

<b>12/17/2013</b>	<b>MINUTES-Fulton County Commissioners Session</b> 152 South Fulton Street, Suite 270 Wauseon, Ohio 43567
<a href="#">9:00:32 AM</a>	Call Meeting to Order  Pledge of Allegiance  Opening Prayer  Roll Call Attendance: All Present
<a href="#">9:01:35 AM</a>	Resolution 2013-1143 Approve Minutes of December 12, 2013 Commissioner Barnaby made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
<a href="#">9:02:37 AM</a>	Resolution 2013-1144 Approve Agenda As Presented or Amended Commissioner Barnaby made the motion and Commissioner Rupp seconded the motion. Amended to add discussion of non-emergency transportation and as Mr. Smith is unable to attend today, cancel his appearance. Also amended to add an executive session regarding compensation. 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="#">9:05:13 AM</a>	Discuss Appropriations Increase Request for Western District Court: The Court has made a request for an increase of appropriations in the amount of \$4000.00 to replace two copiers that they are now leasing from Current Office Solutions. Because it is the end of the year they are out of appropriations in their equipment line. Commissioner Rupp stated he felt it best if this was part of their 2014 expenditures as opposed to the end of the current year..
<a href="#">9:07:52 AM</a>	Review Ohio Division of Liquor Control Notice: Kreuzers LLC dba Kreuzers & Smith's Catering: No Objections
<a href="#">9:08:59 AM</a>	Discuss Transfer Station Load Policy: Ziad Musallam offered that the current policy is too vague and is causing customer complaints. Commissioner Barnaby stated that in his opinion all loads, no matter their make-up, should be covered with a tarp. Mr. Musallam stated that most patrons of the transfer station are amenable to the rule. Others will wait until they are about to pull in to stop and cover their load of waste. Commissioner Rupp stated that as there is a state rule in place the board should make sure that their policy accurately reflects those stipulations. Commissioner Rufenacht asked that if someone had an old anvil to dispose of, would you require that the anvil be tarped? There is no chance of it flying out of the truck. Commissioner Barnaby stated that yes, he feels it should be tarped and secured as even though it may not "fly" out, it could slide out of the back of the truck as things are known to do on occasion. Administrator Hall asked how the change in rules would be implemented? What of staggering the fines? Administrator Hall stated he doesn't want the transfer station operators to have to be put into a position where they have to make a personal judgment without guidelines from the board. Discussions will continue.
<a href="#">9:21:21 AM</a>	Review Sanitary Engineer's Response to Landfill Monitoring Violation Notice: Mr. Musallam

	has notified the Ohio EPA of the plan to increase leachate hauling until the levels are acceptable again.
<a href="#">9:24:54 AM</a>	Review Outstanding Performance Award Notice-Fulton County CSEA: The Fulton County CSEA has been recognized by the Ohio Department of Job & Family Services for: Best Performance Paternity Establishment in the Medium-Small Caseload Division for 2013
<a href="#">9:25:57 AM</a>	Review Request of Fulton County Job & Family Services Director-Taxable Fringe Benefit Policy Addendum: Amy Metz-Simon has requested the Board of Commissioners amend its taxable use benefits policy to add personal tablets. Currently a stipend is in place for required use of a cell phone in the amount of \$25 per month. She currently reports that one of her supervisors regularly uses her personal tablet in the field. Commissioner Rufenacht inquired as to the amount of the cell phone stipends being paid per month for JFS, and if a person is receiving the stipend, will they also receive the tablet stipend? Commissioner Rupp stated that this would be best to decide when they see the total number of stipends being paid for the department. Discussion to continue.
<a href="#">9:31:38 AM</a>	Review Request of Fulton County Job & Family Services Director-Probationary Wage Increases. Currently the wages policy is that after a probationary period a JFS employee is entitled to a \$.50 raise in their hourly wage. Ms. Metz-Simon is requesting that the raise be discontinued and instead added to the original starting salary. Commissioner Rufenacht stated he feels this is a good move as it may help potential employees in their job acceptance decision. Resolution 2013-1156 Rescind Resolution 2001-363: 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="#">9:33:53 AM</a>	Resolution 2013-1145 Increase & Transfer Appropriations for Various Departments Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
<a href="#">9:34:39 AM</a>	Resolution 2013-1146 Designate 2014 Official Representative and Alternate for Voting at Annual CCAO Membership Meetings It was decided that they would name the board president and vice-president. Those people will be chosen in January. 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.
<a href="#">9:36:46 AM</a>	Resolution 2013-1147 Approve Draw of CDBG Funds-Village of Lyons McKinley/Fulton Streets & Fayette Water Meters Projects: This draw is for a total of \$103,061.00 with \$43,921.00 allocated to the Fayette Water Meters Upgrade Project and \$59,140.00 allocated to the Village of Lyons McKinley/Fulton Streets Resurfacing Project. The Village of Lyons will be paying the balance of \$15,356.30 for this project as it exceeded grant funds. 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="#">9:39:45 AM</a>	Resolution 2013-1148 Approve Request for Extension of Time CDBG Project-Fayette Water Meters and Authorize Board President to Sign Project completion deadline request: June 30, 2014, deadline for payment requests: July 31, 2014 and deadline for the final performance report: August 31, 2014. 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="#">9:40:53 AM</a>	Resolution 2013-1149 Approve FY2014 Fulton County Airport FAA Pre-Application and Authorize Board President to Sign 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="#">9:41:51 AM</a>	Resolution 2013-1150 Approve 2014-2024 Airport Capital Improvement Plan and Authorize Board President to Sign Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Annual 10 year plan update, anticipating equipment and improvement needs. Motion carried unanimously.
<a href="#">9:43:07 AM</a>	Resolution 2013-1151 Appoint Member to Fulton County Airport Authority Board Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Jerry Stewart, Sr. has been recommended to fill an available seat on this board. Resolution 2013-1158 Table Resolution 2013-1151 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. Tabled to discuss legality with the County Prosecutor.
<a href="#">9:47:16 AM</a>	Resolution 2013-1152 Enter Into Contract 2013-127 with Community Teaching Homes for IV-E Services on Behalf of Department of Job and Family Services 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="#">9:47:55 AM</a>	Resolution 2013-1153 Approve Then & Now Purchase Orders 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.
<a href="#">9:48:51 AM</a>	Resolution 2013-1154 Approve Purchase Orders & Travel Requests Commissioner Rupp made the motion and Commissioner Rufenacht seconded the motion. Motion carried unanimously.
<a href="#">9:49:25 AM</a>	Discuss Fulton County Transportation Program: Ohio Revised Code 307.05 states that non-emergency transportation services can be provided by a county only if its population is less than 40,000. Fulton County's population is currently greater than 40,000. Transportation services provided by departments such as the Senior Center and Veterans Services Office are governed under other statues and are only available to those who meet specific criteria. Resolution 2013-1155: Resolution to Describe Potential Centralized County Transportation Options 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="#">10:03:23 AM</a>	Bid Opening: 2014 Aggregate-FC Engineer: 6 bids were received with various amounts for the various types of aggregate as requested. Bids were from: Gerken Materials-Napoleon, Ohio The Custar Stone Co-Napoleon, Ohio Kuhlman Corp-Maumee, Ohio

	<p>Hanson Aggregates Midwest-Woodburn, Indiana  Shelly Stone Co-Clay Center, Ohio  Viking Trucking, Inc.-Ridgeville Corners, Ohio</p> <p>Bids were forwarded to the Fulton County Engineer for review and recommendation.</p>
<a href="#">10:06:41 AM</a>	<p>Bid Opening: 2014 Concrete Pipe-FC Engineer:  One bid was received with various amounts for the different types and sizes of concrete pipe as requested:</p> <p>Independent Concrete Pipe-Sylvania, Ohio</p> <p>This bid was also forwarded to the Fulton County Engineer for his review and recommendation</p>
<a href="#">10:14:18 AM</a>	<p>2013-1157: Resolution to Hold an Executive Session to Discuss the Compensation of a Public Employee Pursuant to ORC §121.22(G)(1)  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="#">12:25:24 PM</a>	<p>Out of Executive Session-No Action Taken</p>
<a href="#">12:25:27 PM</a>	<p>Adjourn: Commissioner Rufenacht made the motion and Commissioner Barnaby seconded the Motion.</p>
	<p>Submitted by:  Teri Suarez</p> <p>APPROVED by:  THE FULTON COUNTY BOARD OF COMMISSIONERS</p> <p>_____  Paul Barnaby</p> <p>_____  Perry Rupp</p> <p>_____  Bill Rufenacht</p> <p>ATTESTED by:</p> <p>_____  Teri S. Suarez, Clerk</p>



**RESOLUTION 2013-1144**

In the Matter of Resolution to Approve ) Office of County Commissioners  
Agenda as Amended or Presented ) Fulton County, Ohio  
) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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 approves the agenda as amended or presented for: December 17, 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:**

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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: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1145**

In the Matter of Resolution to Establish Lines; ) Office of County Commissioners  
 Lower a PO & Transfer Appropriations ) Fulton County, Ohio  
 For Various Departments ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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 establish line items for the 2<sup>nd</sup> half of the FY2014 Community Corrections Grant; and

**WHEREAS**, a request has been made by the Public Utilities Department to lower a purchase order; and

**WHEREAS**, it is necessary to transfer appropriations for various departments to meet expenses for the remainder of 2013;

**THEREFORE BE IT RESOLVED**, the Board of Commissioners authorized the following LINES BE ESTABLISHED:

2387-13138-5-10301	Salary-CCG FY14
2387-13138-5-20101	PERS-CCG FY14
2387-13138-5-20201	Workers Comp-CCG FY14
2387-13138-5-20301	Medicare-CCG FY14
2387-13138-5-31000	Travel-CCG FY14
2387-13138-5-32000	Training-CCG FY14
2387-13138-5-36000	Advertising-CCG FY14
2387-13138-5-38100	Vehicle Maintenance-CCG FY14
2387-13138-5-51000	Office Supplies-CCG FY14
2387-13138-5-53200	Medical Supplies-CCG FY14
2387-13138-5-62000	Equipment-CCG FY14

**THEREFORE BE IT RESOLVED**, the Board of Commissioners hereby authorizes the following **PO LOWERED**:

AMOUNT	ACCOUNT	
\$226.13	2415-14902-5-41000	CITYO89

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

AMOUNT		ACCOUNT	
\$957.27	From:	2120-11200-5-41000	Contract Services-REA
\$957.27	To:	2120-11200-5-62000	Equipment-REA
\$560.70	From:	6000-63202-5-62000	Equipment-GIS
\$560.70	To:	6000-61800-5-20100	PERS-GIS
\$200.00	From:	2120-11200-5-20200	Workers Comp-REA
\$200.00	To:	2120-11200-5-20300	Medicare-REA
\$534.31	From:	1000-11200-5-41000	Contract Services-Auditor
\$534.31	To:	1000-11200-5-20100	PERS-Auditor
\$30.00	From:	5102-70903-5-96000	Other Expenses-Airport Sewer District
\$30.00	To:	5102-63903-5-60000	Equipment-Airport Sewer District

**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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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Teri S. Suarez, Clerk

**RESOLUTION 2013-1146**

In the Matter of Resolution to Designate 2014 Official ) Office of County Commissioners  
Representative and Alternate for the Purpose of ) Fulton County, Ohio  
Voting at Annual CCAO Membership Meetings ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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**, Article IV, Section 6, of the Code of Regulations of the County Commissioners' Association of Ohio requires each member county to, for the purpose of voting at any annual or special meeting of the Association, designate an Official Representative and Alternate; and

**WHEREAS**, the designation of the Official Representative and Alternate for a county organized under the statutory form of county government shall be by resolution of the board of county commissioners; and

**WHEREAS**, in designating the Official Representative and Alternate only a member of the board of county commissioners is eligible to be designated as the Official Representative and Alternate;

**NOW THEREFORE BE IT RESOLVED** that \_\_\_\_\_, Fulton County Commissioner, is hereby designated as the Official Voting Representative of Fulton County for 2014; and

**BE IT FURTHER RESOLVED** that \_\_\_\_\_ Fulton County Commissioner, is hereby designated as the Alternate Voting Representative of Fulton County for 2014; 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: \_\_\_\_\_  
Teri Suarez, Clerk

cc: CCAO; filfef

**RESOLUTION 2013-1148**

In the Matter of Resolution to Authorize ) Board of County Commissioners  
Draw Request from Ohio Development ) Fulton County, Ohio  
Services Agency for FY12 Formula Grant ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on the 17<sup>th</sup> day of December, 2013, 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**, the Regional Planning Commission has submitted a request for a draw of funds for execution by the Fulton County Board of Commissioners in the amount of \$59,140.00 for the Village of Lyons, McKinley/Fulton Street Resurfacing Project under Grant No. B-F-12-1AX-1, and

**WHEREAS**, the Regional Planning Commission has submitted a request for a draw of funds for execution by the Fulton County Board of Commissioners in the amount of \$43,921.00 for the Village of Fayette Water Meters Upgrade Project under Grant No. B-F-12-1AX-1, and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby authorize and execute draw of funds in the total amount of \$103,061.00 under Grant No. B-F-11-1AX-1 for submittal to the Ohio Development Services Agency, Office of Community Development; 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: \_\_\_\_\_

Teri Suarez, Clerk

Cc: Regional Planning;ODOD

**RESOLUTION 2013-1148**

In the Matter of Resolution to Authorize ) Board of County Commissioners  
Time Extension Request to Ohio Development ) Fulton County, Ohio  
Services Agency for FY12 Formula Grant ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio, met in regular session pursuant to notice, on the 17<sup>th</sup> day of December, 2013, 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**, the Regional Planning Commission has prepared for review a request for an extension of time on the Village of Fayette-Water Meters Upgrade Project FY12 CDBG funds completion date under Grant No. B-F-12-1AX-1; and

**THEREFORE, BE IT RESOLVED**, that the Fulton County Board of Commissioners hereby approve the request as submitted and authorize Board President to Sign; and

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

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

<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: \_\_\_\_\_

Teri Suarez, Clerk

Cc: Regional Planning;ODOD

**RESOLUTION 2013-1149**

In the Matter of Resolution To Authorize Board ) Office of County Commissioners  
President to Execute FY2014 FAA Grant ) Fulton County, Ohio  
Pre-Application ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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**, Stantec Consulting Services, Inc., consultant for matters associated with the Fulton County Airport, has prepared the FY2014 FAA Grant Pre-Application and submitted said application to the Board of Commissioners for approval and execution thereof; and

**THEREFORE BE IT RESOLVED**, the FY2014 FAA Grant Pre-Application has been reviewed and the Fulton County Board of Commissioners hereby authorize Paul Barnaby, Board President, to execute said application as attached hereto; 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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Bill Rufenacht

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Bill Rufenacht

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1150**

In the Matter of Resolution to Authorize Board ) Office of County Commissioners  
President to Execute FY2015-FY2024 Airport ) Fulton County, Ohio  
Capital Improvement Plan (ACIP) ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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**, Stantec Consulting Services, Inc., consultant for matters associated with the Fulton County Airport, has prepared the FY2015-FY2024 Airport Capital Improvement Plan (ACIP) and submitted said the plan to the Board of Commissioners for approval and execution thereof; and

**THEREFORE BE IT RESOLVED**, the FY2015-FY2024 Airport Capital Improvement Plan has been reviewed and the Fulton County Board of Commissioners find it to be satisfactory and hereby authorize the Board President to execute said plan as attached hereto; 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

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Bill Rufenacht

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

Attest: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1151**

In the Matter of Resolution Appointing ) Office of County Commissioners  
Member to Airport Authority Board ) Fulton County, Ohio  
) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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,** correspondence has been received from the Fulton County Airport Authority Board advising of their recommendation to appoint Mr. Jerry Stewart, Sr. 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. Jerry Stewart, Sr. to serve a three (3) year term on the Fulton County Airport Authority Board, expiring December 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:

<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: \_\_\_\_\_  
Teri Suarez, Clerk

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

**RESOLUTION 2013-1152**

In the Matter of Resolution to Enter Into **Contract** ) Office of County Commissioners  
**2013-127** with Community Teaching Homes for IV-E ) Fulton County, Ohio  
Services on Behalf of Department of Job and ) December 17, 2013  
Family Services

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, December 17, 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 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**, Community Teaching Homes 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**, Community Teaching Homes 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 2013-127** with Community Teaching Homes for IV-E services as described therein; and

**BE IT FURTHER RESOLVED**, said contract shall be in the amount of \$125,000.00 and shall be effective from January 1, 2014 through December 31, 2014; and

**BE IT FURTHER RESOLVED**, that any amendment to said contract 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

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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: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1153**

In the Matter of Resolution to Approve ) Office of County Commissioners,  
 Then and Now Purchase Orders and Payments ) Fulton County, Ohio  
 ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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
2013002459	HENRY30	11/21/2013	\$164.00
2013002487	LODIN45	11/26/2013	\$995.00
2013002493	BRITS50	12/03/2013	\$18,000.00
2013002494	HAMMO62	12/3/2013	\$136.75
2013002495	LEFEV50	12/03/2013	\$2.00
2013002498	BARRE40	12/03/2013	\$754.00
2013002504	LUCAS81	12/3/2013	\$4,074.45
2013002505	CITYO89	12/3/2013	\$1.41
2013002506	ARAMA50	12/3/2013	\$48.32
2013002507	FULTO58	12/3/2013	\$650.00
2013002516	SANDR60	12/3/2013	\$3,098.67
2013002527	BORTO60	12/5/2013	\$470.00
2013002528	OHIOG50	12/5/2013	\$12.55
2013002529	WALMA30	12/5/2013	\$148.84
2013002530	USABL10	12/5/2013	\$410.47
2013002531	USABL10	12/5/2013	\$530.95
		<b>TOTAL</b>	<b>\$29,497.11</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: \_\_\_\_\_

cc: Auditor

Teri Suarez, Clerk

**RESOLUTION 2013-1154**

In the Matter of Resolution Approving ) Office of County Commissioners,  
Purchase Orders and Travel Requests ) Fulton County, Ohio  
) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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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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: \_\_\_\_\_  
Teri Suarez, Clerk

Copy To: File

## RESOLUTION 2013 - 1155

In the Matter of Resolution to ) Office of County Commissioners,  
Describe potential Centralized County ) Fulton County, Ohio  
Transportation options ) December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby, Perry Rupp, and William Rufenacht

Commissioner moved for the adoption of the following resolution:

**WHEREAS**, the Board of Fulton County Commissioners is interested in exploring the potential establishment of a centralized transportation center, and;

**WHEREAS**, a Board of county commissioners is a creature of statute and has only such powers as are expressly or implicitly conveyed to it by statute. *State ex rel. Board of Comm'rs v. Allen*, 86 Ohio St. 244. As such, there must be statutory authority which authorizes a board of county commissioners to become involved in transporting individuals. R.C. 305.23, which was enacted in the fall of 2011, R.C. 305.23 permits the Board to develop a centralized service for transportation/vehicular maintenance, by way of resolution. And;

**WHEREAS**, the resolution, if adopted, shall include the following: (1) The name of the county office that will be the agent and responsible party for administering a centralized service or services, and if the agent and responsible party is not the board of county commissioners, the designation of the county office that has entered into an agreement under division (B) of this section with the board to be the agent and responsible party;

(2) Which county offices are required to use the centralized services;

(3) If not all of the centralized services, which centralized service each county office must use;

(4) A list of rates and charges the county office shall pay for the centralized services;

(5) The date upon which each county office specified in the resolution shall begin using the centralized services.

Not later than ten days after a resolution is adopted under this section, the clerk of the board of county commissioners shall send a copy of the resolution to each county office that is specified in the resolution". And;

**WHEREAS**, R.C. 305.23 permits the Board to develop a centralized service for transportation, there are other such sections of Ohio Law governing transportation services specifically, for example:

**R.C. 173.12** states "The services provided by a multipurpose senior center shall be available to all residents of the area served by the center who are sixty years of age or older, except where legal requirements for the use of funds available for a component program specify other age limits. Persons who receive services from the center may be encouraged to make voluntary contributions to the center, but no otherwise eligible person shall be refused services because of inability to make a contribution. Services provided by the center may include, but are not limited to, the following: Door-to-door vehicular transportation for functionally impaired or other older adults.

**R.C. 5901.03** states, in pertinent part, as follows: "The (Veterans Service) commission's duties shall include but are not limited to the following: establishing regularly scheduled transportation for veterans to and from veterans administration medical centers whose districts the county is within, through contractual agreements or through other arrangements determined by the commission to be most cost-effective;"

With respect to the Department of Job and Family Services the scope of its operation is very broad and involves a variety of obligations under a variety of statues, both state and federal. For example, with respect to JFS' obligation to provide for transportation. And;

**WHEREAS, R.C. 307.05** states as follows: "A board of county commissioners may operate an ambulance service organization or emergency medical service organization, or, in counties with a population of forty thousand or less, may operate a nonemergency patient transport service organization. And;

**WHEREAS,** any county may operate an emergency medical services organization, only counties with less than forty thousand people may operate a non-emergency transportation system. However, notwithstanding that fact, non-emergency patient transportation is permitted if it is authorized by one of the other statues described herein (i.e., transportation of seniors pursuant to **R.C. 173.12** would still be permissible, etc.).

**THEREFORE, BE IT RESOLVED, the Board of Fulton County Commissioners is terminating its nonemergency patient transport service effective December 31, 2013 to comply with Ohio Law.**

**BE IT FURTHER RESOLVED,** any county resident that may be eligible to receive transportation services based upon other sections of Ohio law should contact the applicable agency immediately to keep from a break in service.

**BE IT FURTHER RESOLVED,** that the Board of Fulton County Commissioners will continue to explore the potential establishment of a centralized transportation center under the laws of Ohio, 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: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1156**

In the Matter of Resolution to Rescind        )  
Resolution 2001-363                                )  
  )  
  )        Office of County Commissioners  
  )        Fulton County, Ohio  
  )        December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 2013, at 152 South Fulton Street, Wauseon, Ohio, with the following members present:

Paul Barnaby  
Perry Rupp  
Bill Rufenacht

Commissioner Barnaby moved for the adoption of the following resolution:

**WHEREAS**, Resolution 2001-363 to authorize a \$.50 probationary wage increase for Job & Family Services Employees was unanimously approved by the Fulton County Board of Commissioners, and

**WHEREAS**, a request by the Job & Family Services Director to rescind the resolution and instead increase the starting wage of its employees by \$.50 has been submitted;

**THEREFORE BE IT RESOLVED**, that the Fulton County Board of Commissioners shall rescind Resolution 2001-363.

**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: \_\_\_\_\_  
Teri Suarez, Clerk

Board of Commissioners, Fulton County, Ohio

**RESOLUTION 2013-1157**

In the Matter of Resolution to Hold an Executive) Office of County Commissioners  
Session to Discuss the Compensation of a ) Fulton County, Ohio  
Public Employee Pursuant to ) December 17, 2013  
Pursuant to ORC §121.22(G)(1) )

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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**, Ohio Revised Code §121.22 (G) states, except as provided in division (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of seven specific topics;

**THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Fulton County, Ohio will hold an Executive Session, pursuant to Ohio Revised Code §121.22 (G)(1) to begin at \_\_\_\_\_ **a.m.** to discuss the compensation of a public employee or official; and

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

Commissioner \_\_\_\_\_ seconded the motion and upon calling the roll, the following vote was taken:

**Voting Aye thereon:**

**Voting Nay thereon:**

**Abstain:**

\_\_\_\_\_  
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: \_\_\_\_\_  
Teri Suarez, Clerk

**RESOLUTION 2013-1158**

In the Matter of Resolution to Table            )       Office County Commissioners  
**Resolution 2013-1151**                                )       Fulton County, Ohio  
  )       December 17, 2013

The Board of County Commissioners of Fulton County, Ohio met in regular session pursuant to notice, on December 17, 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 this day the Board of Commissioners was presented with Resolution 2013-1151, titled, in pertinent part.... “Appoint Member to Fulton County Airport Authority...” for their consideration.

**WHEREAS**, the Board wishes to table said resolution to clarify the legality of appointing the FBO as a member to said Board and

**THEREFORE BE IT RESOLVED**, the Board of Commissioners of Fulton County hereby tables **Resolution 2013-1151**; 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: \_\_\_\_\_  
Teri Suarez, Clerk