

**BERLIN TOWNSHIP TRUSTEES**

**4:00 p.m. Regular Meeting Continued from July 12 to July 16, 21**

**HELD AT:** Berlin Township Hall, 3271 Cheshire Road, Delaware, OH

**CALL TO ORDER:** Ron Bullard, Trustee Chairman

**PLEDGE OF ALLEGIANCE:** Ron Bullard led the Pledge of Allegiance

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

**ATTENDANCE:** Joe Pichert, Dyann McDowell and Doug Riedel

Bullard continued the meeting from July 12<sup>th</sup>, 2021.

**Piatt Road Widening Bid Acceptance-** Bullard read the Piatt Road Widening contract from Shelly and Sands. O'Brien asked what would happen if it is not done by the completion date of November 21, 2021. Reidel stated that the company would be charged a daily fee unless there are circumstances beyond their control, such as weather. Bullard asked for a copy of all the attachments that go along with the bid, to include the specifications, the request for bid and the responses. Riedel will get it to Smith.

**RESOLUTION 21-07-21 MOTION TO APPROVE THE PIATT ROAD WIDENING CONTRACT FOR \$1,294,020.21 WITH SHELLY AND SANDS AND THE DELAWARE COUNTY ENGINEER**

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

CONTRACT

AGREEMENT, made and entered into this 16th day of July, 2021 by and between the BERLIN TOWNSHIP TRUSTEES, Delaware County, Ohio, and hereinafter designated as FIRST PARTY, and SHELLY AND SANDS hereinafter designated as SECOND PARTY.

WITNESSETH, that said SECOND PARTY, for and in consideration of the sum of ONE MILLION TWO HUNDRED NINETY-FOUR THOUSAND TWENTY DOLLARS AND TWENTY-ONE CENTS (\$1,294,020.21), based on unit prices on the attached Bid Blank, to be paid as hereinafter specified, hereby agrees to furnish unto said FIRST PARTY, all necessary material, labor and equipment required to complete the project known as DEL-TR 99, PIATT ROAD, in accordance with plans, drawings, general specifications, Invitation to Bid for same hereto attached; which plans, drawings, general specifications and Invitation to Bid are hereby declared to be a part of this Contract.

SAID SECOND PARTY further agrees to furnish said materials and to do the said work and labor promptly, in a good, substantial and workmanship manner, under the direction of the Berlin Township Trustees. Work is to be completed on or before November 21, 2021.

THE SECOND PARTY hereby agrees to hold Berlin Township free and harmless from any and all claims for damages, costs, expenses, judgments or decrees, resulting from any operations of said SECOND PARTY, his sub-contractors, agents or employees.





SECOND PARTY further agrees to pay the Prevailing Wage Rate in accordance with Section 4115 of the Ohio Revised Code and to furnish the Berlin Township Trustees a certified copy of the Contractor's payroll. Contractor is also responsible for providing any changes in the Prevailing Wage rates as furnished by the Delaware County Engineer during the course of this project to any and all Subcontractors employed by the Contractor.

WITNESS, our hands the day and year first above written.

**BERLIN TOWNSHIP TRUSTEES**

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*SIGNED N DUPLICATE IN THE PRESENCE OF:*

 _____	_____
 _____	_____
 _____	 _____
WITNESS	<b>BERLIN TOWNSHIP TRUSTEES</b> <b>CONTRACTOR</b>
	1515 HARMON AVE
	COLUMBUS, OH 43223

**RESOLUTION  
21-07-23**

**MOTION TO RETURN TO SPECIAL SESSION- 4:44 P.M.**

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

Bullard "We met in executive session and no decisions were made and no actions were taken".

Bullard stated that he spoke with Ballard about the trees in Oldefield Estates, he is going to work on getting a contract together using one of the townships tree vendors and then having the HOA pay the quoted amount. Bullard will speak to the Oldefield Estates HOA.

Bullard spoke with Scott Sanders and Chris Ballard about a resident's question regarding using Preston Fields to access their property. Bullard stated that at this time the township does not have possession of the road so it is a hypothetical conversation, there is no plan to use Preston Fields as the is access from Berlin Station Road.

Smith asked about a request she was given about sick leave. O'Brien spoke with Riepenhoff who said that since it is not in our handbook, there is no policy for it. Collective bargaining would have to be renegotiated to create a policy, so at this time it is not allowed.

O'Brien spoke regarding D'Amico's idea about having two zoning inspectors. O'Brien suggested to have 1 zoning inspector and the other be an assistant zoning inspector who would do the traveling part of the job. D'Amico is going to work on an ad for it.

**Adjourn-  
RESOLUTION  
21-07-24**

**MOTION TO ADJOURN**

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

Meeting adjourned by Chairman Bullard at 4:55 p.m.

	_____ Ron Bullard, Trustee
ATTEST:	_____ Ken O'Brien, Trustee
_____ Theresa Taylor, Assistant Fiscal Officer	_____ Tom D'Amico, Trustee