

**FULTON COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS CHAMBERS
152 S. FULTON STREET, SUITE 270
WAUSEON, OH 43567**

**MINUTES OF MEETING
JANUARY 3, 2012**

[9:00:18 AM](#)

Call Meeting to Order

Pledge of Allegiance

Opening Prayer

Roll Call Attendance

[9:02:07 AM](#)

Resolution 2012-001 Approve Minutes of December 29, 2011

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

[9:02:34 AM](#)

Resolution 2012-002 Approve Agenda As Presented

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

[9:03:03 AM](#)

OLD BUSINESS:

· Review County Recorder's Annual Notice Pursuant to ORC §317.081

Sandy Barber, County Recorder, was present for the discussion. It is required by statute that the Recorder file this notice by January 15th each year. She confirmed that it was sent to the Townships also.

As a side note she mentioned that she attended a statewide meeting on oil and gas drilling. They are working on having the counties combine their efforts as a part of shared services in effect. HB 371 provides grants and loans under the Innovative Projects Fund. They warned of oil and gas drilling efforts coming this way. Commissioner Rupp stated that they are already in his neighborhood. There is a 3rd party agreement under the prosecutor's review that will protect Fulton County against issues arising from this. She noted that the wind people from Iowa are in Fulton County also. She thanked the Commissioners for her instrument increase to \$6.00 as this will help with additional dollars needed for back scanning.

[9:08:40 AM](#)

· Review EPA Inspection Reports for Pettisville Sewer District and Airport Industrial Park
Ziad Musallam, Sanitary Engineer, was present for the discussion.

The Pettisville Sewer District inspection report was a follow up to a prior inspection done as a result of a sanitary sewer overflow in November due to the heavy rains in November.

The Airport Industrial Park inspection report indicated a discharge violation of certain parameters. The cause is thought to be caused by the discharge of the water at the dog pound. Due to the limited number of users and the cleaning agents used to sanitize the kennels, the discharge has a much more significant impact than in a residential area. They are currently working together to coordinate with their water use practices, such as tablets that remove chlorine or neutralize ammonia before discharge.

Discussion was held on a possible long term solution to connect to Wauseon. The closest tap would be SR108 and CR J. The installation of a new pump station and force main will be necessary. When asked about the current life of the plant, Mr. Musallam stated that it is in need of attention. There are some upgrades needed to the pumps. Long term it would make much more sense to connect to Wauseon. The “package plants” are cheaper to get up and running, but have a shorter life span and are not as effective long term. He will get in contact with Wauseon to further discuss.

[9:26:27 AM](#)

· Review Letter from Senior Center Regarding Staffing

[9:27:02 AM](#)

NEW BUSINESS:

RESOLUTIONS:

· **Resolution 2012-003** Authorize County Engineer To Use Force Account; Set Allocation of Revenue to Townships from Permissive Tax Revenue
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:27:33 AM](#)

· **Resolution 2012-004** Approve ALS Waiver
Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:28:00 AM](#)

· **Resolution 2012-006** Enter Into Contract 2012-32 with Richmeier Therapeutic Home on Behalf of Department of Job and Family Services for IV-E Services
Commissioner Genter made the motion and Commissioner Barnaby seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:28:37 AM](#)

· **Resolution 2012-005** Enter Into Contract 2012-31 with City of Wauseon for Bail Bondsman for Fulton County Western District Court
Commissioner Barnaby made the motion and Commissioner Genter seconded the motion. Roll call vote: Rupp, yes; Genter, yes; Barnaby, yes. Motion carried unanimously.

[9:32:12 AM](#)

· **Resolution 2012-007** Approve Purchase Orders and Travel Requests
Commissioner Genter made the motion and Commissioner Rupp seconded the motion. Motion carried unanimously.

[9:33:35 AM](#)

Resolution 2012-008 Hold Executive Session, Pursuant to Ohio Revise Code §121.22 (G)(1), to Discuss the Appointment, Employment, Dismissal, Discipline, Promotion, Demotion or Compensation of a Public Employee or Official

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

[11:11:44 AM](#)

Out of Executive Session

No action taken

[11:11:52 AM](#)

Adjourn

APPROVED:

Paul Barnaby

Dean Genter

Perry Rupp

ATTEST:

Jennifer L. Connors, Clerk

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

Produced by FTR Log Notes™
www.ftrgold.com

RESOLUTION 2012-001

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of December 29, 2011) Fulton County, Ohio
) January 3, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the resolution herein.

THEREFORE BE IT RESOLVED, that after review, the Fulton County Commissioners hereby approve the minutes of Regular Session held December 29, 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 2012-002

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) January 3, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

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

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

THEREFORE, BE IT RESOLVED, that the Board of Fulton County Commissioners hereby approve the agenda as amended or presented for: January 3, 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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

RESOLUTION 2012-003

In The Matter Of Authorizing County) Office of County Commissioners
Engineer To Use "Force Account" Pursuant) Fulton County, Ohio
to O.R.C. §5543.19; Set Allocation of) January 3, 2012
Revenue to Townships from Permissive)
Tax Revenue)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of County Commissioners has decided that the health, welfare and safety of the people of Fulton County can best and most efficiently be served by the "Force Account" in matters pertaining to maintenance, repair, construction, and reconstruction of roads, bridges, and culverts.; and

THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, Fulton County, Ohio, does hereby authorize Frank Onweller, Fulton County Engineer to use the existing county employee forces and proceed by "Force Account" in the maintenance, repair, construction of roads, bridges, culverts as determined by the County Engineer in Fulton County during the year 2012; and

WHEREAS, the Ohio Revised Code §153.64, §4931 and §4933, provides to the Board of County Commissioners, the authority to control the installation and placement of any public utilities within the dedicated public right-of-ways of all County maintained highways; and

WHEREAS, the Ohio Revised Code §5589 and §5543 provides to the Board of County Commissioners, the authority to control any digging and excavating on or along a County maintained highway and for the placement of a private driveway approach to a County maintained highway; and

WHEREAS, the Ohio Revised Code §4513.34 provides to the Board of County Commissioners, the authority to permit oversize and overweight vehicles using County maintained highways.

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners does hereby authorize the Fulton County Engineer to develop and administer permits for the above described activities within County road right-of-ways and to keep said permits with the permanent road records of Fulton County; and

WHEREAS, the Board of County Commissioners approve the levying of the \$5.00 permissive license plate fee as provided in §4504.16 of the Ohio Revised Code, with 30% of those dollars collected to be distributed to the appropriated townships for road improvements.

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners does hereby direct the Fulton County Auditor to maintain the 30% distribution ratio to the townships during 2012 as provided in the Ohio Revised Code, §4504.16; and

BE IT FURTHER RESOLVED, that the Board appoint the County Engineer as their representative to issue right-of-way permits and ditch alteration permits for the 2011 Calendar year; 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.

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

Copy To: F. Onweller

RESOLUTION 2012-004

In the Matter of Approving Waiver of Charges for ALS Transport) Office County Commissioners
) Fulton County, Ohio
) January 3, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of County Commissioners of Fulton County, Ohio passed a policy in the matter of approving the collection of delinquent charges for ALS service; and

WHEREAS, a balance currently remains of \$570.00 for an ALS Transport for an out-of-county resident, Russell Patton. Mr. Patton has submitted information evidencing financial hardship and an inability to pay said balance; and

WHEREAS, the Board has the authority to waive said charges and forego further billing for services rendered.

THEREFORE BE IT RESOLVED, for the reason stated hereinabove, the Fulton County Board of Commissioners hereby approve the waiver of charges for Russell Patton, in the amount of \$570.00; and

BE IT FURTHER RESOLVED, that the county EMS Office is directed to waive the balance owing and forego balance billing for services rendered hereinabove; 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

RESOLUTION 2012-005

In the Matter of Resolution to Enter Into **Contract**) Office of County Commissioners
2012-31 with the City of Wauseon to Serve as) Fulton County, Ohio
Official Bail Bondsman for Western District Court) January 3, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a contract has been successfully negotiated by and between Fulton County, by its Board of Commissioners, and the City of Wauseon to serve as Official Bail Bondsman for the Fulton County Western District Court; and

THEREFORE, BE IT RESOLVED, that the Fulton County Board of Commissioners hereby enter into **Contract 2012-31** with the City of Wauseon to serve as Official Bail Bondsman for the Fulton County Western District Court, pursuant to the terms and conditions as set forth 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: Auditor; City of Wauseon; CCW; Journal; File

RESOLUTION 2012-006

In the Matter of Resolution to Enter Into) Office of County Commissioners
Contract 2012-032 with Richmeier Therapeutic Home) Fulton County, Ohio
For IV-E Services on Behalf of Department of Job and) January 3, 2012
Family Services)

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, January 3, 2012, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Dean Genter
Perry Rupp

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Fulton County 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, Richmeier Therapeutic Home is an organization incorporated under the laws of the State of Ohio, or other state; and 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, respectively; and

WHEREAS, Richmeier Therapeutic Home is willing to perform said duties and a contract has been successfully negotiated for their services.

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 No. 2012-032** with Richmeier Therapeutic Home in the amount not to exceed \$70,000.00; and

BE IT FURTHER RESOLVED, the term of said contract shall run from January 1, 2012 through December 31, 2012; and

BE IT FURTHER RESOLVED, any amendments to said contracts shall be approved only by formal proceedings of the Fulton County Board of Commissioners; and

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

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Dean Genter

Dean Genter

Dean Genter

Perry Rupp

Perry Rupp

Perry Rupp

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: Contract File, DJFS; journal

RESOLUTION 2012-007

In the Matter of Resolution Approving) Office of County Commissioners,
Purchase Orders and Travel Requests) Fulton County, Ohio
) January 3, 2012

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on January 3, 2012, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Paul Barnaby
Dean Genter
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