Rupp

Jon Rupp

Jon Rupp

Jeff Rupp

Jeff Rupp

Jeff Rupp

Joe Short

Joe Short

Joe Short

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

Attest: _____
Jessica Schuette, Clerk