

Description	Minutes-Fulton County Commissioner Session		
Date	8/20/2019	Location	Commissioners Session Room 152 S Fulton Street Wauseon, OH 43567
Time	Speaker	Note	
9:02:51 AM		Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance: Commissioners Jon Rupp & Bill Rufenacht present; Commissioner Jeff Rupp absent.	
9:03:57 AM		Resolution 2019-682 Approve Minutes of August 15, 2019 Commissioner Jon Rupp made the motion and Commissioner Bill Rufenacht seconded the motion. Motion carried unanimously.	
9:04:36 AM		Resolution 2019-683 Approve Agenda as Presented or Amended Pull 2019-685 as it is not yet ready. Commissioner Bill Rufenacht made the motion and Commissioner Jon Rupp seconded the motion. Motion carried unanimously.	
9:05:11 AM		Resolution 2019-684 Increase & Transfer Appropriations Commissioner Jon Rupp made the motion and Commissioner Bill Rufenacht seconded the motion. Motion carried unanimously.	
9:05:36 AM		Resolution 2019-686 Approve Amendment #1 to Agreement 2018-151 with Ohio Teaching Families Association on Behalf of JFS Commissioner Jon Rupp made the motion and Commissioner Bill Rufenacht seconded the motion. Motion carried unanimously.	
9:06:55 AM		Resolution 2019-687 Approve Personnel Action for the Senior Center Commissioner Jon Rupp made the motion and Commissioner Bill Rufenacht seconded the motion. Motion carried unanimously.	
9:07:50 AM		Resolution 2019-688 Approve Purchase Orders & Travel Requests Commissioner Bill Rufenacht made the motion and Commissioner Jon Rupp seconded the motion. Motion carried unanimously.	
9:08:06 AM		Recess	
10:00:53 AM		Final Hearing: Ditch 2134-Royalton Township Commissioner Jon Rupp opened the hearing and explained the procedure for the hearing.	

<u>10:02:10 AM</u>	Rod Creager, Chief Deputy Engineer	Reviewed procedure thus far. Explains the primary objective is to provide a modern outlet for the accelerated runoff caused by residential development along Road 11-2. Estimated cost of construction is \$144,384.40 with an estimated benefit of the project of \$332,835.52;
<u>10:47:05 AM</u>	Jon Rupp	Performed a mass swearing in
<u>10:47:40 AM</u>	Teri Suarez	Reads statement as filed by Joe & Cindy Henson
<u>10:50:46 AM</u>	Phil Edwards	States that every year yard has flooded and is for the project as long as it isn't a patch job but an actual correction
<u>10:51:24 AM</u>	Steve Boger	States he is for the project
<u>10:52:26 AM</u>	James Willard	States he feels if a different material was used for a portion of the project it might save money
<u>10:54:54 AM</u>	Bill Rufenacht	Asks what is Mr. Willard's thought about the pipe area being smaller
<u>10:55:22 AM</u>	James Willard	States in between the basins the water will come out at one and the second one is not full, there is a hump somewhere between the two, fixing the hump would likely help the flooding problem
<u>10:56:32 AM</u>	Crystal Bennet	States she has a catch basin on the property & the area floods, she is in favor of the project as she has already lost a pole barn from rotting
<u>10:58:39 AM</u>	RJ Lumbreezer	States the Township brought a petition in 2007 however it was too expensive and the petition was dismissed; has attempted door to door private fixes to no avail, they periodically have to wash the tile; tree roots getting into basins, sugar sand build up, the further one walks down the hill more and more problems happen, He doesn't like to spend the money however the problems to people's houses and roads are just getting worse;
<u>11:02:50 AM</u>	James Willard	Asks if all the fields are included
<u>11:03:07 AM</u>	Rod Creager	Those that actually drain into the watershed are assessed;
<u>11:04:32 AM</u>	Steve Boger	Why are we paying for the County's engineering?
<u>11:04:56 AM</u>	Rod Creager	These aren't like the highways, the engineer costs are paid to the engineer as a reimbursement

<p>11:10:39 AM</p>		<p>Commissioner Jon Rupp closes the hearing and begins deliberations: Commissioner Bill Rufenacht says it seems that everyone has concerns about the cost and it is high, but there are definite water issues for some of you, and he feels there is a definite need as the Band-Aid isn't sticking;</p> <p>Resolution 2019-689 Commissioners Finding Affirming the Forer Order, Confirming the Assessments and Ordering the Letting of Contracts Commissioner Bill Rufenacht made the motion and Commissioner Jon Rupp seconded the motion. Bill Rufenacht states that there is usually a 5-7 year payment plan, but he feels a 10 year term is more prudent in this case. Jon Rupp states he agrees and only because it is a closed system; general fund advance bids open 9/24/19</p>
<p>11:17:07 AM</p>		<p>Upon calling the roll, the following vote was taken: Bill Rufenacht, yes; Jon Rupp, yes. Motion carried unanimously.</p>
<p>11:17:19 AM</p>		<p>ADJOURN Commissioner Bill Rufenacht made the motion and Commissioner Jon Rupp seconded the motion</p>
		<p>APPROVED:</p> <p>_____, Jon Rupp</p> <p>_____, Bill Rufenacht</p>
		<p>ATTESTED & SUBMITTED:</p> <p>_____, Teri Suarez, Clerk</p>

RESOLUTION 2019-682

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of) Fulton County, Ohio
August 15, 2019) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 20, 2019, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

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 August 15, 2019 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

Jeff Rupp

Jeff Rupp

Jeff Rupp

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2019-683

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 20, 2019, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

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 August 20, 2019.

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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

Jeff Rupp

Jeff Rupp

Jeff Rupp

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2019-684

In the Matter of Resolution to Increase & Transfer) Office of County Commissioners
Appropriations for Various Departments) Fulton County, Ohio
) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 20, 2019, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

Commissioner _____ moved for the adoption of the following resolution:

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

WHEREAS, there are sufficient resources evidenced in the most recent Amended Certificate of Estimated Resources to allow the increases as listed herein;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners does hereby authorize the following INCREASE of APPROPRIATIONS

\$5,000.00	1000-11195-5-51000	Supplies- Airport
\$2,000.00	2331-13124-5-41000	Professional Services-Eastern Dist. Drivers Alco.

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

\$1,500.00	From:	1000-11700-5-61200	Equipment- Maintenance
\$1,500.00	To:	1000-11700-5-52100	Uniforms- Maintenance

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
_____	_____	_____
Bill Rufenacht	Bill Rufenacht	Bill Rufenacht
_____	_____	_____
Jeff Rupp	Jeff Rupp	Jeff Rupp

BOARD OF COUNTY COMMISSIONERS, FULTON COUNTY, OHIO

Attest: _____
Teri Suarez Clerk

RESOLUTION 2019-686

In the Matter of Resolution Approving) Office of County Commissioners,
Oversight of Amendment #1 to Agreement 2018-151) Fulton County, Ohio
With Ohio Teaching Family Assoc. for IV-E Services) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 20, 2019 at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of County Commissioners in Agreement 2018-151 on behalf of Job & Family Services approved oversight of the agreement with Ohio Teaching Family Association for IV-E Services;

WHEREAS, an amendment (#1) has been drafted and entered into establishing the compensation for services and it is now necessary for the Board to approve oversight of this amendment;

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners does hereby approve oversight of Amendment #1 to Agreement 2018-151 with Ohio Teaching Family Association on behalf of JFS as attached;

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
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht
_____ Jeff Rupp	_____ Jeff Rupp	_____ Jeff Rupp

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2019-687

In the Matter of Resolution to Approve) Office of County Commissioners
Personnel Action for Senior Center) Fulton County, Ohio
) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session on August 20, 2019, pursuant to notice, at the office of said board with the following members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, correspondence has been received from the Senior Center Director seeking authorization to Discharge Erin Cheesbro from the position of part-time substitute driver ; and

THEREFORE BE IT RESOLVED, upon the recommendation of the Director of Fulton County Senior Center, the Fulton County Commissioners do hereby discharge Erin Cheesbro from the position of Substitute effective P.P.E. August 17, 2019; 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

Jeff Rupp

Jeff Rupp

Jeff Rupp

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2019-688

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 20, 2019, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Jon Rupp
Bill Rufenacht
Jeff Rupp

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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

Jeff Rupp

Jeff Rupp

Jeff Rupp

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION – 2019-689

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. 2134 Petitioned) Fulton County, Ohio
for by Royalton Township) August 20, 2019

The Board of County Commissioners of Fulton County, Ohio met in regular session on August 20, 2019, at the office of said board with the following members present:

Jon Rupp
Bill Rufenacht

Commissioner _____ moved the adoption of the following Resolution:

WHEREAS, This being the day fixed by said Board, in its order dated May 30, 2019 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 September 20, 2018; 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 September 20, 2018, is hereby affirmed; and

WHEREAS, Objections to the proposed assessment having been filed by –

Joe & Cindy Henson

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 \$122,006.69 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 \$ 597.28 found to benefit State Roads or Highways is hereby assessed against the State, and \$21,780.43 found to

benefit Royalton Township Roads and is hereby assessed against Royalton Township, 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

BE IT FURTHER RESOLVED, That, subject to pending right-of-way acquisitions, September 26, 2019 at 9:01 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 as prescribed by law; 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 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri S. Suarez, Board Clerk