

BERLIN TOWNSHIP TRUSTEES

7:03 p.m.

Trustee Meeting

June 11

18

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

CALL TO ORDER: Ron Bullard, Trustee Chairman

PLEDGE OF ALLEGIANCE: Fir Chief Hall led the Pledge of Allegiance

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

ATTENDANCE: Larry Buell, Fire Chief Hall, Assistant Fire Chief Pichert, Vic Gitro, Republic Services, Tim & Stacy Foor, Marcus & Ron Miller, Miller Landscaping, Chris Paykoff, Dustin Kent, Health Department, Chris Rinehardt

Bullard said the next item on the agenda is normally public comment but they have a request by the fire chief to have their items moved up as they are providing coverage for BGST fire department as their Fire Chief recently passed away.

Fire Department – Full-Time Fire Fighters -

O'Brien said they had three employees that they wanted to hire and they had some email conversations with an attorney that recommended that we just do a resolution to hire them not a contract.

RESOLUTION 18-06-04 APPROVE HIRING A FULL-TIME FIREFIGHTER FOR THE BERLIN TOWNSHIP FIRE DEPARTMENT AND ESTABLISHING THE TERMS CONDITIONS OF SUCH EMPLOYMENT

PREAMBLE

WHEREAS, the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Township") desires to hire an individual as a fulltime firefighter for the Township; and WHEREAS, it is in the best interest of Township and its residents to establish and clarify the terms and conditions of employment for full-time firefighter, who is presently employed by the Township as a part-time firefighter.

RESOLUTION

NOW, THEREFORE, be it resolved by the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Board") that the following Resolution be and is hereby adopted: RESOLVED, that the Township hereby appoints and employs MALACHI SWANSON (Hereinafter referred to as the "Employee") as a full-time firefighter for the Berlin Township Fire Department. The base pay is \$41,836.08 with effective date to be determined by the Fire Chief but not before June 17, 2018.

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

RESOLUTION 18-06-05 APPROVE HIRING A FULL-TIME FIREFIGHTER FOR THE BERLIN TOWNSHIP FIRE DEPARTMENT AND ESTABLISHING THE TERMS CONDITIONS OF SUCH EMPLOYMENT

PREAMBLE

WHEREAS, the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Township") desires to hire an individual as a fulltime firefighter for the Township; and WHEREAS, it is in the best interest of Township and its residents to establish and clarify the terms and conditions of employment for full-time firefighter, who is presently employed by the Township as a part-time firefighter.

RESOLUTION

NOW, THEREFORE, be it resolved by the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Board") that the following Resolution be and is hereby adopted: RESOLVED, that the Township hereby appoints and employs DAVID HENRY HAUSFELD (Hereinafter referred to as the "Employee") as a full-time firefighter for the Berlin Township

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Fire Department. The base pay is \$41,836.08 with effective date to be determined by the Fire Chief but not before June 17, 2018.

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

RESOLUTION 18-06-06 APPROVE HIRING A FULL-TIME FIREFIGHTER FOR THE BERLIN TOWNSHIP FIRE DEPARTMENT AND ESTABLISHING THE TERMS CONDITIONS OF SUCH EMPLOYMENT

PREAMBLE

WHEREAS, the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Township") desires to hire an individual as a fulltime firefighter for the Township; and WHEREAS, it is in the best interest of Township and its residents to establish and clarify the terms and conditions of employment for full-time firefighter, who is presently employed by the Township as a part-time firefighter.

RESOLUTION

NOW, THEREFORE, be it resolved by the Board of Trustees of Berlin Township, Delaware County, Ohio (the "Board") that the following Resolution be and is hereby adopted: RESOLVED, that the Township hereby appoints and employs TOBIAS JOHN COOK (Hereinafter referred to as the "Employee") as a full-time firefighter for the Berlin Township Fire Department. The base pay is \$41,836.08 with effective date to be determined by the Fire Chief but not before June 17, 2018.

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

Captain Carey Step Increase –

Pichert said they had goals for the captains to obtain before they moved to the next step and some of those goals were to take additional classes. Carey has completed these goals and they recommend he be move to Step 3.

RESOLUTION 18-06-07 APPROVE MOVING CAPTAIN MARK CAREY FROM STEP 2 TO STEP 3 EFFECTIVE JUNE 10, 2018

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

PUBLIC COMMENT: Bullard asked if there were any public comments. Lindley Koon said she is trying to purchase one acre from her neighbor but there is a dedicated road-right-of-way and was asking the trustees to vacate it. Bullard said he would like to have the prosecutors office look at the resolution that was submitted. O'Brien suggested that they talk to Scott Sanders at the RPC to have it re-platted.

Tim Foor shared some information that he had regarding Fairview Cemetery and said that there are a lot of people that would be on our side. He said he is trying to get records from the receiver as there are a lot of people buried there that have no markers. Bullard gave the audience a history of what has transpired with Fairview Cemetery. Foor said that the back piece that they are trying to sell has been deeded as cemetery property only. Bullard said that is not what they have been told. Foor said he would email it to them.

Larry Buell said as a grave owner and cemetery sexton, he is very disappointed in how the cemetery looks regarding the mowing. He said they are not mowing the culverts and walkways and would like to know what the excuses are. D'Amico said he spoke with Kevin and said we were on a ten day rotation and D'Amico said that is too much and so Kevin said he would see what he could do. Buell asked what the contract says and D'Amico said it says as needed. He said we only had one company that submitted a bid and he will call them again. Smith said she received two bills for fertilizing April and May and asked if these were approved, as we only approved three times a year. D'Amico said we approved three a year but did not state when they were to do one.

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Vic Gitro with Republic Services said that there were many things that were affecting their business and one of those was the hiring of drivers but they are addressing those issues and using drivers from Columbus to help with the collection services so that it is done timely. They are looking at putting a facility in Delaware County, which will help as the drivers now drive an hour to and from the current facility to get to the township. D’Amico asked if it was possible to move our pickup day to Thursday. Gitro said he would look into making that change.

RESOLUTION 18-06-08 APPROVE THE 5/29/2018 REGULAR MEETING MINUTES AND DISPENSE WITH THE READING

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

Old Business – Cemetery Updates/Miller Landscaping –

Bullard said there will be a crane here tomorrow to put the ossuarium in. Ron Miller said he broke the original quote into two smaller quotes, phase one hardscape and flowerbed installation and phase two plantings of the trees and plants and they made changes to have everything be deer tolerant.

RESOLUTION 18-06-09 APPROVE NOT TO EXCEED \$49,000 TO MILLER LANSCAPING FOR PHASE #1 HARDSCAPE AND FLOWER BED INSTALLATION ON ESTIMATE #4434

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

Bullard said he does not think we want to approve phase two until after phase one is done.

Fairview Cemetery –

RESOLUTION 18-06-10 APPROVE RECESSING TO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE ACQUISITON OF PROPERTY- THREE TRUSTEES, FISCAL OFFICER, ATTORNEY CHRIS RINEHARDT TO ATTEND-8:24 P.M.

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

RESOLUTION 18-06-11 MOTION TO RETURN TO REGULAR SESSION AT 8:50 P.M.

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

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

Benefits for Part-time Employees – Bullard had nothing.

Fiscal Officer Items –

Trustees signed the May bank statement and electronic payment list.

Kent with the Delaware County Health District said all the mosquito traps are out and they are almost done with the testing and ticks are bad this year.

Road Department - Seal Coat Firehouse Parking Lot –

RESOLUTION 18-06-12 APPROVE \$7,893.60 TO HILLS BLACKTOP FOR CRACK SEAL, SEAL COAT, RESTRIPPING OF FIRE HOUSE PARKING LOT

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Motion: Bullard
Second: O'Brien
Discussion: Smith asked if this was to be split between the fire department and the road department. O'Brien said it should be 75% paid by the fire department and 25% by the road department.
Vote: D'Amico yes, Bullard yes and O'Brien yes

Vacation Buyout –

Bullard said this was a question that Irwin had and O'Brien said the policy is that it expires if it is not taken. O'Brien said he thinks this should be reviewed in the handbook review and that we should not make a special decision. Bullard said the county recommended an attorney to us to handle labor issues. O'Brien said he has met him and he is competent.

RESOLUTION 18-06-13 APPROVE EXECUTING THE CONTRACT FOR SERVICES FOR BERLIN TOWNSHIP AS PROVIDED BY FISHEL HASS KIM ALBRECHT DOWNEY LLP, ATTORNEYS AT LAW NOT TO EXCEED \$2,000 AND TO BE MANAGED BY TRUSTEE O'BRIEN FOR THE PURPOSE OF UPDATING OUR HANDBOOK AND ANY NECESSARY FIRE DEPARTMENT LEGAL DOCUMENTS AND LABOR RELATIONS AS DEFINED BY TRUSTEE O'BRIEN WITH EDWARD S. KIM BEING THE ATTORNEY OF RECORD

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

Full-time Position –

Bullard said we advertised for the full-time position through the end of the month but we have another option. Jeff Evans was previously hired as a part-time snowplow driver and a temporary worker and would like the full-time position. Bullard would like to adjust his pay from the rate we previously established and have him work on a temporary basis until a full-time person is hired.

RESOLUTION 18-06-14 APPROVE REVISING RESOLUTION #18-02-14, JEFF EVANS PAY RATE TO \$17.00 FOR PART-TIME WORK FOR THE TOWNSHIP AND PART-TIME SNOWPLOW DRIVING WITH HOURS NOT TO EXCEED 1500 HOURS A CALENDAR YEAR

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

Trustee Items – Nothing

Zoning Department –

Monthly Zoning Report – O'Brien said permits for new homes was consist with previous months.

RESOLUTION 18-05-15 APPROVE HIRING DANIEL GRUBER AS THE PART-TIME ZONING INSPECTOR AT THE RATE OF \$18 AN HOUR EFFECTIVE JUNE 18, 2018, CONTINGENT UPON COMPLETION OF ALL NECESSARY PAPERWORK

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

RESOLUTION 18-05-16 APPROVE APPOINTING DANEIL GRUBER AS BERLIN TOWNSHIPS RPC REPRESENTATIVE CONTINGENT UPON UPON HIS EMPLOYEMENT WITH BERLIN TOWNSHIP BY JUNE 17, 2018

Motion: O'Brien
Second: D'Amico

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

RESOLUTION 18-05-16 APPROVE ACCEPTING JOE KORLESKI'S RESIGNATION FROM THE POSITION OF RPC ALTERNATE

Motion: O'Brien

Second: Bullard

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

Bullard said he would like to have the Robert Yaptangco look at the trash bid package in case we need to go out for bid again.

Future Meetings -

7/9/18 Trustee Meeting

8/13/18 Trustee meeting

9/10/18 Trustee Meeting

9/24/18 Trustee Meeting

Late Items -

Smith said Brandan Adkins came in and asked for a 20% deposit before beginning work on the lights in the township hall.

RESOLUTION 18-05-17 APPROVE \$1,000 TO JHB CONSTRUCTION FOR DOWNPAYMENT OF INSTALLATION OF LIGHTS IN TOWNSHIP HALL

Motion: D'Amico

Second: Bullard

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

RESOLUTION 18-06-18 MOTION TO ADJOURN

Motion: Bullard

Second: D'Amico

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

Meeting adjourned by Chairman Bullard at 9:44 P.m.

Ron Bullard, Trustee

ATTEST:

Ken O'Brien, Trustee

Claudia Smith, Fiscal Officer

Tom D'Amico, Trustee