

**BOARD OF TRUSTEES JOURNAL OF ACTIONS
FROM REGULAR MEETING HELD JUNE 21, 2021
ORANGE TOWNSHIP - DELAWARE COUNTY**

The electronic recordings of this meeting serve as the official meeting minutes.
A full and accurate account of this meeting’s audio and video can be found at www.orangetwp.org

Mr. Grumbles called the meeting to order at 6:00 p.m.

PRESENT: Ben Grumbles, Chair
Deborah Taranto, Vice-Chair
Ryan Rivers, Trustee
Lisa Kraft, Fiscal Officer

ALSO PRESENT: Michele Boni, Acting Township Administrator &
Development and Zoning Director
Silas Bowers, Director of Operations
Nathan McNeil, Fire Chief

EXECUTIVE SESSION

RES.21-206 ENTER INTO EXECUTIVE SESSION

Motion by Mr. Grumbles to enter into Executive Session

WHEREAS, the Board of Trustees for Orange Township need to move into Executive Session to conference with an attorney for the Township concerning disputes involving the Township that are the subject of pending or imminent court action.

Invited to attend: Ben Grumbles, Deborah Taranto, Ryan Rivers, Lisa Kraft, Michele Boni, Pete Griggs (Township Legal Counsel)

Seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES.21-207 RETURN TO REGULAR SESSION

Mr. Grumbles made a motion to return to regular session

Seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

6:00PM ZONING HEARING - ZON-21-02, INDEPENDENT LIVING AT SOUTH OLD STATE PERD

RES. 21-208 TO ADOPT THE RECOMMENDATION OF APPROVAL WITH MODIFICATIONS OF THE ZONING COMMISSION AS TO ZONING APPLICATION #ZON-21-02 OF REAL PROPERTY DESIGN AND DEVELOPMENT LLC FOR INDEPENDENT LIVING AT OLD STATE PLANNED ELDERLY RESIDENTIAL DISTRICT (PERD)

Mr. Grumbles moved the adoption of the following Resolution:

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WHEREAS, the Zoning Commission, by its *Resolution* adopted on April 27, 2021, which is incorporated herein by reference, recommended the approval, with modifications, of Zoning Application #ZON-21-02 of applicant Real Property Design and Development LLC c/o John C. Wicks (the “Applicant”) and property owner Iraj Haghazari, requesting the rezoning of the 5.474+/- acre parcel located at 8119 South Old State Road, Lewis Center, Ohio 43035 (parcel ID 318-423-01-011-000) (the “Property”) from a Farm Residential District (FR-1) to a Planned Elderly Residential District (PERD); and

WHEREAS, the version of the application that was the subject of the *Resolution* was that submitted by the Applicant in a hard copy binder titled *Independent Living at Old State*, the pages of which are each stamped RECEIVED with ORANGE TWP. ZONING above and FEB 12 2021 superimposed by Orange Township Zoning, modified as reflected in the updated Development Plan dated April 20, 2021 (collectively, the “Development Plan”); and

WHEREAS, the application seeks to create a new Planned Elderly Residential District (PERD) in which to include the Property; and

WHEREAS, public notice was given in accordance with Ohio Revised Code Section 519.12(F) and a public hearing regarding Application #ZON-21-02 was held on June 2, 2021 before the Board and continued on June 21, 2021; and

WHEREAS, the Board, following the required public hearing, determines that the Development Plan, including the requested divergences, should be adopted and approved.

NOW THEREFORE BE IT RESOLVED that the recommendation of the Zoning Commission of approval with modifications of the Zoning Application #ZON-21-02 of Applicant Real Property Design and Development LLC c/o John C. Wicks, including approval of the requested divergences, is adopted.

Seconded by Mr. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES. 21-209 TO ADOPT THE RECOMMENDATION OF APPROVAL WITH MODIFICATIONS OF THE ZONING COMMISSION AS TO ZONING APPLICATION #ZON-21-03 OF PLAN 4 LAND LLC FOR MACCREADY PLANNED SINGLE FAMILY PLANNED RESIDENTIAL DISTRICT (SFPRD)

Mr. Grumbles moved the adoption of the following Resolution:

WHEREAS, the Zoning Commission, by its *Resolution* adopted on May 11, 2021, which is incorporated herein by reference, recommended the approval, with modifications, of Zoning Application #ZON-21-03 of applicant Plan 4 Land LLC (the “Applicant”) and property owners Heather M. Phillips, Bruce W. MacCready, Robert G. MacCready, Scott G. MacCready, requesting the rezoning of the 2.27+/- acre parcel located at 5576 South Old State Road, Lewis Center, Ohio 43035 (parcel ID 318-210-01-022-000) (the “Property”) from a Farm Residential District (FR-1) to a Single Family Planned Residential District (SFPRD); and

WHEREAS, the version of the application that was the subject of the *Resolution* was that submitted by the Applicant in a hard copy binder titled *MacCready NPA*, the pages of which are each stamped

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RECEIVED with ORANGE TWP. ZONING above and APR 9 2021 superimposed by Orange Township Zoning, modified as reflected in the updated Development Plan dated June 15, 2021 (collectively, the “Development Plan”); and

WHEREAS, the application seeks to create a new Single Family Planned Residential District (SFPRD) in which to include the Property; and

WHEREAS, public notice was given in accordance with Ohio Revised Code Section 519.12(F) and a public hearing regarding Application #ZON-21-03 was held on June 21, 2021 before the Board; and

WHEREAS, the Board, following the required public hearing, determines that the Development Plan, including the requested divergences, should be adopted and approved.

NOW THEREFORE BE IT RESOLVED that the recommendation of the Zoning Commission of approval with modifications of the Zoning Application #ZON-21-03 of Plan 4 Land LLC, including approval of the requested divergences, is adopted.

Second: Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

APPROVAL OF CONSENT AGENDA

1) IN THE MATTER OF APPROVING THE CONSENT AGENDA FOR THE REGULAR MEETING HELD ON JUNE 21, 2021:

It was moved by Mr. Grumbles, seconded by Ms. Taranto to approve the consent agenda for Regular Meeting held on June 21, 2021;

Second: Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD HEREBY APPROVES THE FOLLOWING CONSENT AGENDA ITEMS FOUND IN LINE ITEMS A) & B)

A) RES.21-210 APPROVING THE ELECTRONIC RECORD OF THE PROCEEDINGS FROM THE REGULAR MEETING HELD ON JUNE 7, 2021:

WHEREAS, the Board of Trustees for Orange Township, Delaware County, Ohio (the “Board”) met in regular session on June 7, 2021

WHEREAS, the Fiscal Officer has certified, pursuant to section 305.11 of the Ohio Revised Code, that the entire record of the proceedings at that meeting is completely and accurately captured in the electronic record of those proceedings;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the electronic record of proceedings at the Regular Meeting held on June 7, 2021

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B) RES.21-211 APPROVING PURCHASE ORDERS, THEN AND NOW PURCHASE ORDERS, AND BLANKET PURCHASE ORDERS AS LISTED:

Vendor	Description	Account	Amount
ESO	EMS Management	Fire	\$13,869.60
Belson Outdoors	Bike Path Benches	Parks	\$12,000.00

CON.21-06.21.01 CONSENSUS FOR CHAIRMAN GRUMBLES TO CONTACT RESIDENTS AT PROPERTY LOCATED AT 7235 HOLDERMAN

RES.21-212 AUTHORIZE THE FISCAL OFFICE TO OBTAIN A CREDIT CARD TO FIRST COMMONWEALTH BANK FOR PARKS & FACILITIES MANAGER

Motion by Mr. Grumbles to authorize the fiscal office to obtain a credit card to First Commonwealth Bank for Parks & Facilities Manager – Mike Kelly.

Second: Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

EXHIBIT D

Issuer of Purchasing Card	Type of Purchasing Card	Brand of Purchasing Card	Purchasing Card Account <small>(<u>ONLY</u> Last 4 Digits of Account No.)</small>	Account Maximum Credit Limit
Michele Boni	Individual	First Commonwealth Bank	0290	\$1,500.00
Nancy Fay	Individual	First Commonwealth Bank	0308	\$5,000.00
Aaron James	Individual	First Commonwealth Bank	0324	\$2,000.00
Adam Miller	Individual	First Commonwealth Bank	0332	\$5,000.00

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Patti Lewis	Individual	First Commonwealth Bank	0373	\$1,500.00
Jeffrey Beard	Individual	First Commonwealth Bank	0787	\$1,500.00
Nathan McNeil	Individual	First Commonwealth Bank	4218	\$2,500.00
Valerie Bunting	Individual	First Commonwealth Bank	4317	\$2,500.00
Silas Bowers	Individual	First Commonwealth Bank	4739	\$2,500.00
Mike Kelly	Individual	First Commonwealth Bank		\$2,000.00

RES.21-213 PAY INCREASE FOR PART-TIME FISCAL OFFICE ASSISTANT

Mr. Grumbles moved the adoption of the following resolution:

BE IT RESOLVED that Lee Ann Neuman’s compensation for this part-time non-bargaining unit employment position of Fiscal Office Assistant will be increased to \$22.00 per hour, effective June 30, 2021.

BE IT FURTHER RESOLVED that the compensation for this position shall does not include the standard employee benefits package for all full-time non-union personnel.

Second: Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES.21-214 REVISING AND/OR INCREASING PERMANENT APPROPRIATIONS ESTABLISHED IN RES.20-401

Mr. Grumbles moved the adoption of the following Resolution:

BE IT RESOLVED that the appropriations for the fiscal year ending December 31, 2021, as made at the Trustee Meeting on December 16, 2020, in Res.20-401, are changing as follows:

Purposes for which expenditures are to be made for and during said fiscal year, as follows, via:

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SPECIAL FIRE LEVY

That the appropriations for the below account codes be revised in the SPECIAL FIRE LEVY FUND:

<u>Account code</u>	<u>Description</u>	<u>Previous</u>	<u>Revised</u>
2191-760-730- 2101	Improvement of Sites: Building-361	\$0	\$450,000
	Total:	\$0	\$450,000

BE IT FURTHER RESOLVED that the Township Fiscal Officer shall file a copy of the adjusted appropriations with the Delaware County Auditor upon completion.

Motion seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

Voted on and signed this 21st day of June, 2021 in Orange Township, Delaware County, Ohio.

**BOARD OF TRUSTEES OF
ORANGE TOWNSHIP,
DELAWARE COUNTY, OHIO**

Ben Grumbles
Chair

Deborah Taranto
Vice-Chair

Ryan Rivers
Trustee

Attest:

Lisa Kraft
Township Fiscal Officer
Orange Township, Delaware County, Ohio

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CERTIFICATE

State of Ohio, Delaware County

I, the undersigned Township Fiscal Officer of Orange Township, Delaware County, Ohio, certify that the foregoing Resolution No. 21-214 is taken and copied from the record of proceedings of the Board, and that it has been compared by me with the Resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such Resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Date: _____

Lisa Kraft
Township Fiscal Officer
Orange Township, Delaware County, Ohio

RES.21-215 ACCEPT THE POSITION DESCRIPTION FOR THE EMPLOYMENT POSITION OF PROJECT MANAGER WITH DISCUSSED MODIFICATIONS

Motion by Mr. Grumbles

PREAMBLE

WHEREAS the Board desires to accept a position description for the at-will, non-exempt, full-time, non-bargaining unit position of Project Manager, and has been presented a position for this employment; and

WHEREAS it is deemed advisable to approve the position description;

RESOLUTION

NOW THEREFORE BE IT RESOLVED that:

1. The Project Manager position description presented to the Board, with the date of 06/14/2021, is hereby approved and accepted and an employee in such position shall henceforth serve under the terms and provisions stated therein; and
2. As provided in the position description, which is incorporated by reference herein, this is intended to be a full-time employment opportunity, endorsed by the Board of Township Trustees acting by resolution; and
3. The aforementioned position description is presented for informational purposes only and can be changed at any time by the Board, with or without notice; and
4. Neither the aforementioned position description nor this Resolution are an employment contract, express or implied and an employee in such position is an employee at-will and either the employee

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or the Board can terminate the employment relationship at any time (for any reason or no reason) and no representative of Orange Township has the authority to enter into an agreement with an employee that is contrary to the foregoing; and

5. Those portions of prior resolutions of the Board inconsistent with this Resolution are hereby repealed and of no further force or effect.
6. The Interim Administrator hereby is authorized to advertise this position as open and available, to collect and provide responses to the Board of Trustees.
7. All formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of the Board, and all deliberations of this Board and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including R.C. § 121.22.
8. This Resolution shall be in full force and effect immediately upon adoption.

Ms. Taranto seconded the motion.

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

Voted on and signed this 21st day of June, 2021 in Orange Township, Delaware County, Ohio.

**BOARD OF TRUSTEES OF
ORANGE TOWNSHIP,
DELAWARE COUNTY, OHIO**

Ben Grumbles
Trustee/ Chair

Deborah Taranto
Trustee

Ryan Rivers
Trustee

Attest:

Lisa Kraft

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Township Fiscal Officer
Orange Township, Delaware County, Ohio

CERTIFICATE

State of Ohio, Delaware County

I, the undersigned Township Fiscal Officer of Orange Township, Delaware County, Ohio, certify that the foregoing Resolution No.21-215 is taken and copied from the record of proceedings of the Board, and that it has been compared by me with the Resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such Resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Date: _____

Lisa Kraft
Township Fiscal Officer
Orange Township, Delaware County, Ohio

RES.21-216 ACCEPTING THE BID AND AWARDING THE CONTRACT FOR THE ORANGE TOWNSHIP FIRE DEPARTMENT 361 ROOF REPLACEMENT

The Board of Trustees of Orange Township, Delaware County, Ohio (“Board”) met in regular session on June 21, 2021 with the following members present:

Ben Grumbles
Deborah Taranto
Ryan Rivers

Mr. Grumbles moved the adoption of the following Resolution:

PREAMBLE

WHEREAS, the Board let a Request for Bids (“RFB”) for the contract for the Orange Township Fire Department 361 Roof Replacement (“Contract”); and,

WHEREAS, the Board received bids from that RFB and now desires to accept the lowest and best bid and award the Contract.

RESOLUTION

NOW THEREFORE, BE IT RESOLVED:

- A. The Board hereby determines the lowest and best bid for the Contract was submitted by Garland/DBS, Inc. (“Contractor”), who submitted a Total Bid Amount of \$426,818.00.

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- B. The Board hereby accepts the bid submitted by the Contractor named in Section A above and approves and awards the Contract to said Contractor. The Contract is attached as and incorporated herein as Exhibit 1.
- C. The Board directs the Interim Administrator, Michele Boni, to notify the Contractor in writing of the award and to also notify in writing the unsuccessful bidder.
- D. All formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of the Board, and all deliberations of this Board and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including R.C. § 121.22.
- E. This Resolution shall be in full force and effect immediately upon adoption.

Ms. Taranto seconded the motion.

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

Voted on and signed this June 21, 2021 in Orange Township, Delaware County, Ohio.

**BOARD OF TRUSTEES OF
ORANGE TOWNSHIP,
DELAWARE COUNTY, OHIO**

Ben Grumbles
Chair

Deborah Taranto
Vice-Chair

Ryan Rivers
Trustee

Attest:

Lisa Kraft
Orange Township Fiscal Officer

CERTIFICATE

State of Ohio, Delaware County

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I, the undersigned Township Fiscal Officer of Orange Township, Delaware County, Ohio, certify that the foregoing Resolution No. 21-216 is taken and copied from the record of proceedings of the Board, and that it has been compared by me with the Resolution on the record and is a true and accurate copy. Further, I certify that the adoption of such Resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Date: _____

Lisa Kraft
Orange Township Fiscal Officer

RES.21-217 AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO GARLAND/DBS, INC.

Motion by Mr. Grumbles to authorize the issuance of a Purchase Order to Garland/DBS, Inc. in the amount of \$426,818.00 for replacement of the roof for fire house 361.

Seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES.21-218 ALLOW CHIEF MCNEIL TO PURCHASE A BOAT PENDING MAINTENANCE VERIFICATION AND CONDITION VERIFICATION FOR A SUM NOT TO EXCEED \$140,000

Motion by Mr. Grumbles to allow Chief McNeil to purchase a boat pending maintenance verification and condition verification for an amount not to exceed \$140,000.

Seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES.21-219 NAME OFFICE MANAGER VAL BUNTING DESIGNEE OF BOARD OF TOWNSHIP TRUSTEES FOR PUBLIC RECORDS TRAINING

Motion by Mr. Grumbles

WHEREAS, elected officials are required by R.C. Section 149.43 to undergo public records training as provided in R.C. Section 109.43 and compliance with that requirement is to be verified by the Auditor of State in that office's audits; and

WHEREAS, such provisions permit public officials to name a designee for all those elected to the public office;

NOW THEREFORE BE IT RESOLVED that Val Bunting is named the designee of all members of the Board of Township Trustees for purposes of the training requirements established by the Ohio Attorney General and R.C. Sections 149.43 and 109.43.

BE IT FURTHER RESOLVED that the Board's designee shall attend training programs and seminars provided by the Ohio Attorney General under that office's authority and take all action necessary to

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satisfy, on behalf of the members of the Board, the mandated training requirements established by the Ohio Attorney General and required by such sections of the Revised Code.

Motion seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

RES.21-220 MEETING ADJOURNMENT

Motion by Mr. Grumbles to adjourn.

Seconded by Ms. Taranto

VOTE: Grumbles – Yes Taranto – Yes Rivers – Yes

Notice: Copies of documents referred to in this journal can be obtained by contacting the Orange Township Administrator.

Ben Grumbles
Chair

Deborah Taranto
Vice-Chair

Ryan Rivers
Trustee

Attest:

Lisa Kraft, Fiscal Officer