

**MINUTES OF MEETING
FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS SESSION ROOM
JULY 21, 2011**

[1:32:55 PM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance – Commissioners Barnaby and Rupp present. Commissioner Genter will be joining the meeting shortly.

[1:34:00 PM](#)

Resolution 2011-712 Approve Minutes of July 18, 2011

Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. A vote will be taken when a full Board is present as Commissioner Rupp had to abstain from voting as he was absent for the meeting on July 18th.

[1:34:29 PM](#)

Resolution 2011-713 Approve Agenda As Presented or Amended

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

[1:35:18 PM](#)

OLD BUSINESS:

· **Resolution 2011-714** Approve Payment of Bills

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

[1:35:44 PM](#)

· Ziad Musallam, Sanitary Engineer Update on Northeast Water System Project

Commissioner Genter joined the meeting.

Mr. Musallam stated that Contract A items are mostly related to restoration and the need to be supplied yet with the operating manuals. On contract B – the fence needs installed. Originally the plan was to put in a protective post, but the school requested that a fence be put up. Contract C, the electrical portion, will be finished when the tank is wrapped up.

Contracts DI & DII – both contracts are with Superior Excavating. He presented the Board with a punch list and stated that the contractor has been working on these items this week. Other items on DI & DII are for reimbursement for the county for parts and repairs and warranty issues. The retainage will not be released until these issues are resolved. There is an extensive punch list for contract DIII. He noted that the final completion date for these projects were May 15 so they are currently overdue and are currently tied up on another project. If there is no progress, historically they will notify the contractor and then notify their bonding company that they are not performing. Commissioner Barnaby inquired if they have been contacted yet to finish these items. Mr. Musallam stated that they have and that everything all goes back to the wet spring and that they are now involved in another project. Commissioner Barnaby stated that it has been dry for 6 weeks now. Commissioner Genter made the motion to send out a certified letter to the contractor to finish up these items and Commissioner Rupp seconded the motion. Motion carried unanimously. **Resolution 2011-722** Draft and Send Certified Letter to Contractor to Complete Project

Commissioner Genter inquired about the meter pits. Mr. Musallam stated it is his plan to move forward and have the project bid out by September. Commissioner Genter stated that these need to be ready to advertise in mid-august due to advertising requirements. Mr. Musallam stated that the design for the layout was already completed. They just need to identify where the taps are and to put them on the plans. The Board directed that it is important for him to get this bid out as fast as possible; otherwise we may be running into weather issues.

[1:50:04 PM](#)

Resolution 2011-712 Approve Minutes of July 18, 2011

Commissioner Barnaby called for a roll call vote on Resolution 2011-712 now that the full Board was present. Genter, yes; Barnaby, yes; Rupp, abstain. Motion carried 2-1.

[1:51:40 PM](#)

·Review Weekly Dog Warden Reports

[1:52:41 PM](#)

·Review Invitation to NWSCC Grand Opening of Allied Health and Public Services Building
The Northwest State Board of Trustees is holding the Grand Opening of the new Allied Health and Public Services Building on Thursday, July 28, 2011, beginning at 4:00 p.m.

[1:53:33 PM](#)

·Review Forfeiture Order from Board of Revisions

[1:54:03 PM](#)

NEW BUSINESS:

RESOLUTIONS:

· **Resolution 2011-715** Advertise for Bids for 2011 Pavement marking Program on Behalf of County Engineer

Bids will be received in the Office of the Board until 10:00 a.m. on the 11th day of August, 2011.

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

[1:54:38 PM](#)

· **Resolution 2011-716** Approve Amendment to CAS to Include Pleasant View Sanitary Sewer Service Area

Steve Brown, Regional Planning Director, and Ziad Musallam, Sanitary Engineer, were present for the discussion. Mr. Musallam was notified by the state that in order to receive funding for the Pleasant View Sewer Improvement, the Community Assessment and Strategy must be amended to include the Pleasant View Sanitary Sewer Service Area. Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Roll call vote: Barnaby, yes; Genter, yes; Rupp, yes. Motion carried unanimously.

[1:56:42 PM](#)

· **Resolution 2011-717** Enter Into Contract 2011-84 with Gerken Paving, Inc. for 2011 Asphalt Resurfacing Program

Bids were received in the office of the Board on July 5th. The Bid was awarded on July 7th to Gerken Paving in the amount of \$1,220,469.80. A contract has been successfully negotiated. Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Roll call vote: Barnaby, yes; Genter, yes; Rupp, yes. Motion carried unanimously.

[1:56:55 PM](#)

· **Resolution 2011-718** Lower and Close Purchase Order and Transfer Appropriations

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

[1:58:01 PM](#)

· **Resolution 2011-719** Approve Then and Now Purchase Orders
Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

[1:58:42 PM](#)

· **Resolution 2011-720** Approve Purchase Orders and Travel Requests
Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[1:59:47 PM](#)

Board of Elections Department Update

Kandice Lemley and Melanie Gilders were present to give the update.

Melanie first thanked the Board for their support and their cooperation in the upgrades needed to the building. The parking lot is now complete and the handicapped spot is in. Everything else on their “wish list” is in the process.

They are all set for the August 2 election. They have had 41 absentee voters in the last 3 weeks. The only issue on the ballot for August is Pike-Delta-York.

They have completed their work on the SB 5 and health care referendum and were shipped back to the Secretary of State’s Office. They were required to physically inspect each name, signature, and address and compare with their voter registration. If it did not match, the signature had to be rejected.

Commissioner Barnaby inquired if most of signatures were valid? Melanie stated that on SB 5 out of the 3,500 signatures, 2,700 were determined to be valid. On the Health Care Referendum, out of the 1,500 signatures, 1,300 were determined to be valid.

She updated the Board of the settlement they were involved in last year on the touch screen voting equipment. She stated that the voting equipment they use is also used by 47 other counties. 1 county in particular ended up in a lawsuit agreement with Diebold. This caused the other 47 counties to get pulled into the settlement also. As a result, they had to negotiate a settlement and were given 3 options: 1) to receive an additional 26 machines; 2) a cash settlement of \$6,400; or 3) a free software upgrade. They chose to receive the additional machines. Their Board discussed the possibility of upgrades but in May decided that the machines are working fine as is and not to carry the expense of the upgrade. However, in late June they received a directive from the Secretary of State that everyone must upgrade their software, so now they are back to square one.

The last time they gave an update there was discussion on replacing the optical scanners with 2 digital scanners. She explained that the digital takes pictures rather than just tabulating the circles. Right now they are in a position where they can purchase the scanners at a lower cost. She stated that the advantages are that digital scans more accurately and that the scanners they are using now take a memory card that operates on a battery. They do not make the cards anymore so if they were to need replacing they would have a difficult time and maybe have to purchase them at a higher rate by then. She stated that they are short about \$6,000 for the scanners and asked if the Board would still support the purchase.

Resolution 2011-723 Authorize Purchase of Two Digital Scanners for Board of Elections Commissioner Barnaby made the motion to purchase the 2 digital scanners and Commissioner Genter seconded the motion. Roll call vote was taken: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

Discussion was held on how a name gets removed from the rolls once a voter is deceased. Currently they cannot remove the name until they receive notification from the State. Even if a family member comes in with a death certificate, they are still not allowed to remove the name. This may however change in HB

194. HB 194 is currently being repealed though due to the shortening of absentee voting and the hours needed to stay open. She is expecting a lot of changes before September 30.

Commissioner Genter asked if they have been receiving any public comments regarding their new location. Kandice stated that everything she has heard has been positive. The only trouble people are running into is being able to find the place. She would like to put another public notice in the paper before the next election. It will take getting through a presidential election before most people are familiar with the new location.

The Board thanked them for their update.

[2:19:30 PM](#)

Resolution 2011-721 Hold Executive Session Pursuant to ORC §121.22(G)(2) To Discuss the Purchase of Real Property

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

[3:20:08 PM](#)

Out of Executive Session

Resolution 2011-724 Direct County Administrator to Look Into Disposition of NSP Property

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

[3:22:04 PM](#)

Adjourn

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 2011-712

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of July 18, 2011) Fulton County, Ohio
) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter and 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 July 18, 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 2011-713

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter and 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: July 21, 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

cc: File

RESOLUTION 2011-722

In the Matter of Resolution Authorizing Sanitary) Office of County Commissioners,
Engineer to Address Final Completion of Northeast) Fulton County, Ohio
Fulton County Water System Project Contracts) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Commissioners Paul Barnaby, Dean Genter, and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Northeast Water System Project consists of six (6) contracts (A, B, C, DI, DII, & DIII) with a final completion date of May 15, 2011; and

WHEREAS, as of this date, several items that are necessary to finalize said contracts have not been corrected and/or completed; and

WHEREAS, the Sanitary Engineer has recommended notification to all contractors of the need to finalize the work and restoration, as per each contractor’s punch list, and to notify their contract/performance bonding agent; and

THEREFORE, BE IT RESOLVED, that the Fulton County Commissioners hereby approves notification to the prime contractors performing work under the Northeast Water System Project Contracts (A, B, C, DI, DII, & DIII) to finalize the necessary work under the terms and conditions of each contract; and

BE IT FURTHER RESOLVED, the Board authorizes the Sanitary Engineer to carry out the necessary actions to notify said contractors and their contract/performance bonding agent of all non-performance issues pertaining to he Northeast Water System Project; 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: FCSE; File

RESOLUTION 2011-712

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of July 18, 2011) Fulton County, Ohio
) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter and 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 July 18, 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 2011-717

In the Matter of Resolution to Enter Into) Office of County Commissioners,
Contract 2011-84 with Gerken Paving, Inc.) Fulton County, Ohio
For the 2011 Asphalt Resurfacing Project) July 21, 2011
On Behalf of County Engineer)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, bids were received on July 5, 2011 for the 2011 Asphalt Resurfacing Project, on behalf of the Fulton County Engineer; and

WHEREAS, on July 7, 2011, the bid was awarded to the lowest and best bidder, Gerken Paving, Inc. of Napoleon, Ohio in the amount of \$1,220,469.80; and

WHEREAS, a contract has been successfully negotiated with Gerken Paving, Inc. on behalf of the County Engineer, to furnish all materials, equipment, tools, and labor necessary to perform all work required and according to the plans and specifications and to the satisfaction and acceptance of the Board, as well as complying with all applicable federal, state, and local laws in the conduct of work performed for the project herein; and

THEREFORE, BE IT RESOLVED, that the Board of Commissioners shall hereby enter into Contract 2011-84 with the Gerken Paving, Inc. of Napoleon, Ohio for the 2011 Asphalt Resurfacing Project, on behalf of the County Engineer, in the amount of \$1,220,469.80, according to the terms and conditions therein; 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: Engineer; Bidders; File

RESOLUTION 2011-718

In the Matter of Resolution to Lower and Close) Office of County Commissioners
 Purchase Order in Landfill Fund and Transfer) Fulton County, Ohio
 Appropriations for Board of DD) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to lower and close a purchase order for the Sanitary Engineer in the Landfill fund that is no longer needed; and

WHEREAS, it is necessary to transfer appropriations for the Board of Developmental Disabilities to track stimulus funds for the months of April through June 2011; and

THEREFORE, BE IT RESOLVED, the Board of Commissioners hereby authorizes the following PURCHASE ORDERS be LOWERED and Closed :

<u>PO#</u>	<u>Vendor#</u>	<u>Fund-Line Item</u>	<u>Amount:</u>
2011000409	VILLA22	4170-20921-5-41000	\$2,812.15

BE IT FURTHER RESOLVED, the Board authorizes the following appropriations be transferred:

<u>Amount</u>	<u>Account</u>
\$30,084.87	From: 2520-15097-5-41002 Waiting List Reduction – DD
\$ 2,730.89	From: 2520-15907-5-41004 TCM Local Match – DD
\$32,815.76	To: 2520-20907-5-99998 ARRA Unappropriated – DD

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 Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
 Jennifer L. Connors, Clerk

Cc: Auditor; Affected Depts; Journal

RESOLUTION 2011-720

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Commissioners Paul Barnaby, Dean Genter, and Perry 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:

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: File

RESOLUTION 2011-723

In the Matter of Resolution Authorize Purchase of) Office of County Commissioners,
Digital Scanners for Board of Elections) Fulton County, Ohio
) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, to improve overall accuracy and efficiency of tallying ballots, the Board of Elections made a request for the purchase of two (2) digital scanners to replace three (3) of the optical scanners that are currently in use by the Board.

THEREFORE BE IT RESOLVED, that the Board of Commissioners concur with said request and hereby authorize the Purchase of two (2) digital scanners for the Board of Elections; 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:

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

Copy To: File; BOE

RESOLUTION 2011-721

In the Matter of Resolution to Hold Executive) Office of County Commissioners
Session Pursuant to ORC §121.22(G)(2) to) Fulton County, Ohio
Consider the Purchase of Property) July 21, 2011

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on July 21, 2011, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Paul Barnaby, Dean Genter, and Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ohio Revised Code 121.22 (G), Except as provided in division (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of seven specific topics.

THEREFORE BE IT RESOLVED, that the Board of County Commissioners of Fulton County, Ohio, will hold an Executive Session, to begin at 2:30 P.M., pursuant to ORC §121.22(G)(2) to consider the purchase of property for public use; 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: File