

BERLIN TOWNSHIP TRUSTEES

7:00 p.m. Trustee Meeting May 29, 18

HELD AT: Berlin Township House, 3271 Cheshire Rd., Delaware, OH

CALL TO ORDER: Ron Bullard, Trustee Chairman

PLEDGE OF ALLEGIANCE: Assistant Fire Chief Pichert led the Pledge of Allegiance

ROLL CALL: Ron Bullard, Ken O'Brien, Tom D'Amico and Claudia Smith, Fiscal Officer.

ATTENDANCE: Assistant Fire Chief Pichert, Ron & Marcus Miller, Doug Riedel, Rob Riley, Chris Paykoff and Janet Hofmann

PUBLIC COMMENT: Bullard asked for a moment of silence for the passing of our former zoning inspector Rick Sedlacek in remembrance. Bullard asked if there were any public comments. Hearing none, they proceeded to the next time on the agenda.

RESOLUTION 18-05-16 APPROVE THE 5/10/2018 SPECIAL MEETING MINUTES AND DISPENSE WITH THE READING

Motion: O'Brien
Second: Bullard
Vote: Bullard yes, O'Brien yes and D'Amico yes

RESOLUTION 18-05-17 APPROVE THE 5/14/2018 REGULAR MEETING MINUTES AND DISPENSE WITH THE READING

Motion: O'Brien
Second: Bullard
Vote: Bullard yes, O'Brien yes and D'Amico abstain

RESOLUTION 18-05-18 APPROVE THE 5/22/2018 SPECIAL MEETING MINUTES AND DISPENSE WITH THE READING

Motion: O'Brien
Second: Bullard
Vote: O'Brien yes, D'Amico yes and Bullard yes

Cemetery –

Miller Landscaping – Ron Miller presented a design plan for the cemetery memorial gardens and explained it to everyone. O'Brien asked about the future maintenance and Miller said there was no maintenance on the arborvitae but in the spring and fall you would need to clean up leaves, re-mulch and he could give us a quote for monthly maintenance. Bullard said they thought people that were putting remains in the ossuarium would purchase the benches or we could have the boy scouts make some. They could also do some of the plantings. Bullard asked if the plantings were deer tolerant and Miller said some were but he would make sure everything was. The total cost was \$80,000 and Bullard said we were trying to keep the cost way under this by doing it in phases and add to it each year. Bullard said the minimum that we can do is the walking path and the pad around the ossuarium and then add to it from there. Miller will come back with quotes broken down into two phases.

*******7:30 p.m. *****TIME CERTAIN*****PIATT ROAD DISCUSSION*******

Doug Riedel and Rob Riley with the Delaware County Engineers Office were there to answer questions regarding the Piatt Road widening and extension to Berlin Station Road. Riedel presented a plan and quotes for open ditch and curb and gutter. Riley stated that the extension to Berlin Station would be open ditch. Bullard said it is also open ditch south of Peachblow Road. The plans show a bike path and O'Brien said he does not like paths and will not vote for them. Riedel said the intent was to have grading for future paths, if the path would ever be considered. O'Brien asked if they were buying right of way for a path. Riley said he does not think there will be any additional right-of-way needed to build that section as it is designed in such a way so you do not have to come back and do extensive work if in the future you want a path there. O'Brien said we have a resolution that we do

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not have streetlights. Riley said the roundabout at Cheshire and Piatt does have a street light as a safety precaution. Bullard asked if it helped get an OPWC grant if we had paths. Riley said that new paths and sidewalks are not eligible for OPWC funding. Their recommendation is to build the road, design it to accommodate a future path and maybe receive some grant money, come back, and pave it. O'Brien said the paths need to be engineered but Riley said they would do that. O'Brien said there is also a maintenance and liability issue for the township. O'Brien was for the open ditch plan but D'Amico had concerns because it would go from curb and gutter in the Evans Farms portion to open ditch and back to curb and gutter near Glenross. The open ditch plan is cheaper.

The trustees need to purchase right-of-way from the property owners. Bullard suggested that they have a meeting with the property owners to show the plan and get their input. O'Brien said he is will to exercise our quick-take rights for the road but not for a path because there is a safety issue on the road. They discussed sidewalks over paths and Riley said he has had extensive discussions with the prosecutors over this and that whether it is a five-foot sidewalk or a ten-foot path, it is legally the same thing. As far as the property owners maintenance responsibility, if it is in the right-of-way it is the townships responsibility however you do have the ability to do a maintenance project assessing the cost of the project to the abutting property owners. D'Amico asked if they did not put in the path, is it possible to do all the work in the existing right-of-way. Riley said no. They discussed that the project would start possibly in 2020 but more than likely 2021. Riley said they would be widening Cheshire Road to three lanes from Old State to the railroad or at least to Piatt Road and they are also working on a railroad bridge over the railroad at Cheshire but these are both at least five years out.

*******8:00 p.m.*****TIME CERTAIN****BZA INTERVIEW*******

RESOLUTION 18-05-19 RECESS TO EXECUTIVE SESSION FOR THE PURPOSE OF EMPLOYMENT AND COMPENSATION OF A PUBLIC OFFICIAL OR EMPLOYEE-THREE TRUSTEES, FISCAL OFFICER AND JANET HOFMANN TO ATTEND-8:45 P.M.

Motion: O'Brien
Second: Bullard
Vote: O'Brien yes, D'Amico yes and Bullard yes

RESOLUTION 18-05-20 MOTION TO RETURN TO REGULAR SESSION AT 9:38 P.M.

Motion: O'Brien
Second: Bullard
Vote: D'Amico yes and Bullard yes, O'Brien yes

Bullard said we meet in executive session, no decisions were made, no actions were taken.

Fire Department – Requisitions –

RESOLUTION 18-05-21 APPROVE \$12,984 TO PHOENIX FIRE SAFETY OUTFITTERS FOR FOUR TURNOUT COATS, PANTS, GLOVES & BOOTS

Motion: Bullard
Second: O'Brien
Vote: D'Amico yes, Bullard yes and O'Brien yes

Full-time Employees –

O'Brien said we have three candidates to be hired but he thinks we need to do some work on the compensation in regards to contract. He personally does not like the precedent that was set with vacation with some other employees. The contract is directly in opposition to that precedent. Pichert said it does but the original document that you have was adopted in June 2016 and anyone hired after that we included the last paragraph. O'Brien recommended that we look for counsel that works with labor laws and get their advice. He will work on it tomorrow. Bullard asked Pichert to explain the vacation time to him, which he did.

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**Old Business –
Alpha Dog Invoice –**

**RESOLUTION APPROVE \$332.50 TO ALPHA DOG, INC. FOR INVOICE
18-05-22 #1168-R FOR WEBSITE SUPPORT**

Motion: Bullard
Second: O'Brien
Vote: Bullard yes, O'Brien yes and D'Amico yes

**RESOLUTION APPROVE \$2,500 TO ALPHA DOG, INC. FOR WEBSITE
18-05-23 SUPPORT FOR THE REMAINDER OF THE YEAR**

Motion: Bullard
Second: O'Brien
Vote: Bullard yes, O'Brien yes and D'Amico yes

RDI Invoices and Contract –

Smith said she received four invoices dated April 5, 2018 from RDI with all the same date and same dollar amount. She questioned what it was for and then received revised quotes with different dates for January thru April. She wanted to make it clear that she was not neglecting paying invoices as they just billed her for these services. Flaherty reviewed them and talked to RDI and said they are due as this is what we did last year when we went to the cloud. Smith said she received a new contract and Bullard said he would take look at it.

**RESOLUTION APPROVE \$4,000 TO RDI INTUITIVE TECHNICAL FOR
18-05-24 MONTHLY COMPUTER SUPPORT**

Motion: Bullard
Second: O'Brien
Vote: O'Brien yes, D'Amico yes and Bullard yes

Cemetery Updates – Covered with Miller Landscaping discussion.

Multi-Family Zoning Fees –

**RESOLUTION APPROVE ADJUSTING THE ZONING FEES ON MIXED USE
18-05-25 BUILDINGS TO CHARGE THE COMMERCIAL RATE OF
\$350 PLUS \$35 PER 100 SQUARE FOOT**

Motion: D'Amico
Second: Bullard
Vote: O'Brien yes, D'Amico yes and Bullard yes

Township Hall Updates/Lighting Quotes –

D'Amico said from the quotes that we received two of them were not very detailed and he is inclined to go with the company that gave a detailed quote.

**RESOLUTION APPROVE \$4,912.51 TO JHB CONSTRUCTION, LLC. FOR NEW
18-05-26 RECESSED LIGHTING IN THE TOWNSHIP HALL MEETING
ROOM AND KITCHEN**

Motion: D'Amico
Second: O'Brien

MOTION WAS WITHDRAWN BY BULLARD

**RESOLUTION APPROVE \$5,500 TO JHB CONSTRUCTION, LLC. FOR NEW
18-05-27 RECESSED LIGHTING IN THE TOWNSHIP HALL MEETING
ROOM AND KITCHEN AND AUTHORIZE TRUSTEE D'AMICO TO
MANAGE THE INSTALLATION, SIGN ANY CONTRACTS OR
ANYTHING ELSE THAT IS NECESSARY TO MAKE IT HAPPEN**

Motion: Bullard
Second: O'Brien

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Vote: D’Amico yes, Bullard yes and O’Brien yes

Benefits for Part-time Employees – Bullard said lets go past this one.

Computer Replacement Quote – O’Brien said he has not heard from anyone that their computer isn’t working, so we will wait until we do.

Fiscal Officer Items –

2019 Budget – Smith said it is that time of the year to work on the budget for next year and to be thinking about what they plan on purchasing. She will give them an appropriation list and have them change the amounts as they see fit.

Road Department – Bullard said they have a couple jobs to get at and they are behind on the mowing. D’Amico asked if we have received any applications for the open position and Smith said it has not been posted yet. Bullard said he will work on it by the end of the week.

Trustee Items – Bullard said Steve Cuckler wants to have a meeting regarding the 36/37 corridor and he will call to see what it is about. Bullard asked if we needed to do anything about the wet carpet in the hall and D’Amico said he thinks it was a onetime thing but we should have Irwin check the gutters. Bullard said the Republic contract was expiring in the fall and we could extend the current contract, which would include a slight price increase. O’Brien said he would like to have Republic send them what the price increase is and then they can approve it. He does not want to rebid it and he is happy with the price and the service. Bullard suggested that we have a meeting with the residents.

Zoning Department – D’Amico said they received three applications for the zoning inspector and asked what we are going to do with them. They all look very over qualified. Bullard suggested that D’Amico call them, talk to them about what the job entails, the pay and the hours and see if they are still interested and then go from there.

Future Meetings –

- 6/11/18 Trustee Meeting
- 7/9/18 Trustee Meeting
- 8/13/18 Trustee meeting
- 9/10/18 Trustee Meeting

Late Items – None

**RESOLUTION MOTION TO ADJOURN
18-05-28**

Motion: D’Amico
Second: Bullard
Vote: D’Amico yes, Bullard yes and O’Brien yes

Meeting adjourned by Chairman Bullard at 11:14 P.m.

Ron Bullard, Trustee

ATTEST: _____
Ken O’Brien, Trustee

Claudia Smith, Fiscal Officer

Tom D’Amico, Trustee