

Description	Minutes of Meeting	
Date	12/6/2012	Location Commissioners Chambers
Time	Speaker	Note
9:00:40 AM	Call Meeting to Order Pledge of Allegiance Opening Prayer Roll Call Attendance – All Members Present	
9:01:42 AM	Resolution 2012-1082 Approve Minutes of Regular Session on 12/3/12	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:02:11 AM	Resolution 2012-1083 Approve Agenda As Presented	Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:02:50 AM	OLD BUSINESS: Resolution 2012-1084 Approve Payment of Bills	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:03:08 AM	Review: Auditor/Treasurer Tie-Out Report	
9:05:27 AM	Review Amended Certificate	
9:05:56 AM	Certificate of Non-Compliance	
9:06:24 AM	Month End Financial Reports	
9:07:22 AM	Notice of Grant Award from Area Office on Aging	<p>The Area Office on Aging notified the county that all bid proposals for nutrition services were rejected but would like to continue to contract for services with Fulton County based on the 2012 funding award.</p> <p>The award includes \$12,350.52 in funds distributed by the AOoA and \$99,044.40 anticipated program income, contingent upon meeting the meal goal of 62,571. This meal goal includes additional meals anticipated to be served using local resources of \$360,388.00.</p>
9:08:30 AM	ALP Approval Clarification from FAA	

9:08:46 AM	<p>ALP Approval Clarification from FAA</p> <p>Resolution 2012-1097 Authorize Signature of ALP Cover Sheet</p>	<p>Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously</p>
9:10:51 AM	<p>Notice from Prosecuting Attorney Pursuant to ORC 325.11</p>	<p>Prosecutor Haselman will not be engaging in a private law practice during his term.</p>
9:11:29 AM	<p>Notice from County Treasurer Pursuant to ORC 321.261</p>	<p>The Treasurer issued her 2012 delinquent tax report for the DRETAC Fund</p>
9:11:46 AM	<p>Discuss Draft Response to Ohio Development Services Regarding FY09 & FY10 Monitoring Report</p> <p>Resolution 2012-1096 Authorize Full Board Execution of Monitoring Response Letter to the State of Ohio-Office of Community Development</p>	<p>Mr. Steve Brown prepared a response to the State's monitoring report dated November 9, 2012 and presented for the Board approval and signature.</p> <p>Commissioner Genter made the motion to approve and sign the letter as presented and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
9:13:38 AM	<p>NEW BUSINESS:</p> <p>RESOLUTIONS:</p> <p>Resolution 2012-1085 Lower and Close Purchase Orders; Transfer Funds; and Transfer and Increase Appropriations for Various Departments</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
9:14:15 AM	<p>Resolution 2012-1086 Lower Purchase Orders and Increase Appropriations in WIA Fund</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
9:14:31 AM	<p>Resolution 2012-1087 Approve Personnel Action for Department of Job and Family Services</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.</p>
9:15:03 AM	<p>Resolution 2012-1088 Approve Final Pay Request for 2012 Asphalt Resurfacing Project</p>	<p>Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
9:15:46 AM	<p>Resolution 2012-1089 Approve Final Pay Request for 2012 Pavement Marking Project</p>	<p>Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
9:16:08 AM	<p>Resolution 2012-1090 Amend Resolution 2012-1053 Authorizing 2013 Ditch Maintenance Collections</p>	<p>Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.</p>
9:17:40 AM	<p>Resolution 2012-1091 Authorize</p>	<p>Commissioner Barnaby made the motion and</p>

	Appointment of Heather Kost to Fill Unexpired Term on LEPC Board	Commissioner Rupp seconded the motion. Motion carried unanimously.
9:18:34 AM	Resolution 2012-1092 Approve Then and Now Purchase Orders	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.
9:19:06 AM	Resolution 2012-1093 Approve Purchase Order and Travel Requests	Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.
9:19:59 AM	Resolution 2012-1094 Appoint Clerks for Western and Eastern District Courts, Pursuant to ORC 1907.20.	Commissioner Rupp made the motion and Commissioner Genter seconded the motion. Motion carried unanimously.
9:21:03 AM	Recess	
9:32:38 AM	Brian Banister and Tami Buyer - Dog Warden Update	<p>Mr. Banister advised that Wauseon passed the agreement to allow him to cite under their ordinances. Archbold, Lyons and Metamora are in discussions but appear to have no problems with it. There needs to be 3 readings before it will go into effect. There will be no changes in protocol.</p> <p>New puppy mill laws have been passed, but is seeing the same problems as he did with HB 14 in the way that there are no clear way of enforcing or citing at this time. He feels the new laws will have an effect on local dog kennel revenues.</p> <p>He reported that after Thanksgiving he was involved in a hoarding situation which is one of the worst cases he has ever seen. The Health Department was called in. The owners were thrown out of the home. Animal Cruelty charges are pending.</p> <p>Ms. Buyer reported on here schedule stating that she takes about 10-15 calls per day. She deals with the rescue groups about once per week. Mr. Banister reported that since she has come on board he has seen an increase in revenue. He believes this is due to more consistent hours of operation which creates more access to the public.</p> <p>They are still doing incinerator services for Williams County.</p>

9:43:05 AM	Recess	
9:59:38 AM	Resolution 2012-1094 Hold Executive Session pursuant to Ohio Revised Code 121.22 (G)(1) to discuss the employment of a public employee or official	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Barnaby, yes; Genter, yes. Motion carried unanimously.
11:47:11 AM	Out of Executive Session	
11:47:22 AM	Resolution 2012-1098 Authorize County Administrator to Negotiate Terms and Conditions of Employment for Assistant Clerk	Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Barnaby, yes; Genter, yes.
11:47:47 AM	Hold Executive Session pursuant to Ohio Revised Code 121.22 (G)(1) to discuss the discipline of a County Employee or Official	Commissioner Barnaby made the motion and Commissioner Genter seconded the motion.
1:49:41 PM	Out of Executive Session	No action taken
1:49:47 PM	ADJOURN	
	<p>APPROVED:</p> <p>_____</p> <p>Dean Genter</p> <p>_____</p> <p>Paul Barnaby</p> <p>_____</p> <p>Perry Rupp</p> <p>ATTEST:</p> <p>_____</p> <p>Jennifer L. Connors, Clerk</p> <p>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.</p>	

RESOLUTION 2012-1082

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of December 3, 2012) Fulton County, Ohio
) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
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 December 3, 2012, 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

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-1083

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
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: December 6, 2012; 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
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-1096

In the Matter of Resolution Authorizing Board) Office of County Commissioners
President to Execute Letter of Response to Ohio) Fulton County, Ohio
Development Services FY09 & FY10 CDBG) December 6, 2012
Monitoring Report)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the resolution herein.

WHEREAS, the Board reviewed the results of a monitoring visit recently conducted on the Ohio Small Cities Community Development Block Grant Formula Allocation program for Fiscal Years 2009 and 2010; and

WHEREAS, said monitoring visit resulted in a number of findings and advisory concerns that must be addressed in the form of a written response thereby including an outline of the measures being taken to remedy the deficiencies therein within thirty days of the report; and

WHEREAS, Mr. Steve Brown, Regional Planning Director, based on his direction and knowledge of the programs herein, has prepared a draft response for the Board to review; and

THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby finds the letter to be satisfactory and shall execute the letter as attached and further, direct the Regional Planning Director to file the letter to the Office of Community Development in accordance with the stipulations contained in the Monitoring Letter; 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

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: Steve Brown, RPC; OCD; File

RESOLUTION 2012-1085

In the Matter of Resolution to Lower and Close) Office of County Commissioners
 Purchase Orders; Transfer Funds; Transfer and) Fulton County, Ohio
 Increase Appropriations for Various Depts) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session, pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
 Paul Barnaby
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to lower and close purchase orders that are no longer needed to free up funds needed for other expenses; and

WHEREAS, it is necessary to increase and transfer appropriations for various departments to meet expenses for the remainder of the year; and

WHEREAS, an analysis has been performed thereby breaking out proceeds and expenses by each respective department that participated in the 2012 County Auction. Pursuant to said analysis it is necessary to increase appropriations and transfer funds to credit each fund due net proceeds outside of the County General Fund; and

WHEREAS, there are sufficient funds available in the Certificate of Estimated Resources to allow the appropriation increases as requested herein; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorizes the following **Purchase Order be LOWERED/CLOSED**:

PO NO	VENDOR	LINE ITEM	AMOUNT	DEPT
2012000181	TOLED35	1000-11703-5-35100	\$15,000.00	ELEC
2012000182	OHIOG50	1000-11703-5-35200	10,000.00	GAS
2012000190	TOLED35	1000-11705-5-35100	4,957.85 (CLOSE)	ELEC
2012000193	TOLED35	1000-11706-5-35100	2,000.00	ELEC
2012000194	OHIOG50	1000-11706-5-35200	500.00	GAS
2012000175	TOLED35	1000-11701-5-35100	5,200.00	ELEC
2012000176	OHIOG50	1000-11701-5-35200	8,000.00	GAS
2012000184	TOLED35	1000-11704-5-35100	2,000.00	ELEC
2012000185	OHIOG50	1000-11704-5-35200	1,000.00	GAS
2012001866	OHIOG50	1000-11702-5-35200	1,500.00	GAS

BE IT FURTHER RESOLVED that the Fulton County Board of Commissioners hereby authorizes an **INCREASE of APPROPRIATIONS** as follows:

AMOUNT	ACCOUNT	
\$ 2,762.00	6002-11800-5-41000	Contract Svs-IT
10,000.00	1000-11100-5-96000	Other Exp-Commissioners
1,725.00	5109-70903-5-96000	Other Exp-Sanitary Engineer
32,440.30	5208-62903-5-41000	Lucas Co Water Charge- Fulton/Lucas WL

BE IT FURTHER RESOLVED that the Fulton County Board of Commissioners hereby authorizes a **TRANSFER of APPROPRIATIONS** as follows:

AMOUNT		ACCOUNT	
\$ 7,000.00	From:	2605-16914-5-41300	Day Care
15,000.00	From:	2605-16914-5-20401	Hosp Ins- Eligibility Referral
22,000.00	To:	2605-16914-5-96001	Other Exp-Joint/Shared
450.00	From:	1000-12129-5-33200	Witness Fees-Juvenile Court
450.00	To:	1000-12129-5-33000	Professional Svs-Juvenile Court
2.70	From:	9020-30905-5-20400	Hosp Ins -SWCD
2.70	To:	9020-30905-5-20401	SWAT Hosp Ins-SWCD
			TRANSFERS CONT'D NEXT P.2

TRANSFERS CONT'D FROM P.1			
1,478.21	From:	9020-30905-5-95200	Workers Comp-SWCD
1,478.21	To:	9020-30905-5-10301	SWAT Salary-SWCD
8.00	From:	6002-11800-5-51000	Supplies-IT
8.00	To:	6002-11800-5-20400	Hosp Ins-IT
218.25	From:	5103-62903-5-42100	Repairs-Pleasant View Sewer
218.25	To:	5103-70903-5-96000	Other Exp-Pleasant View Sewer
35.00	From:	1000-11400-5-61000	Equipment-Pros Atty
35.00	To:	1000-11400-5-51000	Office Supplies-Pros Atty
1,000.00	From:	1000-11702-5-35200	Gas-Plaza
1,000.00	To:	1000-11702-5-35100	Elec-Plaza
305.53	From:	1000-11703-5-35100	Elec-Admin
305.53	To:	1000-11705-5-39000	Other-Maintenance
14,694.47	From:	1000-11703-5-35100	Elec-Admin
10,000.00	From:	1000-11703-5-35200	Gas-Admin
1,405.53	From:	1000-11705-5-35100	Elec-Board of Ed
26,100.00	To:	1000-11700-5-10300	Salaries-Maintenance
3,552.32	From:	1000-11705-5-35100	Elec-Board of Ed
280.24	From:	1000-11706-5-35100	Elec-Health Dept
3,832.56	To:	1000-11100-5-41100	Prof Svs-Commissioners
1,719.76	From:	1000-11706-5-358100	Elec-Health Dept
284.24	From:	1000-11706-5-35200	Gas-Health Dept
2,000.00	To:	1000-20700-5-72000	Cap Outlay-Building
215.76	From:	1000-11706-5-35200	Gas-Health Dept
1,784.24	From:	1000-11701-5-35100	Elec-CPC
2,000.00	To:	1000-12127-5-33103	Public Defender-CCW

BE IT FURTHER RESOLVED that the Fulton County Board of Commissioners hereby authorizes a **TRANSFER of FUNDS** as follows:

AMOUNT		ACCOUNT	
\$ 7,417.27	From:	1000-11100-5-96000	Other Exp-Commissioners
7,417.27	To:	1000-52000-5-94000	Transfer Out-GF
7,417.27	From::	1000-52000-5-94000	Transfer Out-GF
5,385.58	To:	2326-14134-4-40000	LETf-Sheriff Receipts
2,031.69	To:	2385-14400-4-4000	LETf-Pros Receipts

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:

cc: Auditor; Affected Depts

Jennifer L. Connors, Clerk

RESOLUTION 2012-1086

In the Matter of Resolution to Lower) Office of County Commissioners
 Purchase Orders and Increase Appropriations in) Fulton County, Ohio
 WIA Fund 2710) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session, pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
 Paul Barnaby
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to lower purchase orders that are no longer needed to free up funds needed for other expenses; and

WHEREAS, it is necessary to increase appropriations to obligate allocations as stipulated in the Area 7 Policy; and

WHEREAS, there are sufficient funds available in the Certificate of Estimated Resources to allow the appropriation increases as requested herein; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorizes the following **Purchase Orders be LOWERED**:

PO NO	VENDOR	LINE ITEM	AMOUNT	DEPT
2012000757	FULTO39	2710-17920-5-41004	\$ 8,000.00	WIA
2012002088	SAUDE98	2710-17920-5-41004	1,038.75	WIA

BE IT FURTHER RESOLVED that the Fulton County Board of Commissioners hereby authorizes an **INCREASE of APPROPRIATIONS** as follows:

AMOUNT	ACCOUNT	
\$16,000.00	2710-17920-5-41003	WIA-Adult
35,000.00	2710-17920-5-41004	WIA-Dislocated Worker

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: Auditor; A. Smith

RESOLUTION 2012-1088

In the Matter of Resolution to Approve) Office of County Commissioners
Change Order (1-Final) and Pay Request (2-Final)) Fulton County, Ohio
For 2012 Asphalt Resurfacing Project) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 6, 2012, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the County Engineer, has submitted Change Order (1-Final) to DECREASE Contract 2012-112 with Gerken Paving, Inc. for non-performances on the 2012 Asphalt Resurfacing Project; and

WHEREAS, the County Engineer has further submitted a Pay Request (2-Final) for work performed on the project indicated herein; and

WHEREAS, the County Engineer has inspected the work performed therein and declares the work to be substantially complete in accordance with the contract documents, and further recommends approval of the Change Order and Pay Request as submitted; and

THEREFORE BE IT RESOLVED, pursuant to the recommendation of the County Engineer, the Fulton County Board of Commissioners hereby approves a DECREASE to Contract 2012-112, in the amount of \$6,776.17, due to non-performances on the 2012 Asphalt Resurfacing Project; and

BE IT FURTHER RESOLVED, the Fulton County Board of Commissioners hereby approves the Final Pay Request as submitted, in the amount of \$220,304.89, and further, accepts the Certificate of Substantial Completion and authorizes the Board President to sign; 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 Connors, Clerk

Cc: Engineer; Project File

RESOLUTION 2012-_____

In the Matter of Resolution to Approve) Office of County Commissioners
Change Order (4-Final) and Pay Request (4-Final)) Fulton County, Ohio
For Reconstruction of Fulton County Road T Project) December 13, 2012
And Release Retainage)

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 13, 2012, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the County Engineer, has submitted Change Order (4-Final) to DECREASE Contract 2012-62 with Vernon Nagel, Inc. due to non-performances in the Reconstruction of Fulton County Road T Project; and

WHEREAS, the County Engineer has further submitted a Pay Request (4-Final) for work performed on the project indicated herein; and

WHEREAS, the County Engineer has inspected the work performed therein and declares the work to be complete in accordance with the contract documents, and further recommends approval of the Change Order and Pay Request as submitted; and

THEREFORE BE IT RESOLVED, pursuant to the recommendation of the County Engineer, the Fulton County Board of Commissioners hereby approves a DECREASE to Contract 2012-62, in the amount of \$15,485.21, for contract adjustments needed for the Reconstruction of Fulton County Road T Project; and

BE IT FURTHER RESOLVED, the Fulton County Board of Commissioners hereby approves the Final Pay Request as submitted, in the amount of \$27,262.67, and further, accepts the Certificate of Substantial Completion and authorizes the Board President to sign; and

BE IT FURTHER RESOLVED, retainage withheld to date is hereby released; 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 Connors, Clerk

RESOLUTION 2012-1090

In the Matter of Resolution to Amend) Office of County Commissioners
 Resolution 2012-1053 Authorizing 2013 Ditch) Fulton County, Ohio
 Maintenance Collections) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 6, 2012, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Dean Genter
 Paul Barnaby
 Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, on November 26, 2012, the Board of Commissioners passed Resolution 2012-1053 thereby authorizing Ditch Maintenance Collections for 2012 for collection in 2013, pursuant to the recommendation of Rod Creager, Chief Deputy Engineer; and

WHEREAS, Mr. Creager has submitted a letter to the Board thereby requesting an amendment to said resolution due to two joint county ditches that were listed incorrectly thereon; and

THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby approves the following amendments to Resolution 2012-1053, passed by this Board on November 26, 2012:

Proj Code	Ditch No.	Ditch Name	%	ACTION
0079	1983 (Joint Wms)	Branch 1 & 1a Bean Creek	5%	Remove from Resolution 2012-1053
0397	1983 (Joint Wms)	Branch 1a Bean Creek	150%	Remove from Resolution 2012-1053
0372	448 (Joint Wms)	Owl Creek	0.44%	Add to Resolution 2012-1053

BE IT FURTHER RESOLVED, all other ditch maintenance collections listed on Resolution 2012-1053 shall remain unchanged; 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 Connors, Clerk

cc:: Rod Creager; Lindsey Neifer; Ditch Files

RESOLUTION 2012-1091

In the Matter of Resolution Authorizing Appointment) Office of County Commissioners
Of Heather Kost to Fill Unexpired Term on Fulton) Fulton County, Ohio
County Local Emergency Planning Committee and) December 6, 2012
Authorize Board President to Sign Form)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the resolution herein.

WHEREAS, due to the resignation of Justin Thompson from the position of Emergency Management Agency Director, it is necessary to appoint the new Director to fill his unexpired term on the Local Emergency Planning Committee; and

THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby appoints Fulton County EMA Director, Heather Kost, to fill the unexpired term of Justin Thompson on the Local Emergency Planning Committee, expiring August 14, 2013, and further, authorizes the Board President, Dean Genter to sign all applicable forms required by the State of Ohio herein ; 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

Perry L. Rupp

Perry L. Rupp

Perry L. Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

cc: K. Davis; H. Kost; Oh EMA; File

RESOLUTION 2012-1092

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
 Paul Barnaby
 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
2012002349	MEYER30	11/19/2012	\$ 2,478.89
2012002350	VILLA68	11/19/2012	16,079.84
2012002373	TOLED35	11/26/2012	1,000.00
2012002374	INSTA50	11/26/2012	1,091.50
2012002381	TEKNI50	11/29/2012	1,714.00
2012002384	OHIOP50	11/29/2012	3,135.13
2012002390	TOLED35	11/29/2012	200.00
2012002391	ODORS50	11/29/2012	669.98
			\$ 26,369.34

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:
_____	_____	_____
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: Auditor

RESOLUTION 2012-1093

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Dean Genter
Paul Barnaby
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:

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

RESOLUTION 2012-1094

In the Matter of Resolution to Appoint Clerks) Office of County Commissioners
For Western and Eastern District Courts,) Fulton County, Ohio
Pursuant to ORC §1907.20) December 6, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Ohio Revised Code §1907.20(A) stipulates that the clerk of courts shall be the clerk of the county court, except that the board of commissioners, with the concurrence of the county court judges, may appoint a clerk for each county court judge, who shall serve at the pleasure of the board, and shall receive compensation as set by the board, payable in semimonthly installments from the treasury of the county; and

WHEREAS, an appointed clerk, before entering upon the duties of the office, shall give bond of not less than five thousand dollars, as determined by the board of county commissioners, conditioned upon the faithful performance of the clerk’s duties; and

WHEREAS, Fulton County maintains two (2) county district courts subject to the provisions of ORC §1907.20(A); and

WHEREAS, with the concurrence of County Court Judges, Jeffrey Robinson and Colin McQuade, the County Commissioners wish to appoint a clerk for each respective county court judge; and

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Fulton County, Ohio hereby appoint, pursuant to Ohio Revised Code §1907.20(A), Heather Lumbrezer, as Clerk for Western District Court Judge, Jeffrey Robinson; and

BE IT FURTHER RESOLVED, that the Board of County Commissioners of Fulton County, Ohio hereby appoint, pursuant to Ohio Revised Code §1907.20(A), Christine Mossing, as Clerk for the Eastern District Court Judge, Colin McQuade; and

BE IT FURTHER RESOLVED, each clerk shall give bond in the amount of five thousand dollars (\$5,000.00) conditioned upon the faithful performance of the duties 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 §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
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-1095

In the Matter of Resolution to Hold an Executive) Office of County Commissioners
Session to Consider the Employment of a) Fulton County, Ohio
Public Employee or Official, Pursuant to) December 6, 2012
Pursuant to ORC §121.22(G)(1))

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 6, 2012 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Dean Genter
Paul Barnaby
Perry Rupp

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, pursuant to Ohio Revised Code §121.22 (G)(1) to begin at **10:00 a.m.** to consider the employment of a public employee or official; 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
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk