

<b>Description</b>	FULTON COUNTY BOARD OF COMMISSIONERS – Minutes of Meeting		
<b>Date</b>	6/20/2013	<b>Location</b>	Commissioners' Chambers 152 S. Fulton Street, Suite 270 Wauseon, OH 43567
<b>Time</b>	<b>Speaker</b>	<b>Note</b>	
<a href="#">10:30:42 AM</a>	<b>Call Meeting to Order</b>  <b>Pledge of Allegiance</b>  <b>Opening Prayer</b>  <b>Roll Call Attendance-All</b> Members in attendance		
<a href="#">10:31:49 AM</a>	<b>Resolution 2013-542</b> Approve Minutes of June 18, 2013	Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.	
<a href="#">10:32:03 AM</a>	<b>Resolution 2013-543</b> Approve Agenda As Presented or Amended	Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.	
<a href="#">10:32:48 AM</a>	<b>OLD BUSINESS:</b> <b>Resolution 2013-544</b> Approve Payment of Bills	Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.	
<a href="#">10:33:51 AM</a>	<b>Resolution 2013-545</b> Take Resolution 2013-529 Off The Table  <b>Ziad Musallam to Discuss Change Order #2, Mika Construction: NEWS Meters Upgrade Project</b>	Commissioner Rupp made the motion to remove Resolution 2013-545 from the table and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.  Ziad Musallam, Public Utilities Director, was present for the discussion. He advised that change order No. 1 was for an extension of time. Change Order No. 2 is a final quantity adjustment for work that was not performed as they found out once they got to the site, some meters that were expected to be placed outside were needed inside. He said that he had mentioned to the contractor, Mika Construction, that the county would buy some of this back from him as a supplier to keep on stock.  Commissioner Rupp expressed his concerns stating that	

		<p>the contractor bought the quantity that was bid. Mr. Musallam stated that it is up to the contractor if they want to buy everything at the same time or purchase in increments. Commissioner Rupp stated that it was done as a package deal and now the supplier will not take them back. Mr. Musallam advised that meter pits, setters and lids are the only extras as inside installation does not require those things. Commissioner Rupp stated that by looking at the paperwork presented, it appears that there are 50 extra meters, not just fittings.</p> <p>Commissioner Barnaby asked if he had any knowledge of what gauge they are using in the Fayette project. David Wright, Regional Planning Director, was present for the discussion and too wondered if these could be used for that project. Their specifications call for another product but Mr. Wright will make contact with Fayette to see if there is any way that the plan could be changed to use these.</p> <p>Commissioner Rupp indicated that he had spoken with Mika. They have signed it so it is apparently acceptable to them, but there have been grumblings. He asked why this got over estimated by so much? Mr. Musallam stated that it is due to some meters having to be moved inside. Commissioner Rupp inquired if that is a contractor problem or an engineering problem? Mr. Musallam replied that it is a contractor problem stating that the contractor is required to verify the conditions before bidding and purchasing. The County plans on buying back some of the product as soon as the contractor provides an inventory list. Commissioner Rupp stated that normally it is the same price deducted as it is added. It looks here like it is straight across board. Mr. Musallam stated that the unit price is for parts and labor.</p> <p>Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, abstain; Barnaby, yes. Motion carried 2-1.</p>
<a href="#">10:47:20 AM</a>	<b>Review Village of Delta Resolution Regarding Water Usage</b>	<p>A resolution made by the Village of Delta Council was sent to the Board thereby Authorizing their Mayor to negotiate with the Board of Commissioners to sell excess water from their system. Commissioner Barnaby advised that he had given this to Ziad Musallam to process.</p>
<a href="#">10:48:45 AM</a>	<b>Review Weekly Dog Warden Report</b>	

<a href="#">10:49:07 AM</a>	<p><b>NEW BUSINESS:</b></p> <p><b>RESOLUTIONS:</b></p> <p><b>Resolution 2013-546</b> Transfer and Increase Appropriations for Various Departments</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:49:54 AM</a>	<p><b>Resolution 2013-547</b> Approve Change Order (2-Final) and Pay Request (2-Final): Damman Trenching &amp; Excavating LLC for Ditch Improvement 2117-Deer Creek Estates Storm Water Outlet</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. This Change Orders results in a net deduct from the contract. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:50:18 AM</a>	<p><b>Resolution 2013-548</b> Enter Into Contract 2013-53 with Geddis Paving for Village of Lyons, McKinley &amp; Fulton Street Resurfacing Project</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:54:13 AM</a>	<p><b>Resolution 2013-549</b> Authorize Personnel Action for Department of Job and Family Services</p>	<p>Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:55:44 AM</a>	<p><b>Resolution 2013-550</b> Authorize Personnel Action for Department of Job and Family Services</p>	<p>Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">10:56:09 AM</a>	<p><b>Resolution 2013-551</b> Appoint County Dog Warden</p>	<p>Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Mr. Hall advised that historically there was a 120-day period in which an appointment had to be made to fill certain vacancies. The law changed in 2007 stating now that this is not valid when based on disability or injury of the person in which they are backfilling for. It is the Prosecutor's opinion that the 120-day timeline started upon Mr. Skeldon's decision from PERS. There is still time to think about this decision as the modified law gives greater flexibility. Commissioner Barnaby stated that Acting Dog Warden has been acting in place of the Dog Warden but we don't have to move so fast. Both the Acting Dog Warden and Acting Assistant were appointed under a temporary work assignment. Commissioner Rupp</p>

		indicated that he was ready to move today to appoint Brian Banister as the Fulton County Dog Warden and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
<a href="#">11:00:47 AM</a>	<b>Resolution 2013-552</b> Approve Then & Now Purchase Orders	Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
<a href="#">11:01:09 AM</a>	<b>Resolution 2013-553</b> Approve Purchase Orders and Travel Requests	Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.
<a href="#">11:03:05 AM</a>	<b>Going Green Initiative</b>	<p>Commissioner Rufenacht indicated that he previously received literature from Todd Bingham on the going green initiative. Mr. Bingham is still awaiting on direction from the Board on this. This involves using microfiber that would reduce the use of chemicals and paper product waste. There is a need to purchase a washing machine for the cleaning of the cloths. Mr. Hall stated that it would be appropriate to do this in his opinion. He advised that they did have a machine out at the Detwiler Bldg because they still need to clean cloths whether it is microfiber or not. The cost would be \$235/building. Cost savings over time would outweigh this tremendously.</p> <p><b>Resolution 2013-554</b> Authorize Going Green Initiative Proposal for the Maintenance Dept.  Commissioner Rufenacht made the motion and Commissioner Rupp seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">11:05:27 AM</a>	<b>Senior Center Driver T-Shirts</b>	Mr. Hall presented the Board with pictures of a sample T-Shirt design that the Senior Center came up with for volunteer drivers. The thought was to have a shirt for the drivers to wear to more easily identify them, instead of just wearing a badge. He explained that if the driver is a county employee this is considered a taxable fringe benefit because it could be worn elsewhere. This would not be the case for volunteer drivers. Brett Kolb was present for the discussion. He advised that he got shirts for Weights and Measures as wearing a badge is not always practical. Those are considered taxable fringes. The IRS is pretty specific about this. The only Non-

		<p>Taxable uniforms would be uniforms that are worn, left and maintained by the county. Mr. Hall advised that they do offer a clothing allowance for Maintenance and Housekeeping. Commissioner Rupp asked if they considered making them more visible as the blue presented here may more easily blend in. This too may deter them from wearing anywhere else. The recommendation is only to have writing on the front to save costs. Commissioner Barnaby used JC Penney as an example stating they almost lost their shirts because of people going out without identification. He thought it to be a good idea from them to print front and back.</p> <p><b>Resolution 2013-555</b>  Commissioner Rufenacht made the motion to authorize the shirts and for them to be a fluorescent color. The decision to print on the front, or front/back shall be referred to the department. Commissioner Rupp seconded the motion.</p> <p>Upon calling the roll, the following vote was taken:  Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<p><a href="#">11:10:06 AM</a></p>	<p><b>Sprint/Nextel Changeover</b></p>	<p>Mr. Hall advised the Board that their Sprint/Nextel-2 way line for 2 way talk is going away. They currently provide phones for certain personnel and some employees that are required to have a phone, chose to use their own and receive a stipend for use for work related activity. Mr. Hall asked, when going forward, if they want these employees to use their own and pay a stipend to the employee? Or, do they want to purchase new phones for them? The stipend paid to an employee that uses their own phone for work related activity is \$25/month. The amount paid for the county to own the phones is upwards of \$240/month.</p> <p>Commissioner Barnaby stated that it is cleaner to let them use their own phones. Commissioner Rupp agreed stating that business in general is getting away from issuing phone, unless in cases of emergency. Brett Kolb, County Auditor, was present for the discussion. He inquired if the Board is requiring these employees to carry these phones? Mr. Hall explained that it is a convenience for the maintenance and housekeeping department so they are able to communicate with each other. Commissioner Barnaby said that everyone should be able to use the telephone, it's just cleaner if they own it. Mr. Kolb advised that it is also better in the cases</p>

		<p>where there is a separation of service. If they own the phone, the stipend is just shut off. If we own it, we have to go get that phone back. Overall, it is also cheaper to go with a stipend and they don't have to monitor overages. Commissioner Rupp added that if the phone is lost or stolen, it is their responsibility, not ours, to replace it.</p> <p>Commissioner Rufenacht brought up the scenario... "what if they don't want to have a phone". Mr. Hall stated that the housekeepers are in public buildings and they have access to desk phones. Maintenance is a little more problematic. If they say they don't want to do it there is a 2 way radio system out there that can be used. Justin Thompson, Asst IT Director, is familiar with them and can take a look at this. Commissioner Rufenacht suggested eliminating the stipend all together and issue 2 way radios. Mr. Hall will come back with answers, regarding the availability of 2-ways.</p>
<a href="#">11:21:43 AM</a>	<b>Rod Creager, Chief Deputy Engineer - File Plans on Proposed Ditch Improvement 2111-Lambert</b>	<p><b>Resolution 2013-556</b> Continue Filing of Plan on Ditch 2111-Lambert  Commissioner Rupp made the motion and Commissioner Barnaby seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Rupp, yes; Barnaby, yes. Motion carried unanimously.</p>
<a href="#">11:22:45 AM</a>	<b>ADJOURN</b>	
	<p>APPROVED:</p> <hr/> <p>Paul Barnaby</p> <hr/> <p>Perry Rupp</p> <hr/> <p>Bill Rufenacht</p> <p>ATTEST:</p> <hr/> <p>Jennifer L. Connors, Clerk</p>	

**RESOLUTION 2013-542**

In the Matter of Resolution Approving ) Office of County Commissioners  
Minutes of Regular Session of June 18, 2013 ) Fulton County, Ohio  
) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the resolution herein.

**THEREFORE BE IT RESOLVED**, that after review, the Fulton County Commissioners hereby approves the minutes of Regular Session held June 18, 2013 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:**

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Paul Barnaby

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

**RESOLUTION 2013-543**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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: June 20, 2013; 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk



**RESOLUTION 2013-545**

In the Matter of Resolution to Take ) Office County Commissioners  
**Resolution 2013-529** Off the Table ) Fulton County, Ohio  
) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, on June 18, 2013, the Board of Commissioners voted 3-0 to table Resolution 2013-529, titled, in pertinent part.... “to Approve Change Order No. 2 for Northeast Water System Water Meters Upgrade Project” to allow for further discussion on the ownership of the excess water meters; and

**WHEREAS**, with the assistance of Ziad Musallam, Public Utilities Director, information has been gathered and reviewed to the Board’s satisfaction and the Board wishes to remove said resolution from the table; and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners of Fulton County hereby removes **Resolution 2013-529** from the table; 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

**RESOLUTION 2013 – 529**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Change Order No. 2 for Northeast Water ) Fulton County, Ohio  
System Water Meters Upgrade Project ) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on June 20, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, the Director of Public Utilities has recommended the approval of Change Order No. 2 as part of Contract 2012-156 in the amount of (\$34,032.44) as final quantity adjustment of the Northeast Water System Water Meters Upgrade Project.

**THEREFORE BE IT RESOLVED**, that Change Order No. 2 as part of Contract 2012-156 for the Northeast Water System Water Meters Upgrade Project in the amount of (\$34,032.44), be approved; and

**BE IT FURTHER RESOLVED**, that Contract No. 2012-156 between the Board of Fulton County Commissioners and Mika Construction, Inc. be reduced by \$34,032.44.

**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:**

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Paul Barnaby

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer Connors, Clerk

Cc: Dept. of Public Utilities; Auditor

**RESOLUTION 2013-546**

In the Matter of Resolution to Transfer ) Office of County Commissioners  
 Appropriations for GIS Internal Services and ) Fulton County, Ohio  
 Prosecuting Attorney ) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
 Perry Rupp  
 Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, it is necessary to transfer appropriations for GIS Internal Services and the Prosecuting Attorney to meet expenses for the remainder of the year; and

**THEREFORE BE IT RESOLVED**, the Fulton County Board of Commissioners hereby approves the following APPROPRIATIONS BE TRANSFERRED:

AMOUNT		LINE
\$5,000.00	From:	1000-19194-5-96300 Contingency
\$2,500.00	To:	1000-11400-5-51000 Office Supplies-Prosecuting Attorney
\$2,500.00	To:	1000-11400-5-61000 Office Equipment-Prosecuting Attorney
\$600.00	From:	6000-63800-5-61300 Computer Hardware Equipment-IS
\$600.00	To:	6000-63800-5-54000 Computer Supplies-Information Services

**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:**

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 Paul Barnaby

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 Paul Barnaby

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 Paul Barnaby

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 Perry Rupp

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 Perry Rupp

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 Bill Rufenacht

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 Bill Rufenacht

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 Bill Rufenacht

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

Attest: \_\_\_\_\_  
 Jennifer Connors, Clerk

Copy to: Auditor; Affected Depts

**RESOLUTION 2013-547**

In the Matter of Resolution to Approve Change Order #1 ) Office of County Commissioners  
(Final), Pay Request #2 (Final), and Release of Retainage for ) Fulton County, Ohio  
Damman Trenching & Excavating, LLC for Ditch Improvement ) June 20, 2013  
2117-Deer Creek Estates Storm Water Outlet )

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on June 20, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, Frank Onweller, Fulton County Engineer, has submitted change order (1-Final) to Contract 2013-020 on behalf of Damman Trenching & Excavating LLC due to additions to and deductions from original materials and labor from plan to field construction as associated with Ditch Improvement 2117-Deer Creek Estates Storm Water Outlet Project, thereby resulting in a net decrease of \$1,414.91 to the contract herein; and

**WHEREAS, Also submitted is a pay request (2-FINAL)** as part of Contract 2013-020 for work performed under herein in the total amount of \$1,674.53; and

**WHEREAS**, Frank Onweller, Fulton County Engineer, has reviewed the change order and pay request as submitted and recommends approval thereof; and

**WHEREAS**, Frank Onweller, the County Engineer states that this project is fully completed, inspected, and approved and therefore further recommends approval of paying the principal balance of the retainage in full to the contractor as requested, plus any and all interest accrued on the principal to date, subject to any bank fees and charges incurred; and

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners hereby approves Change Order #2 to Contract 2013-020 with Damman Trenching & Excavating, LLC. thereby **DECREASING Contract 2013-020 in the amount of \$1,414.91** for the reasons set forth hereinabove; and

**BE IT FURTHER RESOLVED**, that the Fulton County Board of Commissioners hereby approves the pay request (2-FINAL) as submitted in the amount of \$1,674.53, which includes the release of retainage; and

**BE IT FURTHER RESOLVED**, the Fulton County Board of Commissioners direct the release of retainage withheld subject to the terms and conditions of the contract herein, plus any and all interest accrued on the principal to date, subject to any and all bank fees and charges incurred; 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:**

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Paul Barnaby

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

cc: Treas; Engineer; Contractor project file

**RESOLUTION 2013 – 548**

In the Matter of Resolution to Enter Into ) Office of County Commissioners  
Contract 2013-53 with Geddis Paving & Excavating Inc. ) Fulton County, Ohio  
For Village of Lyons McKinley & Fulton St. Project - ) June 20, 2013  
FY12 CDBG Grant B-F-12-1AX-1 )

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on June 20, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht.

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, bids were received on May 9, 2013 for the Village of Lyons McKinley & Fulton St. Resurfacing Project for B-F-12-1AX-1; and

**WHEREAS**, on June 6, 2013, upon the recommendation of the Regional Planning Director, the bid was awarded to Geddis Paving and Excavating, Inc. in the amount of \$62,346.75 and a contract has been successfully negotiated therein.

**THEREFORE BE IT RESOLVED**, that the Board of Fulton County Commissioners enters into Contract 2013-53 with Geddis Paving & Excavating, Inc. for the Village of Lyons McKinley & Fulton St. Resurfacing Project for the FY12 CDBG Grant B-F-12-1AX-1 in the amount of **\$62,346.75**, subject 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

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer Connors, Clerk

Cc: Auditor, Regional Planning

**RESOLUTION 2013-549**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Personnel Action for Department of Job ) Fulton County, Ohio  
And Family Services ) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session on the June 20, 2013, pursuant to notice, at the office of said board with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, correspondence was submitted by the Director of the Department of Job and Family Services thereby requesting the move of an employee currently holding the position of Eligibility Referral Specialist 1 for said Department to the impending vacant position of Eligibility Referral Specialist 2-Work Activities Coordinator; and

**WHEREAS**, subsequent to the move the Director is further requesting a pay increase of \$.50 per hour to compensate for the increase in responsibility; and

**THEREFORE BE IT RESOLVED**, that upon due consideration and pursuant to the recommendation of the Director of the Department of Job and Family Services, the Fulton County Commissioners do hereby authorize the move of Jessica Perry, Eligibility Referral Specialist 1 to position of Eligibility Referral Specialist 2-Work Activities Coordinator, effective Pay Period Ending June 29, 2013; and

**BE IT FURTHER RESOLVED**, that the Fulton County Board of Commissioners do hereby authorize an increase in wages, in the amount of \$0.50 per hour, for Jessica Perry, Eligibility Referral Specialist 2-Work Activities Coordinator for the Department of Job and Family Services, effective upon the move indicated herein, pay period ending June 29, 2013; 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

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Perry Rupp

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

Copy to: DJFS; file

**RESOLUTION 2013-550**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Personnel Action for Department of Job ) Fulton County, Ohio  
And Family Services ) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session on the June 20, 2013, pursuant to notice, at the office of said board with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, correspondence was submitted by the Director of the Department of Job and Family Services thereby requesting the move of an employee currently holding the position of Eligibility Referral Specialist 2 for said Department to the vacant position of Eligibility Referral Specialist 2-Medicaid Specialist; and

**WHEREAS**, subsequent to the move the Director is further requesting a pay increase of \$1.00 per hour to compensate for the increase in responsibility; and

**THEREFORE BE IT RESOLVED**, that upon due consideration and pursuant to the recommendation of the Director, the Fulton County Commissioners hereby authorizes the move of Melissa Reinbolt, Eligibility Referral Specialist 2 to position of Eligibility Referral Specialist 2-Medicaid Specialist, effective Pay Period Ending June 29, 2013; and

**BE IT FURTHER RESOLVED**, that the Fulton County Board of Commissioners do hereby authorize an increase in wages, in the amount of \$1.00 per hour, for Melissa Reinbolt, Eligibility Referral Specialist 2-Medicaid Specialist for the Department of Job and Family Services, effective upon the move indicated herein, pay period ending June 29, 2013; 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.

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

Copy to: DJFS; file

**RESOLUTION 2013-551**

In the Matter of Resolution to Appoint ) Office of County Commissioners  
Fulton County Dog Warden ) Fulton County, Ohio  
) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, due to the extended leave of the Dog Warden the Assistant Dog Warden, Brian Banister, therein assumed the responsibilities of the Dog Warden’s Office, as Dog Warden pro tem; and

**WHEREAS**, Dog Warden, Pete Skeldon, has since tendered his resignation, which was subsequently accepted by the Board of Commissioners on May 31, 2013; and

**WHEREAS**, as it has now become necessary to appoint a permanent Dog Warden, the Board of Commissioners recognizes and appreciates the job performance demonstrated by Mr. Banister while Acting Dog Warden and would like to appoint Mr. Banister as Fulton County Dog Warden in fact.

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby appoint Brian Banister to the position of Fulton County Dog Warden, effective Monday, June 17, 2013, pay period ending June 29, 2013; 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

Copy To: Payroll; Personnel File

**RESOLUTION 2013-552**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
 Perry Rupp  
 Bill Rufenacht

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
2013001262	VILLA76	06/04/2013	1839.94
2013001263	CITYO89	06/04/2013	5965.00
2013001272	IONME50	06/06/2013	1500.00
2013001299	KOSTH50	06/11/2013	71.92
2013001301	ZOLLM50	06/11/2013	476.00
2013001302	CITYO89	06/11/2013	1979.00
2013001310	BRITS50	06/13/2013	25000.00
2013001319	CORRP50	06/13/2013	1490.00
2013001321	STANT20	06/13/2013	4000.00
2013001324	EMERG70	06/13/2013	10304.00
2013001325	EMERG70	06/13/2013	3000.00
2013001326	EMERG70	06/13/2013	3000.00
		<b>TOTAL</b>	<b>\$58,625.86</b>

**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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Perry Rupp	Perry Rupp	Perry Rupp
_____	_____	_____
Bill Rufenacht	Bill Rufenacht	Bill Rufenacht

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

Attest: \_\_\_\_\_  
 Jennifer L. Connors, Clerk

cc: Auditor

**RESOLUTION 2013-553**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) June 20, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with all members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

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

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Paul Barnaby

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Paul Barnaby

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Perry Rupp

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

**RESOLUTION 2013-\_\_\_\_\_**

In the Matter of Resolution to Grant Extension	)	Office of County Commissioners,
To Complete Survey, Reports and Schedules for	)	Fulton County, Ohio
<b>Ditch Improvement 2111</b> as filed for by	)	June 20, 2013
William Lambert et al.	)	

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on June 20, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner \_\_\_\_\_ moved for the adoption of the following resolution:

**WHEREAS**, a request has been received from Rod Creager, Chief Deputy Engineer, for an extension of time to file the survey, reports, and schedules as associated with Ditch Improvement 2111, filed for by William Lambert, et al., to allow further time to complete the project drawings; and

**THEREFORE BE IT RESOLVED**, for the reason set forth in Mr. Creager’s request, the Fulton County Board of Commissioners hereby grants an extension of time to complete the survey, reports and schedules as requested for Ditch Improvement 2111-Lambert \_\_\_\_\_ **at** \_\_\_\_\_; 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:

<b>Voting Aye thereon:</b>	<b>Voting Nay thereon:</b>	<b>Abstain:</b>
_____ Paul Barnaby	_____ Paul Barnaby	_____ Paul Barnaby
_____ Perry Rupp	_____ Perry Rupp	_____ Perry Rupp
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: \_\_\_\_\_  
Jennifer L. Connors, Clerk

Copy to: R. Creager; Ditch File