

BERLIN TOWNSHIP TRUSTEES

4:30 p.m. Special Meeting February 9, 2023

HELD AT: This meeting was held at 3271 Cheshire Rd, Delaware, OH

CALL TO ORDER: Meghan Raehll, Trustee Chairman

PLEDGE OF ALLEGIANCE: Meghan Raehll led the Pledge of Allegiance

ROLL CALL: Ken O'Brien, Meghan Raehll, Ron Bullard (Absent), and Theresa Taylor, Fiscal Officer Assistant

*Bullard had notice of this meeting and was unable to make it.

ARB Appointment and Hiring Consideration-

RESOLUTION 23-02-01 MOTION TO APPOINT JENNIFER LUDWIGSON TO THE ARCHITECTURAL REVIEW BOARD EFFECTIVE FEBRUARY 9, 2023, PENDING THE COMPLETION OF HER PAPERWORK, WITH THE TERM EXPIRING DECEMBER 31, 2026

Motion: Raehll
Second: O'Brien
Vote: O'Brien yes and Raehll yes

Personnel Issues-

RESOLUTION 23-02-02 RECESS TO EXECUTIVE SESSION PURSUANT TO ORC 121.22 (G)(1) TO CONSIDER APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION, DEMOTION, OR COMPENSATION OF A PUBLIC EMPLOYEE OR OFFICIAL OR THE INVESTIGATION OF CHARGES OR COMPLAINTS AGAINST A PUBLIC EMPLOYEE, OFFICIAL, LICENSEE, OR REGULATED INDIVIDUAL, UNLESS THE PUBLIC EMPLOYEE, OFFICIAL, LICENSEE, OR REGULATED INDIVIDUAL REQUEST A PUBLIC HEARING – TWO TRUSTEES, THE FISCAL OFFICER ASSISTANT, CHIEF MILLER TO ATTEND- 4:37 P.M.

Motion: Raehll
Second: O'Brien
Vote: O'Brien yes and Raehll yes

RESOLUTION 23-02-03 MOTION TO RETURN TO REGULAR SESSION- 5:25 P.M.

Motion: Raehll
Second: O'Brien
Vote: Raehll yes and O'Brien yes

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

RESOLUTION 23-02-04 MOTION TO APPROVE RESOLUTION OF DISABILITY SEPARATION OF CPT. BROWN

RESOLUTION NO. 23-02-04

RESOLUTION OF DISABILTY SEPARATION OF CPT. BROWN

It was moved by O'Brien and seconded by Raehll that the following Resolution be adopted:

WHEREAS, Scott Brown is a Captain with Berlin Township and a member of the IAFF Local 5225 bargaining unit; and

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WHEREAS, after a pre-separation conference conducted on February 9, 2023 at 10:00 a.m., it has been determined that Cpt. Brown is unable to perform the material and substantial duties of his position and is not fit for duty for Berlin Township;

NOW THEREFORE, BE IT RESOLVED,

- 1. In accordance with Article 21 of the collective bargaining agreement between Berlin Township and IAFF Local 5225, it is found that Cpt. Brown is unable to perform the material and substantial duties of his position and is therefore not fit for duty; and

In accordance with Article 21 of the collective bargaining agreement, Cpt. Brown may utilize his accumulated unused sick leave for up to three months, including any available FMLA leave to which the employee would be eligible, if any, by submitting a leave request to Chief Miller by February 10, 2023; and

Once all sick leave (up to three months) and any available FMLA leave, if any, has been exhausted, or if Cpt. Brown fails to request available leave by February 10, 2023, Cpt. Brown is placed on disability separation; and

The Fire Chief shall notify Cpt. Brown of this action; and

It is found and determined that all formal actions of this legislative body relating to the adoption of this Resolution were adopted in an open meeting, and that all deliberations that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

This **Resolution** shall take effect and be in force from the date of its adoption.

Motion: O'Brien
 Second: Raehll
 Vote: Raehll yes and O'Brien yes

Adjourn-

RESOLUTION	MOTION TO ADJOURN
23-02-05	

Motion: Raehll
 Second: O'Brien
 Vote: O'Brien yes and Raehll yes

Meeting adjourned by Chairman Raehll at 5:28 p.m.

Meghan Raehll, Chair

ABSENT

Ron Bullard, Co-Chairman

ATTEST:

Theresa Taylor, Assistant Fiscal Officer

Ken O'Brien, Trustee