

Description	Minutes-Fulton County Commissioners Meeting		
Date	12/3/2013	Location	Commissioners Chambers 152 South Fulton Ste. 270 Wauseon, Ohio 43567
Time	Speaker	Note	
9:00:17 AM		<p>Call Meeting to Order</p> <p>Pledge of Allegiance</p> <p>Opening Prayer</p> <p>Roll Call Attendance: Commissioners Rufenacht & Barnaby Present, Commissioner Rupp Absent</p>	
9:01:39 AM		Resolution 2013-1100 Approve Minutes of November 26, 2013 Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.	
9:02:04 AM		Resolution 2013-1101 Approve Agenda As Presented or Amended Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.	
9:02:20 AM		Resolution 2013-1102 Approve Payment of Bills Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Motion carried unanimously.	
9:02:48 AM		<p>Continue Discussion of Length of Time to Pay Assessments for Ditch Project 2113-Debacker: Vond Hall, County Administrator stated generally the board gives a 5 year term on the assessment payments, but can, at its discretion, give up to 15. Resolution 2013-1112:Take Resolution 2013-1093 Off The Table Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Barnaby, yes. Motion carried unanimously. Resolution 2013-1093 Amending Resolution 2013-1083 Affirming Former Order, Confirming the Assessments, and Ordering the Letting of Contracts; Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Barnaby, yes. Motion carried unanimously. Assessments to be paid within 7 years.</p>	
9:05:32 AM		Review Unemployment Rates for September & October 2013	
9:06:18 AM		Review 2006-2012 Expenditures for Veterans Comparison Report	

9:07:07 AM		Review Fulton County Prosecutor's 2013 DTAC Report
9:07:26 AM		Review Dog Warden Report for Week Ending November 16, 2013: 4 strays were picked up; 1 dog was retrieved by its owner; 4 dogs were redeemed; \$30 in boarding fees was collected; 1 license was issued; 3 citations were issued; 2 dogs were destroyed; 1 report of a dog in other animals; 70 phone calls were answered; 28 total dogs through the week in the Warden's facilities
9:07:59 AM		Resolution 2013-1103 Increase & Transfer Appropriations for Various Departments Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
9:08:25 AM		Resolution 2013-1104 Approve Then & Now Purchase Orders Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
9:08:52 AM		Resolution 2013-1105 Increase Pleasant View Waste Water Treatment Plant Sludge Hauling Contract 198-062, Lyons Septic Tank Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
9:09:49 AM		Resolution 2013-1106 Certify Delinquent Accounts for Northeast Water System Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. Commissioner Barnaby inquired as to the status of the owner of this property and Ziad Musallam, Sanitary Engineer reported that it is currently in foreclosure with a pending sheriff's sale. He states that if the delinquent account is not certified prior to the sale then the county will lose the claim for money. He also reports that this is the only delinquent account in need of certifying for the Northeast Water System out of 500+ accounts. Motion carried unanimously.
9:11:28 AM		Resolution 2013-1107 Approve Change Order for Contract 2013-53, Geddis Paving & Excavating for Village of Lyons, Fulton & McKinley Streets Resurfacing Project Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. David Wright, Regional Planning Director reports that draining issues have caused a change order to be necessary and that the CDBG grant will be fully utilized with the Village of Lyons paying the balance of the change order. Motion carried unanimously.
9:13:25 AM		Resolution 2013-1108 Appoint Member to Fulton County Airport Authority Board Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion. The Airport Authority is

		recommending Nathanael Everson be appointed to a 3 year term on its board. Commissioner Barnaby inquired as to Mr. Everson's county of residence, and Commissioner Rufenacht stated that he believes it to be Henry County, however, Mr. Everson is a tenant at the Fulton County Airport. Motion carried unanimously.
9:15:00 AM		Resolution 2013-1109 Cancel Session December 10, 2013 Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. No quorum will be available as two commissioners will be attending the annual CCAO Winter Conference in Columbus. Motion carried unanimously.
9:16:03 AM		Resolution 2013-1110 Approve Change Order 1-final, Contract Payment Request 1-final, Oglesby Construction, Inc. for 2013 Water Based Pavement Marking Program Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Upon calling the roll, the following vote was taken: Rufenacht, yes; Barnaby, yes. Motion carried unanimously.
9:18:43 AM		Resolution 2013-1111 Approve Purchase Orders & Travel Requests Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
9:23:15 AM		ADJOURN Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the motion.
		Submitted by: Teri Suarez APPROVED by: THE FULTON COUNTY BOARD OF COMMISSIONERS _____ Paul Barnaby _____ Bill Rufenacht ATTESTED by: _____ Teri S. Suarez, Clerk

RESOLUTION 2013-1100

In the Matter of Resolution Approving) Office of County Commissioners
Minutes of Regular Session of November 26, 2013) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
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 November 26, 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:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-1101

In the Matter of Resolution to Approve) Office of County Commissioners
Agenda as Amended or Presented) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
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 approves the agenda as amended or presented for: December 3, 2013.

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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-1102

In the Matter of Resolution Approving) Office of County Commissioners,
Payment of Bills) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

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

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

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

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

Voting Aye thereon:

Voting Nay thereon:

Abstain:

Paul Barnaby

Paul Barnaby

Paul Barnaby

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-1103

In the Matter of Resolution to Lower Purchase Orders) Office of County Commissioners
 Increase & Transfer Appropriations for Various) Fulton County, Ohio
 Departments) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, it is necessary to lower purchase orders for the Northeast Water System; and

WHEREAS, it is necessary to increase appropriations for the Public Utilities Department for landfill expenses; and

WHEREAS, it is necessary to transfer appropriations for the Public Utility and EMA departments to meet expenses for the remainder of 2013; and

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

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby authorizes the following **PURCHASE ORDER BE LOWERED**:

PO#	VENDOR#	LINE	AMOUNT
2013001822	BLANKET	2245-12126-5-59000	\$1,030.67
2013002121	GENES60	2520-15907-5-60000	\$14.40

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

AMOUNT	ACCOUNT	
\$49.47	4170-20921-5-96000	Other Expenses-Landfill

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

AMOUNT		ACCOUNT	
\$155.15	From:	5120-62903-5-41000	Services-Airport Sewer District
\$155.15	To:	5102-63903-5-60000	Equipment-Airport Sewer District
\$562.73	From:	5103-62903-5-42100	Repairs-Pleasant View Sewer District
\$92.73	To:	5103-63903-5-51000	Supplies-Pleasant View Sewer District
\$470.00	To:	5103-62903-5-41000	Services-Pleasant View Sewer District
\$155.15	From:	5104-62903-5-41000	Services-Pettisville Sewer District
\$155.15	To:	5104-63903-5-62000	Equipment-Pettisville Sewer District
\$10.00	From:	5108-70903-5-96000	Other Expenses-Industrial Discharge
\$10.00	To:	5108-63903-5-51000	Supplies-Industrial Discharge
\$2,300.00	From:	2310-13911-5-20300	Medicare-Emergency Management
\$2,300.00	To:	2310-13911-5-20400	Hospital Insurance-Emergency Management

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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri S. Suarez, Clerk

RESOLUTION 2013-1104

In the Matter of Resolution to Approve) Office of County Commissioners,
 Then and Now Purchase Orders and Payments) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
 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
2013002360	NAPAA50	11/7/2013	\$200.00
2013002382	DOLBE50	11/12/2013	\$1,469.00
2013002398	ALLIE35	11/14/2013	\$338.70
2013002418	TREAS13	11/19/2013	\$2,506.64
2013002419	ARAMA50	11/19/2013	\$200.00
2013002420	WAUSE05	11/19/2013	\$.26
2013002421	CONTR70	11/19/2013	\$20.00
2013002422	GRISI70	11/19/2013	\$100.00
2013002423	CNASU50	11/19/2013	\$100.00
2013002424	UNITE97	11/19/2013	\$820.00
2013002426	HAMMO60	11/19/2013	\$136.75
2013002430	TREAS50	11/19/2013	\$384.00
2013002431	VILLA68	11/19/2013	\$16,841.91
2013002435	AESCH50	11/19/2013	\$550.45
2013002444	LANGE40	11/19/2013	\$785.00
2013002461	TREAS50	11/21/2013	\$929.28
2013002464	FMSTA40	11/21/2013	\$467.40
2013002346	ZASHI45	11/5/2013	\$5,000.00
2013002419	ARAMA50	11/19/2013	\$200.00
2013002477	KIMBA50	11/26/2013	\$83.30
2013002479	TOLED35	11/26/2013	\$350.00
2013002482	MASTI50	11/26/2013	\$4,480.00
2013002483	ALLIE75	11/26/2013	\$13,008.25
		TOTAL	\$48,970.94

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:
_____	_____	_____
Paul Barnaby	Paul Barnaby	Paul Barnaby
_____	_____	_____
Bill Rufenacht	Bill Rufenacht	Bill Rufenacht

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

Attest: _____
 Teri Suarez, Clerk

cc: Auditor

RESOLUTION 2013 - 1105

In the Matter of Resolution to Increase) Office of County Commissioners
Pleasant View WWTP Sludge Hauling) Fulton County, Ohio
Contract 198-062 Lyons Septic Tank Cleaning) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 3, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Fulton County entered into Contract 198-062 with Lyons Septic Tank Cleaning to haul sludge from Pleasant View WWTP; and

WHEREAS, a request has been made by the Director of Fulton County Public Utilities to increase Contract 098-062 between Board of County Commissioners of Fulton County and Lyons Septic Tank Cleaning;

THEREFORE BE IT RESOLVED, that Contract No. 198-062 between the Board of County Commissioners of Fulton County and Lyons Septic Tank Cleaning be increased by \$470.00 to cover the cost of hauling sludge for November 2013;

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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

Cc: Auditor's Dept. of Public Utilities

RESOLUTION 2013 - 1106

In the Matter of Resolution to Certify) Office of County Commissioners
Delinquent Accounts for Northeast Water System) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 3, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, the Board of Fulton County Commissioners had approved, as part of Resolution 2010-190, a water billing process for the Northeast Water System; and

WHEREAS, water service charges that are not paid as required by Section 3.11 of the Northeast Water System Rules and Regulations shall become delinquent and be considered a lien on subject property; and

WHEREAS, pursuant to Section 6103.02 of the Ohio Revised Code, the Board of Fulton County Commissioners wishes to certify all delinquent water charges with any applicable penalties and fees to the County Auditor to place them upon the real property tax list which shall be considered a lien on such property and shall be collected in the same manner as other taxes.

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners hereby certify the listed 2013 Northeast Water System water accounts (attached Exhibit A) as delinquent and authorize the County Auditor to bill each property owner for all delinquent water charges with any applicable penalties and fees by placing the certified amount upon the real property tax list and duplicate against the property served by the connection.

BE IT FURTHER RESOLVED that the certified amount shall be a lien on the property from the date placed on the real property tax list and duplicate and shall be collected in the same manner as taxes until full payment paid.

BE IT FURTHER RESOLVED, that it is found and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

Cc: Auditor's Dept. of Public Utilities

RESOLUTION 2013-1107

In the Matter of Resolution to Approve Change Order) Office of County Commissioners
No. 2 for Village of Lyons, McKinley and) Fulton County, Ohio
Fulton Streets FY12 CDBG Project) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 3, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, Geddis Paving, Inc., has submitted a change order (2) thereby requesting an increase to Contract 2013-53 in the amount of \$24,909.55 for the FY12 CDBG Village of Lyons, McKinley & Fulton Street Resurfacing Project; and

THEREFORE BE IT RESOLVED, that the Fulton County Board of Commissioners hereby approves change order (2) as presented thereby increasing Contract 2013-53 an additional \$24,909.55 bringing the total contract price to \$87,256.30 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

Cc: RPC; file

RESOLUTION 2013-1108

In the Matter of Resolution Appointing) Office of County Commissioners
Member to Airport Authority Board) Fulton County, Ohio
) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, correspondence has been received from the Fulton County Airport Authority Board advising of their recommendation to appoint Mr. Nathanael Everson to fill a vacant seat on the Airport Authority Board; and

THEREFORE BE IT RESOLVED, that the Board of Commissioners of Fulton County are in accord with said recommendation and hereby appoint Mr. Nathanael Everson to serve a three (3) year term on the Fulton County Airport Authority Board, commencing December 1, 2013, and expiring November 30, 2016; 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
_____ Bill Rufenacht	_____ Bill Rufenacht	_____ Bill Rufenacht

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

Attest: _____
Jennifer L. Connors, Clerk

Copy to: AP Auth; AP File; Advisory Board Binder

RESOLUTION 2013-1109

In the Matter of Resolution to Cancel) Office of County Commissioners
Fulton County Board of Commissioners) Fulton County, Ohio
Regular Session on December 10, 2013) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 3, 2013 at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a regular session of the Fulton County Board of Commissioners is scheduled to be held on Monday, December 10, 2013; and

WHEREAS, the Board wishes to cancel session on this date due to their attendance at the CCAO Winter Conference in Columbus, Ohio and no quorum will be available.

THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby cancel their regular session scheduled for Monday, December 10, 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	Paul Barnaby	Paul Barnaby
_____	_____	_____
Bill Rufenacht	Bill Rufenacht	Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

RESOLUTION 2013-1110

In the Matter of Resolution to Approve Change Order #1) Office of County Commissioners
(Final) & Pay Request #1 (Final) for Ogelsby Construction,) Fulton County, Ohio
Inc. for 2013 Pavement Marking Program) December 3, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on December 3, 2013, at 152 S. Fulton St., Wauseon, Ohio, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following resolution:

WHEREAS, a change order (1-FINAL) was submitted by Ogelsby Construction, Inc., to INCREASE Contract 2013-28 in the total amount of \$3,368.00 (\$839.68 attributable to Fulton County) due to additional work performed from plan to field construction as associated with the 2013 Fulton County Pavement Marking Program; and

WHEREAS, also submitted was a pay request (1-FINAL) as part of Contract 2013-28 for work performed therein in the total amount of \$37,469.18; and

WHEREAS, Frank Onweller, Fulton County Engineer, has inspected all work to which the contract applies and finds the work performed to be satisfactory and substantially complete in accordance with the contract documents herein, and therefore recommended approval of the change order and pay request as submitted.

THEREFORE BE IT RESOLVED, that the Board of Fulton County Commissioners hereby approves Change Order #1-final to Contract 2013-28 with Ogelsby Construction Inc., thereby **INCREASING Contract 2013-28 in the total amount of \$3,368.00** for the reasons set forth hereinabove; and

BE IT FURTHER RESOLVED, that the Fulton County Board of Commissioners hereby approves the pay request (1-FINAL) as submitted in the amount of \$37,469.18, which represents payment in full on said contract; and

BE IT FURTHER RESOLVED, the Board President shall execute a Certificate of Substantial Completion; 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

Bill Rufenacht

Bill Rufenacht

Bill Rufenacht

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

Attest: _____
Teri Suarez, Clerk

cc: Engineer; Project File

RESOLUTION 2013-1093

AMENDING RESOLUTION 2013-1083 AFFIRMING FORMER ORDER, CONFIRMING THE ASSESSMENTS, AND ORDERING THE LETTING OF THE CONTRACTS pursuant to ORC §6131.21-24

In the matter of the Single County) Office of County Commissioner's
Ditch No. 2113 Petitioned for by) Fulton County, Ohio
Roger Debacker, et al.) December 3, 2013

The Board of County commissioners of Fulton County, Ohio met in regular session on this 3rd day of December, 2013 pursuant to notice, at the office of said Board, with the following members present:

Paul Barnaby
Bill Rufenacht

Commissioner _____ moved for the adoption of the following Resolution:

WHEREAS, it being brought to the attention of this Board that Resolution 2013-1083 passed heretofore on November 21, 2013 after deliberations at the Final Hearing on Ditch Improvement 2113, petitioned for by Roger Debacker, et al., did not include a determination of the date of the letting of the contracts, or the number of years or semi-annual installments for the assessments levied therein, the Board amends said resolution to include the following orders:

BE IT RESOLVED, that pursuant to Ohio Revised Code §6131.23 _____ YEARS shall be the period of time, in semi-annual installments, as taxes are paid, given to the owners of land benefitted by the improvements to pay the assessments that may be made for the improvement herein; and that bonds or notes of said County shall be issued and sold in anticipation of the collection of said assessments; and

BE IT FURTHER RESOLVED, that the 30th day of January, 2014 at 10:00 a.m. at the office of said Board is hereby fixed as the time and place for the County Engineer to receive bids, with bids being opened and publicly read aloud at 10:01 a.m.; and

BE IT FURTHER RESOLVED, that the County Engineer is hereby directed to prepare the necessary bid documents and legal advertisements; and

BE IT FURTHER RESOLVED, that the County Engineer be and hereby is directed to give at least two (2) weeks public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the County Engineer is hereby directed to send copies of the notice by mail to dealer and manufacturers, and all bids shall be received at the office of said Board; and

BE IT FURTHER RESOLVED, that the notice of letting shall be given by posting in the Fulton County Expositor and on the Fulton County Website at www.fultoncountyoh.com.

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 resolution and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye thereon: Voting Nay thereon: Abstain:
Paul D. Barnaby Paul D. Barnaby Paul D. Barnaby
Bill Rufenacht Bill Rufenacht Bill Rufenacht

BOARD OF COUNTY COMMISSIONERS
FULTON COUNTY, OHIO

Attest: Teri S. Suarez, Clerk

Copy to: Rod Creager
Jennifer Connors
Auditor