

**Minutes of Meeting
Fulton County Board of Commissioners
Commissioners Session Room
August 18, 2011**

[9:00:36 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance - All members present

[9:01:32 AM](#)

Resolution 2011-805 Approve Minutes of August 15, 2011

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

[9:02:02 AM](#)

Resolution 2011-806 Approve Agenda as Amended

Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Agenda was amended to include a resolution to authorize the County Administrator to negotiate terms and conditions of employment with the successful candidate for the Water and Sewer Tech I position for the Sanitary Engineer. Motion carried unanimously.

[9:03:14 AM](#)

OLD BUSINESS:

· **Resolution 2011-807** Approve Payment of Bills

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

[9:03:43 AM](#)

· Discuss Attendance to CCAO Sponsored State Budget Meeting

All Commissioners will attend the meeting on Monday, September 26th at the Allen Co. DJFS in Lima, Oh.

[9:05:31 AM](#)

· Review CCNO Quarterly Report

[9:07:34 AM](#)

NEW BUSINESS:

RESOLUTIONS:

Resolution 2011-808 Transfer Funds for County Ditch Improvements

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

[9:08:32 AM](#)

· **Resolution 2011-809** Approve Change Order No. 2 for Northeast Fulton County Water System Project Contract DI

Sanitary Engineer, Ziad Musallam, was present for the discussion. He stated that this is for the final quantity adjustment resulting in a credit to Contract 2009-167 with Superior Excavating, Inc. in the amount of \$4,455.00. Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:10:03 AM](#)

· **Resolution 2011-810** Approve Pay Request No. 6 for Northeast Fulton County Water System Project Contract DI

For the final pay request and release of retainage for Contract DI, subject to the receipt of payment of the invoice for water usage. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:13:17 AM](#)

· **Resolution 2011-811** Approve Change Order No. 2 for Northeast Fulton County Water System Project Contract DII

For final quantity adjustment resulting in a credit to Contract 2009-137 with Superior Excavating, Inc. in the amount of \$2,370.00. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:14:00 AM](#)

Resolution 2011-812 Approve Pay Request No. 5 for Northeast Fulton County Water System Project Contract DII

For the final pay request and release of retainage for Contract DII, subject to the receipt of payment of the invoice for water usage. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:14:40 AM](#)

· **Resolution 2011-813** Enter Into Contract 2011-102 with Nelson Tank Engineering & Consulting Inc., on Behalf of the County Sanitary Engineer

For the 1 year inspection of the tank located at Evergreen School. Company is located out of Lansing, MI with a license to do business in Ohio. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:16:09 AM](#)

· **Resolution 2011-814** Increase and Transfer Appropriations for the Fulton/Lucas Waterline Fund (5208)

This relates to repairs for the damage to the Fulton/Lucas pump station in July due to a power surge. The control of one pump was lost. A total cost of repairs is \$28,000. It was replaced due to age of pump that was damaged and the inability to get parts to fix it. This is paid out of the Fulton/Lucas Waterline fund. A claim will be filed with a \$2,500 deductible in place. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:20:45 AM](#)

· **Resolution 2011-815** Increase and Transfer Appropriations and Increase Contract 2007-62 for the Fulton County Landfill Fund (4170)

Another increase is needed for additional hauling of leachate. Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:22:02 AM](#)

· **Resolution 2011-816** Authorize Board President to Execute Addendum to WIA Accident Insurance Policy
Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[9:22:23 AM](#)

· **Resolution 2011-817** Transfer Funds for 2nd Quarter Reimbursements to General Fund

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

[9:24:05 AM](#)

· **Resolution 2011-818** Authorize Board President to Enter Into Contracts 2011-103 & 2011-104 with Beilharz Architects, Inc.

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:25:06 AM](#)

· **Resolution 2011-819** Approve Pay Request No. 2 for Ward Construction for 2011 Seal Coat Program

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

[9:26:10 AM](#)

· **Resolution 2011-820** Approve Then and Now Purchase Orders and Payments

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

[9:26:36 AM](#)

· **Resolution 2011-821** Approve Purchase Orders and Travel Requests

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

[9:28:05 AM](#)

· **Resolution 2011-822** Authorize County Administrator to Negotiate Terms and Conditions of Employment for Water and Sewer Technician I for Sanitary Engineer

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

[9:30:02 AM](#)

Dog Warden Update

Dog Warden, Pete Skeldon was present for the update. He stated that as of this morning there are 7 dogs in the pound. Planned Pethood was in today to take pictures. 5 of those dogs are expected to be adopted out. One of the others is a dog bite case and the dog has been quarantined. Another is a horribly sick Boxer that someone had tied up by the pound and left it.

Commissioner Genter stated that in discussions about dog and kennel fees it was brought up that there are over 300 kennel licenses that have been sold in the county. He inquired of the Warden what he believes the definition of a kennel to be. Pete stated that if someone has 5 dogs or more, they can get a kennel license. Commissioner Genter stated that he believes that they have to be actively breeding to be considered a kennel. If they are actively breeding dogs they need to have a vendor's license. How many of these people that hold kennel licenses have a vendor's license? Discussion was held to set a local policy to better define what is classified as a kennel. No matter the number of dogs a person owns, if it is not a licensed kennel, the cost is \$20/dog/tag/year. Pete indicated that the wardens do not sell the kennel licenses, only the auditor can do that so it would be up to the auditor to see if they have a vendor's license before issuing a kennel license. Commissioner Genter stated that there would be discussions held with the prosecutor on this.

[9:41:58 AM](#)

Recess

[10:00:23 AM](#)

York Township Trustees To Discuss EMS Contract

Tom Tedrow, Robert Trowbridge and Dennis Wyse were present for the discussion. They were previously presented with a draft of the new EMS contract for their review. Commissioner Genter stated that one of the changes includes that all training programs will be paid out of ALS funds. Training programs were not mandatory before so the next training session coming up has been incentivized, however in the upcoming contract the training is mandatory to keep up the EMT's certification up to date.

Mr. Wyse inquired of the language stating that the subdivision is responsible for medication and drug pickups from the hospital. This had previously been taken out of the EMS fund. Everyone agreed that this language was included in the previous contract however it had not been done that way. This clause can be removed. It will continue to be paid out of the EMS fund.

The appropriate care personnel language was better identified in this contract to stipulate that this shall consist of 1 paramedic and 1 EMT at all times. The Trustees stated that they have always done it this way so it should not be a problem. Commissioner Genter stated that there are subdivisions that do not do it this way.

The new contract includes a clause for automatic mutual aid to help with manpower issues.

There is no longer a payment of \$100/run, instead a contract amount not to exceed \$350K. The Trustees asked for better clarification on what is considered "actual expenses" to be reimbursed under this contract.

Commissioner Rupp asked them to create a listing of expenses that they believe should be reimbursable and at what rate for the Commissioners to review.

Commissioner Genter indicated that the contract is a 3 year term instead of 5 due to these changes and as they do not know what the future will hold.

Mr. Wyse presented the Board with a draft budget indicating that the \$350K cap in this contract will cause them to start eating into their surplus by 2014. They also indicated that they may not have enough access funds to wait for a quarterly reimbursement. Commissioner Rupp inquired that if the 1st payment was prepaid and the remaining reimbursements were made quarterly, with documents submitted, if that would help? The trustees agreed that this would help.

Commissioner Genter stated that he would like to see the funds that come from the county put into a different line. The Trustees indicated that they already do that. Commissioner Genter stated that not all subdivisions do. He stated that this is not to try and micromanage the subdivisions but to improve accountability to the taxpayers.

The Board thanked the Trustees for coming in.

[10:29:13 AM](#)

Recess

[10:30:37 AM](#)

Poggemeyer Design Group To Discuss Senior Center ADA Project

The Board requested a meeting with the architect on the Senior Center Exterior Vestibule Project pursuant to questions raised regarding a large amount of change orders that have come through on the project.

Greg Kissner of Poggemeyer Design Group is the architect of record, the party that approved the change orders, and was present to address the Board. He went through each change order individually. Dealton Boyers, Fulton County Maintenance Supervisor, was also present for the discussion.

#1 – to add \$486.10. Was due to an owner request to put rigid insulation under the building slab around the stoops. This was approved by the Board. Commissioner Genter stated that this was to help with condensation.

#2 – to remove a curb, was not approved at the Board level.

#3 – to deduct \$313.00. Was a credit for a reduction in the square footage of the concrete sidewalk. Mr. Kissner stated that in his opinion, the credit was not enough.

#4 – to add \$929.50 to cut the walk and curb at the city walk and install a handicapped mat. This was an owner request that was not originally in the drawings. Commissioner Rupp noted that this was done instead of the work that was stipulated in the site plan. He feels that if something is taken out there should be credit there somewhere.

#5 – to extend the completion date by 10 days to July 15, 2011. Commissioner Rupp stated that this was extended to July 15, 2011 and we are now at August 18th with an unfinished project. Mr. Kissner stated that they were due to begin on April 18. As of May 5, they still had not begun. Commissioner Rupp inquired of the manpower being utilized at the site. He further noted that there has been a certificate of occupancy issued by the State, however it is still unusable. If it is not usable, it is not done. Commissioner Rupp indicated that he has a hard time signing these change orders when we are 1 month beyond the completion date. There is a \$750/day penalty clause in the contract. Mr. Kissner stated that there is definitely as case for liquidated damages here.

#6 – to add \$690.79 – for chase materials to attach the vestibule to the building. Commissioner Genter stated that this is charging the Fulton County Taxpayer money for something that was in the original bid documents.

#7 – to add \$968.00 – for an aluminum handrail. Mr. Kissner stated that the aluminum was never indicated on the original plans, steel only. Commissioner Rupp stated that it was included in addendum #3 that was issued before the bid opening. He presented Mr. Kissner with the addendum. Mr. Kissner stated that the aluminum in the drawing was for dimensional purposes only. Commissioner Rupp and Mr. Boyers both indicated that it was made known at the pre-bid meeting that the handrail was to be aluminum, not steel. Mr. Kissner stated that this was his error then. Commissioner Rupp further indicated that the drawing shows a 3-rail handrail. The rail that was put up was a 2-rail.

#8 – to add \$1,581.80 – was for further work on fastening the new roof to the existing roof.

#9 – to add \$2,503.34 for landscaping. Mr. Kissner stated this was not part of the original plans. Commissioner Rupp indicated that the contract states that they are to provide landscaping as directed by the owner which may leave some things up in the air; however, some kind of landscaping is in order here.

#10 – to add \$280.50 for emergency lighting. After an inspection, they were directed to place the lighting on the inside instead of out. Commissioner Rupp stated that if it would've been made known to the inspector that a battery backup was present, there would've been no need to have it rerouted inside. Besides, no material was added, it was just placed in a different location.

#11 – Midwest Contracting turned in their man-hours for attaching the new building to the old building. Mr. Kissner stated that this should've been included in the original bid.

Commissioner Rupp inquired where we were at in getting this closed out with inspection and warranties. Mr. Kissner replied that it is still a ways off.

Commissioner Barnaby concurred with Perry's thoughts on this matter. The Board would like to see a punch list on this matter. Mr. Kissner stated he would prepare a summary and forward to Vond Hall. He will be back before the Board to discuss. The change orders as presented will not be acted upon at this time.

[10:50:34 AM](#)

ADJOURN

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

Approved:

Paul D. Barnaby

Dean A. Genter

Perry L. Rupp

Attest:

Jennifer L. Connors, Clerk

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

RESOLUTION 2011-805

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of August 15, 2011) Fulton County, Ohio
) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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 resolution herein.

THEREFORE BE IT RESOLVED, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held August 15, 2011 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:

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

RESOLUTION 2011-806

In the Matter of Resolution to approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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: August 18, 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 2011-816

In the Matter of Resolution to Authorize) Office of County Commissioners
Board President to Execute Addendum to) Fulton County, Ohio
WIA Accident Insurance Policy and Direct) August 18, 2011
Loss Control Coordinator to Submit the Same)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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 amend the WIA Accident Insurance Policy previously entered into by the Board on April 24, 2008 to extend the effective dates thereof; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the Board President to execute the Addendum to the WIA Accident Insurance Policy as attached hereto, thereby establishing the effective dates of the policy to be August 28, 2011 through August 28, 2012; and

BE IT FURTHER RESOLVED, that the Board further directs the Fulton County Loss Control Coordinator to submit said form for renewal; 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

CC: D. Hogrefe; journal

RESOLUTION 2011-817

In the Matter of Resolution to Transfer Funds) Office of County Commissioners,
for 2nd Quarter 2011 Reimbursements for Fuel,) Fulton County, Ohio
Supplies and Copier Maintenance) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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, reports are now complete to determine fuel, copier maintenance, and supply usage by department for the 2nd quarter of 2011 and it is necessary to transfer funds from said departments to reimburse the General Fund accordingly;

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the transfer of funds as follows:

<u>Department</u>	<u>Account</u>	<u>Amount</u>
FROM:		
FUEL		
Sanitary Engineer	5109-64903-5-31000	\$2,393.03
Auditor	2120-11200-5-31000	\$ 96.38
	6000-64202-5-31000	\$ 20.44
Senior Center	2505-15915-5-56100	\$6,017.04
Dog Pound	2510-15154-5-56100	\$2,630.70
Workforce	2705-17910-5-31000	\$ 51.12
EMA	2310-13911-5-38200	\$ 464.28
		\$11,672.99 ST
SUPPLIES		
Dog Pound	2510-15154-5-53100	\$ 259.96
Workforce	2705-17910-5-51000	\$ 150.05
Senior Center	2505-15915-5-51000	\$ 89.97
COC-Title Office	2110-12120-5-51000	\$ 120.06
		\$ 620.04 ST
COPIES		
Auditor	2120-11200-5-51000	\$ 73.54
COC-Title	2110-12120-5-51000	\$ 27.94
EMS	2340-13912-5-50000	\$ 19.71
EMA	2310-13911-5-51000	\$ 19.70
Engineer	2420-14143-5-96000	\$ 167.26
Senior Center	2505-15915-5-51000	\$ 10.69
JFS	2605-16914-5-42101	\$ 8.72
		\$ 327.56 ST
TO: General Fund	1000-18000-4-84003	\$12,620.59

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: Auditor; B. Colon; Affected Depts; Journal

RESOLUTION 2011-818

In the Matter of Resolution to Authorize Board) Office of County Commissioners
President to Enter Into **Contracts 2011-103 &**) Fulton County, Ohio
2011-104 with Beilharz Architects, Inc.) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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, a contract has been successfully negotiated with Beilharz Architects, Inc. for professional design services for the adaptive reuse of the American Power Pull Facility for the Triangular Processing Inc. Facility located at 550 West Linfoot Street, Wauseon, Ohio; and for the Triangular Processing Inc. Facility for the Fulton County EMA/EMS Center, located at 9306 County Road 14, Wauseon, Ohio; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize the Board President to enter into **Contract Nos. 2011-103 and 2011-104** with Beilharz Architects, Inc. of Defiance, Ohio, for the professional services indicated therein, pursuant to the terms and conditions thereof; 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

Cc: Auditor; EMS/EMA; Board of DD; Contract file

RESOLUTION 2011-819

In the Matter of Resolution to Approve Pay) Office of County Commissioners
Request No. 2 for Ward Construction Co.) Fulton County, Ohio
For 2011 Seal Coat Project) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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, a pay request (2) has been submitted by the Ward Construction Co. in the amount of \$144,213.32 for work performed under Contract 2011-74 for the 2011 Seal Coat Project; and

WHEREAS, the County Engineer has reviewed said pay request and recommends the approval as submitted; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approves the pay request (2) for the Ward Construction Co. as submitted in the amount of \$144,213.32; 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:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Eng.; Project File

RESOLUTION 2011-820

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) August 18, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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
2011001682	MAXIM40	7/5/2011	\$ 3,225.00
2011001683	COGEN50	7/5/2011	780.00
2011001783	FULTO43	8/8/2011	630.28
2011001784	MASTI50	8/8/2011	8,400.00
2011001790	ACUPR50	8/11/2011	50.00
2011001791	MANAT50	8/11/2011	12,067.00
2011001795	CORRP50	8/11/2011	1,350.00
2011001796	JKEXC45	8/11/2011	275.00
2011001797	OKELE50	8/11/2011	4,303.52
		TOTAL	\$ 31,080.80

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

RESOLUTION 2011-822

In the Matter of Resolution to Authorize County) Office County Commissioners
Administrator to Negotiate Terms and Conditions) Fulton County, Ohio
of Employment for Water and Sewer Technician I) August 18, 2011
Position for Fulton County Sanitary Engineer)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 18, 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, interviews have been conducted for the position of Water and Sewer Technician I for the Fulton County Sanitary Engineer; and

WHEREAS, pursuant to said interviews, the Board wishes to authorize Vond Hall, County Administrator, to negotiate the terms and conditions of employment with the successful candidate to fill the position;

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorize County Administrator, Vond Hall, to negotiate terms and conditions of employment to fill the Water and Sewer Technician I position for the Fulton County Sanitary Engineer; 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

cc: Z. Musallam; A. Votava; file