

**BERLIN TOWNSHIP TRUSTEES**

**4:30 p.m. Special Trustee Meeting August 3, 22**

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

**CALL TO ORDER:** Ken O'Brien, Trustee Chairman

**PLEDGE OF ALLEGIANCE:** Ken O'Brien led the Pledge of Allegiance

**ROLL CALL:** Ken O'Brien, Meghan Raehll, Ron Bullard, Claudia Smith, Fiscal Officer

**ATTENDANCE:** Chris Rinehart

**TowerCo Pending Imminent Litigation and Possible Executive Session-**O'Brien said we have an executive session for possible or imminent court action and asked Rinehart if he recommended that we do that. Rinehart said yes.

**RESOLUTION 22-08-01 RECESS TO EXECUTIVE SESSION PURSUANT TO ORC 121.22 (G)(3) TO CONFERENCE WITH AN ATTORNEY FOR THE PUBLIC BODY CONCERNING DISPUTES INVOLVING THE PUBLIC BODY THAT ARE THE SUBJECT OF PENDING OR IMMINENT COURT ACTION. THREE TRUSTEES, FISCAL OFFICER AND CHRIS RINEHART TO ATTEND- 4:36 P.M**

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

**RESOLUTION 22-08-02 MOTION TO RETURN TO SPECIAL SESSION- 5:16 P.M.**

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

O'Brien "We met in executive session and no decisions were made and no actions were taken".

O'Brien called for a 5-minute recess at 5:16 and returned at 5:24

**Fairview Cemetery Issues-**O'Brien said the first one he wanted to talk about was the exhumation and burial. Bullard explained that there was a TV interview with a couple and explained that two people purchased two grave spaces which were between their parents assuming that when they died, they would be buried between their parents. The lady died when the receiver was handling the cemetery and told them that the two spaces were not available, so they buried her in another area. We took over the cemetery and then the husband died. Foor looked and found that the spaces were available and told the family they had a choice to make. They could bury him where the mother is buried, or they could bury him where they originally wanted to bury him. They said they didn't want to do that, so they agreed to bury him with their mother. Foor told them that if they ever change their mind and want to move him to the original space, they would have to pay to do that. They said they understood that but it all got forgotten with the TV interview and it became that the township messed up, yet we were not involved in the first situation and we did not get the second in writing. They are working on getting paperwork in space to avoid this from ever happening again.

O'Brien asked if they purchased new spaces or just traded, and Bullard said they basically traded but we have no paperwork of ownership. The daughter now says she lays awake at night because she wants her parents to be with their parents where they were supposed to be. She thought so would be able to get somewhere if she called the TV station. Bullard said he talked to Fowler about it and he stated that per state law we can move them if a mistake was made so the trustees have to make a resolution that a mistake was made. He said we do not have to say who made the mistake just that a mistake was made and then we can do the exhumation and move them without getting a court order. Bullard said the cost would be about \$5,000 to move them both. O'Brien said we need to make sure there is not other family members that may not like this. After a lengthy discussion Raehll said we really need to get an assistant cemetery sexton to help with the paperwork and fee schedule and

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everything else going on at Fairview. Bullard said he would get the cost together for the next meeting.

**Township Hall Smartboard Hanging Approval**-Raehll said the company we originally hired to hang the Smartboard became ill with Covid and it appears to be a long Covid situation, so she located a different company for \$200.

**RESOLUTION 22-08-03 APPROVE \$250 WITH THE EXPECTED COST TO BE \$200 TO CLEARPOINT TECHNOLOGY AND DESIGN LLC TO HANG THE SMARTBOARD AT THE TOWNSHIP HALL**

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

**IT Discovery Phase**-Raehll said this could wait till Monday.

**Glen Ross Resident Request for Exemption from Property Taxes**-O'Brien said he read the email that Raehll forwarded and understands that they do not want to be double taxed, by the township and the city. Bullard said that was the compromise to allow the type 2 annexation. Raehll said she responded to the email advising that because of this type of annexation the township cannot under ORC 503.07 (ORC 709.023 (A) & (H) exclude this area from the tax.

**Life Insurance**-Smith said she had a question and asked to go into executive session.

**RESOLUTION 22-08-04 RECESS TO EXECUTIVE SESSION PURSUANT TO ORC 121.22 (G)(1) FOR CONSIDERATION OF APPOINTMENT, EMPLOYMENT, DISMISSAL, DISCIPLINE, PROMOTION DEMOTION, COMPENSATION OF A PUBLIC EMPLOYEE- THREE TRUSTEES AND FISCAL OFFICER ATTEND-5:55 P.M.**

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

**RESOLUTION 22-08-05 MOTION TO RETURN TO SPECIAL SESSION- 6:05 P.M.**

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

O'Brien "We met in executive session and no decisions were made and no actions were taken".

**RESOLUTION 22-08-06 MOTION TO ADJOURN**

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

Meeting adjourned by Chairman O'Brien at 6:07 p.m.

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Ken O'Brien, Chairman

ATTEST:

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Meghan Raehll, Co-Chairman

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Claudia Smith, Fiscal Officer

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Ron Bullard, Trustee