

Description	Minutes of Meeting	
Date	8/5/2010	Location Commissioners Session Room
Time	Speaker	Note
9:01:23 AM	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance- All Commissioners Present	
9:02:17 AM	<u>Resolution 2010-702</u> Approve Minutes of August 2, 2010	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:03:01 AM	<u>Resolution 2010-703</u> Approve Agenda As Amended	Agenda was amended to include an executive session after the public hearing to discuss the compensation of a public employee. Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:04:02 AM	OLD BUSINESS: · <u>Resolution 2010-704</u> Approve Payment of Bills	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:04:25 AM	· Review Auditor/Treasurer Tie- Out Report	
9:05:27 AM	· Review Certificate of Non-Compliance	
9:05:54 AM	· Review Amended Certificate	
9:07:06 AM	· Review Invitation to NOMMA Meeting	The Board, being members of the Northwest Ohio Mayors and Managers Association, has been invited to attend a meeting at the Hilton Garden Inn in Perrysburg on August 13, 2010 at 1:30 p.m. to meet Republican Candidate for Governor, John Kasich.
9:07:50 AM	· Review Snow Removal/Ice Control Proposals	The apparent low bidder for both districts is Tim Rice Trucking. Copies of all bids will be made for the Board for more in depth review before decision is made for award of bid.
9:10:51 AM	NEW BUSINESS: · <u>Resolution 2010-705</u> Increase and Transfer Appropriations Within Sanitary Engineer Fund	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:11:20 AM	· <u>Resolution 2010-706</u> Approve Pay Request No. 1 to Ward Construction for 2010 Seal Coat Program	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:12:29 AM	· <u>Resolution 2010-707</u> Authorize Board President to Execute Satisfaction of Mortgage	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.

9:13:33 AM	· <u>Resolution 2010-708</u> Create New Lines; Increase and Transfer Appropriations and Funds for Various Departments	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:16:00 AM	· <u>Resolution 2010-709</u> Enter Into Contract 2010-102 with Thompkins Child and Adolescent Services, Inc. for IV-E Services	Commissioner Barnaby made the motion and Commissioner Short seconded the motion. Motion carried unanimously.
9:19:09 AM	· <u>Resolution 2010-710</u> Approve Then and Now Purchase Orders	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:19:29 AM	· <u>Resolution 2010-711</u> Approve Purchase Orders and Travel Requests	Commissioner Short made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:19:44 AM	Recess	
10:06:00 AM	2nd Public Hearing Fulton County Electric Power Aggregation Plan of Operation and Governance	Kirkland Mazerick, representing the County Commissioners Association of Ohio, was present to lead the 2nd public hearing. He explained that there will be a 6% savings for residences and 4% for commercial establishments. For residences this will amount to about \$30-60/year. He stated that this may seem like a small amount, however per household it adds up to a lot and it is money that stays in the county. There will be 2 mailers sent out for the opt-out option for those who do not wish to participate. If you do nothing with the mailer, you are automatically enrolled. Commissioner Genter asked what the next step is in this process. Mr. Mazerick stated that there is paperwork that needs to be signed to adopt the plan discussed in these hearings. Paperwork is then filed with the PUCO. There is a small waiting period while waiting on the PUCO followed by the rescission period. The Board thanked him for his presentation.
10:07:59 AM	Recess	
10:15:13 AM	<u>Resolution 2010-712</u> Hold Executive Session – To Discuss Compensation of a Public Employee	Commissioner Short made the motion and Commissioner Barnaby seconded the motion. Roll call vote: Barnaby, yes; Genter, yes; Short, yes. Motion carried unanimously.
11:54:43 AM	Out of Executive Session & Adjourn	No action taken.
	Approved: <hr/> Dean Genter <hr/> Paul Barnaby <hr/> Joseph D. Short	Attest: <hr/> 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 2010-702

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of August 2, 2010) Fulton County, Ohio
) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

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 2, 2010 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:
_____ Dean A. Genter	_____ Dean A. Genter	_____ Dean A. Genter
_____ Paul D. Barnaby	_____ Paul D. Barnaby	_____ Paul D. Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File

RESOLUTION 2010-703

In the Matter of Resolution to approve) Office of County Commissioners
the agenda as amended or presented) Fulton County, Ohio
) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Commission Staff, to the best of its ability, has prepared the agenda for the day, and

WHEREAS, the Board of County Commissioners has reviewed said agenda and find it to be satisfactory as presented or as officially amended on the record in open session.

THEREFORE, BE IT RESOLVED, that the Board of Fulton County Commissioners hereby approve the agenda as amended or presented for: August 5, 2010; 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:
_____ Dean Genter	_____ Dean Genter	_____ Dean Genter
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

cc: File

RESOLUTION 2010-704

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Auditor certifies that the money for the credit of the bills listed on the Disbursement List is in the Treasury for the credit of the Funds from which they are to be paid, and is not appropriated for any other purpose.

THEREFORE BE IT RESOLVED, that the Board of Commissioners approve the payment of bills as submitted, and;

BE IT FURTHER RESOLVED, by the Board of County Commissioners, County of Fulton, State of Ohio that it is found and determined that all formal actions of this Board of County Commissioners, County of Fulton, State of Ohio concerning the adoption of this resolution were adopted in an open meeting of this Board of County Commissioners, and that all deliberations of this Board of County Commissioners and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

Voting Aye thereon:	Voting Nay thereon:	Abstain:
Dean Genter	Dean Genter	Dean Genter
Paul Barnaby	Paul Barnaby	Paul Barnaby
Joseph D. Short	Joseph D. Short	Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy To: File

RESOLUTION 2010-706

In the Matter of Resolution to Approve) Office of County Commissioners
Pay Request No. 1 to Ward Construction Co.) Fulton County, Ohio
for 2010 Seal Coat Program) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ward Construction Co. has submitted a pay request (1) in the amount of \$323,087.91 for work performed under Contract 2010-85 for the 2010 Fulton County Seal Coat Program; and

WHEREAS, said pay request has been reviewed by the Fulton County Engineer and payment is recommended as submitted; and

THEREFORE BE IT RESOLVED, that the Board of County Commissioners hereby approve the pay request (1) as submitted in the amount of \$323,087.91 for Ward Construction Co. for work performed under Contract 2010-85 for the 2010 Seal Coat Program; 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
_____ Joseph Short	_____ Joseph Short	_____ Joseph Short

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Eng; file; journal; voucher

RESOLUTION 2010-708

In the Matter of Resolution to Create New Lines;) Office of County Commissioners
Increase and Transfer Appropriations and Funds) Fulton County, Ohio
For Various Departments) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to create new lines for postage meter receipts and expenses, increase and transfer appropriations for various departments to cover expenses for the remainder of 2010, and transfer funds for the 2nd half local EMA match and for the County’s annual assessment to the Regional Planning Commission; and

WHEREAS, there are sufficient funds in the Certificate to allow the increase in appropriations as requested;

THEREFORE, BE IT RESOLVED, the Fulton County Board of Commissioners hereby authorizes the creation of the following line items:

1000-18200-4-84000 Postage Meter Receipts
1000-11200-5-51201 Postage Machine

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorize the following **INCREASE of appropriations** as follows:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$100,000.00	1000-19194-5-96300 Contingency
\$ 13.47	2510-15154-5-51200 Postage-Dog Fund
\$ 584.80	2120-11200-5-51200 Postage-REA
\$ 61.13	9025-17904-5-41000 Contract Services-FCRPC
\$ 8.36	2340-13912-5-50000 Supplies & Materials-EMS
\$ 13,405.00	2245-12126-5-59000 Legal Research Materials-Law Library

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorize the following **TRANSFER of APPROPRIATIONS**:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$ 576.62	From: 1000-11200-5-51200 Postage-Auditor
\$ 430.31	From: 1000-11300-5-51000 Office Supplies-Treasurer
\$ 47.40	From: 1000-11100-5-51200 Postage-Commissioners
\$1,054.33	To: 1000-11200-5-51201 Postage Machine

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorize the following **TRANSFER of FUNDS**:

<u>AMOUNT</u>	<u>ACCOUNT</u>
\$ 9,100.00	From: 1000-30100-5-96201 Co Share-EMA Local Match
\$ 9,100.00	To: 2310-15911-4-55000 Local Match-EMA
\$29,000.00	From: 1000-30904-5-96200 Co Share-Regional Planning
\$29,000.00	To: 9025-50904-4-24000 Assessments-RPC

<u>AMOUNT</u>	<u>ACCOUNT</u>	
\$50,000.00	From: 1000-19194-5-96300	Contingency
\$50,000.00	To: 1000-53100-5-93000	Transfer Out-GF
\$50,000.00	From: 1000-53100-5-93000	Transfer Out-GF
\$50,000.00	To: 5300-41144-4-41100	Transfer In-Transfer Station
\$ 5,000.00	From: 1000-19194-5-96300	Contingency
\$ 5,000.00	To: 1000-53100-5-93000	Transfer Out-GF
\$ 5,000.00	From: 1000-53100-5-93000	Transfer Out-GF
\$ 5,000.00	To: 4170-41921-4-41100	Transfer In-Landfill

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 A. Genter

Dean A. Genter

Dean A. Genter

Paul D. Barnaby

Paul D. Barnaby

Paul D. Barnaby

Joseph D. Short

Joseph D. Short

Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Cc: Auditor; Journal

RESOLUTION 2010-709

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2010-102 with Thompkins Child) Fulton County, Ohio
And Adolescent Services, Inc. on Behalf of) August 5, 2010
Job and Family Services for IV-E Services)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, August 5, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter, Paul Barnaby, and Joseph Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County Department of Job and Family Services is responsible under Chapter 5153 of the Ohio Revised Code for the custody and care of, and protective services for, dependent, neglected and abused children; and

WHEREAS, the Fulton County Department of Job and Family Services is authorized under Chapter 5153 of the Ohio Revised Code to provide care and services which it deems to be in the best interest of any child who needs or is likely to need public care and services; and

WHEREAS, the agencies listed hereinafter are organizations incorporated under the laws of the State of Ohio, or other state; and are licensed, certified or approved to provide placement and related services to children in accordance with the Ohio laws or the state where the placement facility or foster home is located;

WHEREAS, the agency listed hereinafter is willing to perform said duties and a contract has been successfully negotiated for their services; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners, on behalf of the Fulton County Department of Job and Family Services, hereby enter into **Contract 2010-102** with Thompkins Child and Adolescent Services, Inc. in the amount of \$30,000.00; and

BE IT FURTHER RESOLVED, the effective dates of the contract hereinabove is from July 22, 2010 through December 31, 2010. Any amendments to said contract shall be amended by formal proceedings; 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
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph D. Short

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File, DJFS; journal

RESOLUTION 2010-710

In the Matter of Resolution Approving) Office of County Commissioners,
 Then and Now Purchase Orders and) Fulton County, Ohio
 Payments) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

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

PO NUMBER	VENDOR	PO DATE	AMOUNT
2010001740	MASTI50	7/26/2010	\$360.00
2010001744	TREAS06	7/29/2010	\$200.00
2010001745	TREAS06	7/29/2010	\$200.00
2010001747	ONTHE20	7/29/2010	\$999.00
2010001749	ONTHE20	7/29/2010	\$20,480.00
2010001750	BROWN59	7/29/2010	\$774.00
2010001751	BROWN59	7/29/2010	\$3,923.00
		TOTAL	\$26,936.00

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 a proper fund, properly appropriated and free from any previous encumbrance; and

WHEREAS, pursuant to the Ohio Revised Code §5705.41(D)(1), these purchases must be approved by resolution of the board of county commissioners.

THEREFORE BE IT RESOLVED, that the Fulton County Commissioners approve the Then and Now Purchase Orders as submitted by the Auditor; 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:
_____	_____	_____
Dean A. Genter	Dean A. Genter	Dean A. Genter
_____	_____	_____
Paul D. Barnaby	Paul D. Barnaby	Paul D. Barnaby
_____	_____	_____
Joseph D. Short	Joseph D. Short	Joseph D. Short

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

Attest: _____
 Jennifer L. Connors, Clerk

Copy: Auditor; journal

RESOLUTION 2010-712

In the Matter of Resolution to Hold an) Office of County Commissioners
Executive Session to Consider the) Fulton County, Ohio
Compensation of a Public Employee) August 5, 2010

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on August 5, 2010 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Commissioners Dean Genter, Paul Barnaby, and Joseph D. Short

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ohio Revised Code §121.22 (G) states, 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 _____ **a.m.** to consider the compensation of a public employee; 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 §121.22 of the Ohio Revised Code.

Commissioner _____ seconded the motion 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
_____ Joseph D. Short	_____ Joseph D. Short	_____ Joseph Short

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

Attest: _____
Jennifer L. Connors, Clerk