

**MINUTES OF MEETING
FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS SESSION ROOM
November 23, 2011**

[9:01:52 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance - Commissioners Barnaby and Rupp present. Commissioner Genter absent.

[9:02:53 AM](#)

Resolution 2011-1178 Approve Minutes of November 21, 2011

Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:03:18 AM](#)

Resolution 2011-1179 Approve Agenda As Presented

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:04:32 AM](#)

OLD BUSINESS:

· **Resolution 2011-1180** Approve Payment of Bills

Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:04:56 AM](#)

· Review Report from Ohio Department of Development Regarding CPOE

The Board was copied on correspondence to the Acting Director of JFS regarding the Stage 8 Child Protection Oversight and Evaluation Final Report. Written comments or an appeal may be filed within 15 days. Minimal areas of improvement were noted.

[9:05:24 AM](#)

· Review Correspondence from Andrew and Katie Edinger Regarding Use of Public Property

Commissioner Barnaby stated that he would prefer to discuss when there is a full board present.

[9:06:40 AM](#)

NEW BUSINESS:

RESOLUTIONS:

· **Resolution 2011-1181** Increase Technical Assistance Contract 2010-126 with Swancreek Water District

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:07:52 AM](#)

· **Resolution 2011-1182** Increase and Transfer Appropriations; and Transfer Funds for Various Departments

Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:08:18 AM](#)

· **Resolution 2011-1183** Appoint Members to Comprehensive Economic Development Strategy Steering Committee

As a follow up to Monday's discussion, Commissioner Perry Rupp, Amy Metz-Simon, Fulton County Grants Coordinator, and Lisa Arend, Economic Development Director, have been appointed to serve on the CEDS Steering Committee. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:10:46 AM](#)

· **Resolution 2011-1184** Enter Into Contracts 2011-140 through 2011-143 for Engineering Services for 2011 County Bridge Inspections

County Engineer, Frank Onweller, was present to address the contracts presented:

2011-140 with Mannik & Smith Group, Inc.
2011-141 with Poggemeyer Design Group
2011-142 with DGL Consulting Engineers
2011-143 with Hammontree & Associates, LTD

He stated that this was to cover the workload of an employee that passed away this last year. The State requires an annual inspection, which in Fulton County is performed at the end of each year. He divided the county into 4 regions with 65-68 bridges per consultant, taking into consideration geographical location only, not the size or kind of bridge, thereby resulting in a price variation between the 4 contracts. He indicated that he did go through an RFQ process in which 5 replied. Only 4 could meet the time frame. All engineers are local to this area. Once chosen they were assigned a work area and were asked to submit a fee proposal. This process and the engineers will be reevaluated after a year.

Commissioner Rupp inquired of the overall condition of the bridges in the county. Mr. Onweller stated that there are 4-5 posted for low loads. His predecessor did a good job of keeping up with the bridges. At that time they were done with their own forces. New regulations are requiring all bridges to be load rated. He must load rate 20% of the bridges each year.

He indicated that there is a need to fill Mr. Eickoff's position as there are in-house, mandatory, day-to-day items that need to be taken care of in addition to the bridge inspections. This position is very specialized in the way that this person must go through a series of ODOT training. He has not advertised for the position yet and plans to wait until the 1st of the year and see what happens.

Commissioner Barnaby made the motion to approve all of the contracts and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:18:43 AM](#)

· **Resolution 2011-1185** Approve Then and Now Purchase Orders

Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.

[9:19:02 AM](#)

· **Resolution 2011-1186** Approve Purchase Orders and Travel Requests

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:19:20 AM](#)

Recess

[9:33:44 AM](#)

Dog Warden Update

Pete Skeldon, Dog Warden, was present for the update. He stated that there are 6 dogs in the pound right now. The dog bites are calming down as the weather gets cooler. The furnace is in need of repair as it is not blowing out any heat. A contractor has been out to take a look at it.

Commissioner Genter joined the meeting at 9:34 a.m.

Commissioner Barnaby inquired if they are still checking on dogs without (vicious dog) insurance. Mr. Skeldon stated that they are. They get cited into court and then the Judge will order that they obtain insurance and provide the court with proof within 7-10 days. If they do not comply, the Court will issue an order of removal. Commissioner Rupp inquired how much this insurance costs. Mr. Skeldon stated that there is only one place in Ohio that will issue this insurance and it is about \$1,200/year. This is for the minimum of \$100,000 policy.

Mr. Skeldon finished by stating that the rescue group that comes in saves the pound a tremendous amount of money as they find foster care for the animals, provide bedding, and have the animals spayed or neutered.

[9:38:10 AM](#)

ADJOURN

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion.

APPROVED:

Paul Barnaby

Dean Genter

Perry Rupp

ATTEST:

Jennifer L. Connors, Clerk

A signed copy of the minutes or a recording of the meeting in it's entirety can be obtained in the office of the Clerk of the Board at 152 S. Fulton St, Ste 270, Wauseon, Ohio 43567.

RESOLUTION 2011-1179

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) November 23, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 23, 2011 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry 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 approve the agenda as amended or presented for: November 23, 2011; 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.

This resolution was seconded by Commissioner _____ and upon calling the roll, the following vote was taken:

Voting Aye thereon:	Voting Nay thereon:	Abstain:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-1180

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) November 23, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-1182

In the Matter of Resolution to Increase and)	Office of County Commissioners
Transfer Appropriations; and Transfer Funds)	Fulton County, Ohio
For Various Departments)	November 23, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to increase appropriations and transfer funds for Postage Reimbursement and to transfer funds and appropriations to balance the budget and cover expenses for the remainder of the year; and

WHEREAS, there are sufficient funds in the Certificate of Estimate Resources to allow the increase of appropriations as requested herein.

THEREFORE, BE IT RESOLVED, the Board of Commissioners hereby authorizes the following APPROPRIATIONS be INCREASED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$ 529.56	1000-11200-5-51201	Postage Machine
\$ 500.00	2331-13124-5-41100	Indigent Driver-CCE
\$2,500.00	2115-11600-5-62000	Supplemental Equip-Recorder

BE IT FURTHER RESOLVED, the following APPROPRIATIONS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$ 1,807.28	From: 1000-12123-5-10300	Salary Employee-Clerk of Courts
\$ 1,807.28	To: 1000-12123-5-32000	Continuing Education-Clerk of Courts
\$52,500.00	From: 2420-14143-5-99999	Unappropriated-GTMV
\$52,500.00	To: 2420-14143-5-62000	Equipment-Garage
\$ 2,500.00	From: 2340-13912-5-62000	Equipment-EMS
\$ 1,500.00	To: 2340-13912-5-50000	Supplies-EMS
\$ 1,000.00	To: 2340-13912-5-42100	Contract Repairs-EMS
\$10,000.00	From: 2520-15097-5-99999	Unappropriated Funds-Bd of DD
\$10,000.00	To: 2520-15907-5-51000	Supplies-Bd of DD
\$20,000.00	From: 2505-15915-5-41000	Contract Services-Senior Center
\$20,000.00	To: 2505-15915-5-51000	Supplies-Senior Center

BE IT FURTHER RESOLVED, the following FUNDS be TRANSFERRED:

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$ 26.32	From: 2415-14902-5-51000	Supplies-4 Co SWM
\$ 78.56	From: 5109-63903-5-51000	Supplies-FCSE
\$ 424.68	From: 5209-63903-5-51000	Supplies-NEWS
\$ 529.56	To: 1000-18000-4-84003	Misc Receipts-General
\$13,329.06	From: 1000-19194-5-96300	Contingency
\$13,329.06	To: 1000-52000-5-94000	Transfer Out-GF
\$13,329.06	From: 1000-52000-5-94000	Transfer Out-GF
\$ 9,530.52	To: 6002-41800-4-41100	Transfer In-IT
\$ 3,798.54	To: 6001-41102-4-41100	Transfer In-Loss Control

FUND TRANSFERS (CONTINUED FROM Page 1)

\$ 1,898.46 From: 1000-11701-5-35200 Gas – Courthouse
\$ 1,898.46 To: 1000-52000-5-94000 Transfer Out-GF
\$ 1,898.46 From: 1000-52000-5-94000 Transfer Out-GF
\$ 1,898.46 To: 6001-41102-4-41100 Transfer In-Loss Control

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:

Paul D. Barnaby

Paul D. Barnaby

Paul D. Barnaby

Dean A. Genter

Dean A. Genter

Dean A. Genter

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Cc: Auditor; Affected Depts

RESOLUTION 2011-1183

In the Matter of Resolution Appointing) Office of County Commissioners
Representatives to Comprehensive Economic) Fulton County, Ohio
Development Strategy Steering Committee) November 23, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, pursuant to Section 302 of the Public Works and Economic Development Act of 1965 (42 U.S.C. §3162) and the Economic Development Administration’s regulations at 13 C.F.R. part 303, a Comprehensive Economic Development Strategy (CEDS) is designed to bring together the public and private sectors in the creation of an economic road map to diversify and strengthen regional economies by analyzing the regional economy and serving as a guide for establishing regional goals and objectives, developing and implement a regional plan of action, and identifying investment priorities and funding sources; and

WHEREAS, Fulton County is seeking to formulate and implement a regional economic development program that will benefit from developing a CEDS; and

WHEREAS, the first step in developing a CEDS is to appoint a CEDS Strategy Committee; and

WHEREAS, this Strategy Committee shall include representatives of the following:

- Public officials;
- Community Leaders;
- Representative of Workforce Development Boards;
- Representative of institution of higher education;
- Minority or labor group;
- Private Individual

THEREFORE BE IT RESOLVED, that the Board of Commissioners wish to appoint the following representatives on behalf of Fulton County to the Comprehensive Economic Development Strategy Steering Committee:

Public Official & Community Leader – Commissioner Perry Rupp
Public Official – Amy Metz-Simon, Fulton County Grants Coordinator
Public Official & Representative of Workforce Development – Lisa Arend, Economic Development Director

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:
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2011-1184

In the Matter of Resolution to Enter Into **Contracts**) Office of County Commissioners
2011-140 through 2011-143 for Engineering Services) Fulton County, Ohio
For 2011 Bridge Inspections on Behalf of) November 23, 2011
The County Engineer))

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, contracts have been successfully negotiated with for 2011 County Bridge Inspections for Fulton County on behalf of the County Engineer; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners, on behalf of the Fulton County Engineer, hereby enters into the following contracts for engineering services for the 2011 County Bridge Inspection as specified therein:

Contract No.	Vendor	Amount
2011-140	Mannik & Smith Group, Inc.	\$29,850.00
2011-141	Poggemeyer Design Group	\$19,600.00
2011-142	DGL Consulting Engineers	\$25,600.00
2011-143	Hammontree & Assoc, LTD	\$15,800.00

BE IT FURTHER RESOLVED, the contracts shall not exceed the amounts indicated hereinabove, respectively, unless increased by formal proceedings of the Board of Commissioners; 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:
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Dean Genter	Dean Genter	Dean Genter
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File, F. Onweller; Auditor; Vendors

RESOLUTION 2011-1184

In the Matter of Resolution to Enter Into **Contract**) Office of County Commissioners
2011-140 with Mannik and Smith Group, Inc. for) Fulton County, Ohio
Engineering Services For 2011 Bridge Inspection on) November 23, 2011
Behalf of the County Engineer)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, contracts has been successfully negotiated with The Mannik and Smith Group, Inc. for 2011 County Bridge Inspections for Fulton County on behalf of the County Engineer; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners, on behalf of the Fulton County Engineer, hereby enter the following contract for engineering services for the 2011 County Bridge Inspection as specified therein:

Contract No.	Vendor	Amount
2011-140	Mannik & Smith Group, Inc.	\$29,850.00

BE IT FURTHER RESOLVED, the contract shall not exceed the amount indicated hereinabove unless increased by formal proceedings of the Board of Commissioners; 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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File, F. Onweller; Auditor; Vendors

RESOLUTION 2011-1185

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) November 23, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on November 23, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Dean Genter
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Auditor has certified the following listed Then and Now purchase orders and payments:

PO Number	VENDOR #	PO Date	Amount
2011002116	FULTO45	11/10/2011	\$1,875.80
2011002117	GALLS60	11/10/2011	350.00
2011002118	RTECC50	11/10/2011	950.00
2011002119	JAMES50	11/10/2011	8,000.00
2011002132	TREAS06	11/10/2011	784.00
2011002138	ARPSR50	11/10/2011	900.00
2011002146	FULTO43	11/14/2011	257.12
2011002147	GRISI70	11/14/2011	200.00
2011002153	BRITS50	11/17/2011	9,063.60
2011002158	ZENZF50	11/17/2011	20,700.00
2011002159	VILLA15	11/17/2011	300.00
2011002173	TREAS99	11/17/2011	2,000.00
			\$45,380.52

WHEREAS, it is certified that both at the time that the contract or order was made (“then”), and at the time that the County Auditor is completing the certification (“now”), that sufficient funds were available or in the process of collection, to the credit of the proper fund, properly appropriated and free from any previous encumbrance; and

WHEREAS, pursuant to Ohio Revised Code §5705.41(D)(1), these purchases must be approved by resolution of the Board of Commissioners; and

THEREFORE BE IT RESOLVED, the Board of Commissioners hereby approve the Then and Now Purchase Orders as certified by the County Auditor; 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:

 Paul Barnaby

 Paul Barnaby

 Paul Barnaby

 Dean Genter

 Dean Genter

 Dean Genter

 Perry Rupp

 Perry Rupp

 Perry Rupp

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

Attest: _____
 Jennifer L. Connors, Clerk

cc: Auditor

