

RECORD OF PROCEEDINGS

Minutes of Concord Township Board of Trustees Meeting

Held on April 5, 2023

This meeting was held via YouTube Live Streaming and Facebook Live. See transcripts for more details.

The Concord Township Board of Trustees met for a Regular meeting on April 5, 2023, 7:30 pm, in Town Hall, located at 7229 Ravenna Road. Chairperson Morgan R. McIntosh called the meeting to order and Eagle Scouts Kelly and Kyle Weirich led in the Pledge of Allegiance. Trustees present were Amy L. Lucci, Carl H. Dondorfer and Morgan R. McIntosh.

RECOGNITION LETTERS FOR EAGLE SCOUTS KYLE AND KELLY WEIRICH

Mr. Rose read the recognition letters for Eagle Scouts Kyle and Kelly Weirich.

APPROVAL OF MINUTES:

March 15, 2023 Regular Meeting Minutes. Mrs. Lucci moved to approve the March 15, 2023 Regular Meeting Minutes as written. Mr. Dondorfer seconded. Vote 3 ayes.

ELECTED OFFICIALS REPORT:

A. FISCAL OFFICER – James W. Teknipp

Mr. Teknipp reviewed the state of Concord Township finances since the last meeting.

B. TRUSTEES

Mrs. Lucci, Mr. Dondorfer, and Mr. McIntosh discussed Concord Township business since the last meeting.

DEPARTMENT REPORTS:

A. ADMINISTRATION DEPT. – Andy Rose, Administrator

Andy Rose, Administrator, covered issues pertaining to the general business of the Township as well as read the following bids for the following projects:

- On March 21, 2023, bids were opened for Service Department stone, asphalt, concrete, and limestone materials. Bids were received from: Osborne Concrete and Stone, Cuyahoga Asphalt Materials, Kokosing Materials Inc., Hallmark Excavating, Osborne Inc., and Grand River Asphalt Company. All submitted bids were reviewed / approved by the Service Dept. Director and Administrator.
- On March 31, 2023, bids were opened for the Auburn Road sanitary sewer extension. The engineer's estimate for the base bid was \$223,800 and we received four (4) bids:

1. Eclipse Company LLC	Base \$182,267.00	Alt \$13,618.00
2. International Excavating	Base \$224,180.00	Alt \$24,530.00
3. NE Ohio Trenching Svc	Base \$238,345.00	Alt \$40,070.00
4. Trax Construction	Base \$207,155.00	Alt \$14,995.00

All bids were evaluated and checked by our consulting engineer and it is recommended we award the contract to Eclipse Company LLC.

B. FIRE DEPT. – Chief Sabo

Chief Sabo reviewed the Fire Department's March activity in Concord Township.

C. SERVICE DEPT. – Tim Brown, Service Director

Tim Brown, Service Director, reviewed the Service Department's March activity in Concord Township.

D. ZONING DEPT. – Heather Freeman, Zoning Director

Heather Freeman, Zoning Director, reviewed the Zoning Department's March activity report in Concord Township.

E. RECREATION DEPT. – Sean Supler, Recreation Director

Sean Supler, Recreation Director, reviewed the Recreation Department's April activities in Concord Township.

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F. CONCORD LAW ENFORCEMENT REPORT – Sheriff's Office

Sgt. Infalvi read the Sheriff Department's March activity report in Concord Township.

AUDIENCE:

None

OLD BUSINESS:

None

NEW BUSINESS:

- A. MARCH FINANCIAL REPORT. Mr. Dondorfer moved to approve the March Financial Report. Mrs. Lucci seconded. Vote 3 ayes.
- B. RES. 2023-06 AUTHORIZING PARTICIPATION IN THE ODOT WINTER ROAD SALT CONTRACT. Mrs. Lucci moved to adopt the following resolution:

RESOLUTION 2023-06

A RESOLUTION AUTHORIZING PARTICIPATION
IN THE 2023 ODOT WINTER ROAD SALT CONTRACT.

WHEREAS, Concord Township, Lake County, Ohio, by and through its Board of Trustees (the "Township") hereby submits this written agreement to participate in the Ohio Department of Transportation's ("ODOT") annual winter road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT winter road salt contract:

- a. The Township hereby agrees to be bound by all terms and conditions established by ODOT in the winter road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Township hereby acknowledges that upon the Director of ODOT's signing of the winter road salt contract, it shall effectively form a contract between the awarded salt supplier and the Township; and
- c. The Township agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Township's participation in the winter road salt contract; and
- d. The Township's electronic order for Sodium Chloride (Road Salt) will be the amount the Township agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Township hereby agrees to purchase a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Township hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT winter salt contract; and
- g. The Township acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, May 1 **by 5:00 p.m.** The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Township's participation request. Furthermore, it is the sole responsibility of the Township to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Township's participation agreement and/or a Township's request to rescind its participation agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF CONCORD TOWNSHIP, COUNTY OF LAKE, STATE OF OHIO:

Section 1. That this participation agreement for the ODOT winter road salt contract is hereby approved by this Board, funding has been authorized, and the Township agrees to the above terms and conditions regarding participation on the ODOT winter salt contract.

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Section 2. It is found and determined that all formal actions of the Board of Trustees of Concord Township concerning and relating to the adoption of this Resolution were taken in an open meeting of the Board of Trustees of Concord Township and that all deliberations of this Board that resulted in those formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22. of the Ohio Revised Code.

Mr. Dondorfer seconded. Vote 3 ayes.

- C. RES. 2023-07, DECLARING PERSONAL PROPERTY OF CONCORD TOWNSHIP SURPLUS AND NOT NEEDED FOR PUBLIC PURPOSE AND OBSOLETE, AND UNFIT FOR THE USE WHICH THE PROPERTY WAS ACQUIRED, AND APPROVING THE SALE OF THIS PROPERTY BY INTERNET-BASED AUCTION. Mr. Dondorfer moved to adopt the following resolution:

RESOLUTION NO. 2023-07

A RESOLUTION DECLARING CERTAIN PERSONAL PROPERTY OF CONCORD TOWNSHIP SURPLUS AND NOT NEEDED FOR PUBLIC PURPOSE AND OBSOLETE, AND UNFIT FOR THE

USE WHICH THE PROPERTY WAS ACQUIRED, AND APPROVING THE SALE OF THIS PROPERTY BY INTERNET-BASED AUCTION.

WHEREAS, Ohio Revised Code Section 505.10(A) provides that when a township has property, including motor vehicles, road machinery, equipment, and tools, and the Board, by resolution, finds is not needed for public use, is obsolete or is unfit for the use for which it was acquired, the Board may

sell and convey that property or otherwise dispose of it as surplus in accordance with this Section of the Ohio Revised Code; and

WHEREAS, the Township owns personal property that is unfit for the use for which such property was acquired and is obsolete, to wit: One (1) Leightronix Ultra Nexus 2+2 Video System Controller.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Concord Township, Lake County, Ohio that:

Section 1. That the Board of Trustees for Concord Township does hereby find and determine in accordance with Ohio Revised Code Section 505.10(A) that the following personal property is unfit for the use for which it was acquired and obsolete, and as surplus is hereby authorized to be sold, to wit: One (1) Leightronix Ultra Nexus 2+2 Video System Controller, with a starting price of \$300.00.

Section 2. That such personal property shall be offered for sale by public auction and in accordance with Section 505.10(D) of the Ohio Revised Code.

Section 3. It is found and determined that all formal actions of the Board of Trustees of Concord Township concerning and relating to the adoption of this Resolution were taken in an open meeting of the Board of Trustees of Concord Township and that all deliberations of this Board that resulted in those formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Mrs. Lucci seconded. Vote 3 ayes.

- D. SERVICE DEPT. ACCEPT ALL BIDS FOR STONE, ASPHALT, CONCRETE & LIMESTONE. Mrs. Lucci moved to accept all bids received for stone, asphalt, concrete & limestone. Mr. Dondorfer seconded. Vote 3 ayes.
- E. AWARD THE AUBURN ROAD SANITARY SEWER EXTENSION AND CONCORD TOWNSHIP COMMUNITY CENTER LATERAL PROJECT TO ECLIPSE COMPANY LLC. IN THE AMOUNT OF \$195,885.00 Mr. Dondorfer moved to award the Auburn Road Sanitary Sewer Extension and Concord Township Community Center Lateral Project to Eclipse Company LLC. in the amount of \$195,885.00. Mrs. Lucci seconded. Vote 3 ayes.
- F. PO TO CEC INC. IN THE AMOUNT OF \$12,900.00 FOR CONSTRUCTION MANAGEMENT AND INSPECTION OF THE AUBURN ROAD SANITARY SEWER EXTENSION AND CONCORD TOWNSHIP COMMUNITY CENTER LATERAL PROJECT. Mrs. Lucci moved to approve PO to CEC Inc. in the amount of \$12,900.00 for construction management and inspection of the Auburn Road Sanitary Sewer Extension and Concord Township Community Center Lateral Project. Mr. Dondorfer seconded. Vote 3 ayes.
- G. PO TO GEO-SCI IN THE AMOUNT OF \$20,000.00 FOR TESTING FOR FIRE STATION #1 PROJECT. Mr. Dondorfer moved to approve PO to Geo-Sci in the amount of \$20,000.00 for testing for Fire Station #1 Project. Mrs. Lucci seconded. Vote 3 ayes.

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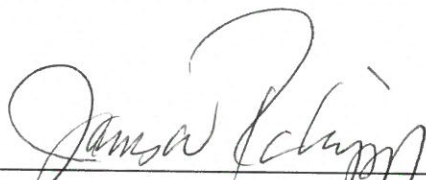
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- H. PO TO GEO SCI IN THE AMOUNT OF \$41,000.00 FOR GEO TECH ANALYSIS FOR FIRE STATION #1 PROJECT. Mrs. Lucci moved to approve PO to Geo-Sci in the amount of \$41,000.00 for Geo-Tech analysis for Fire Station #1 Project. Mr. Dondorfer seconded. Vote 3 ayes.
- I. READ LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES PROCLAMATION. Mr. Rose read the Lake County Department of Job and Family Services Proclamation.
- J. SET PUBLIC HEARING PETITIONS OF LANDOWNER AND BUSINESS OWNER SEEKING TO BE INCLUDED IN THE CONCORD TOWNSHIP – CITY OF PAINESVILLE JOINT ECONOMIC DEVELOPMENT DISTRICT (JEDD) HAS BEEN SUBMITTED BY NORMANDY PROPERTIES LIMITED PARTNERSHIP, PROPERTY OWNER AND SHEETZ INC., OWNER OF A BUSINESS AT PERMANENT PARCEL NUMBER 08-A-020-0-00-053-0. The Public Hearing for Petitions of landowner and business owner seeking to be included in the Concord Township – City of Painesville Joint Economic Development District (JEDD) has been submitted by Normandy Properties Limited Partnership, property owner and Sheetz Inc., owner of a business at Permanent Parcel Number 08-A-020-0-00-053-0 on May 17, 2023 at 7:15 pm.
- K. FUTURE MEETINGS & ANNOUNCEMENTS:
- 4/12 7:00 PM BZA / Town Hall
- 4/19 6:30-7:30 PM TRUSTEE OFFICE HOURS / Conference Room
- 7:30 PM TRUSTEE MEETING / Town Hall
- L. MOTION FOR EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING IMMINENT LITIGATION PURSUANT TO OHIO REVISED CODE SECTION 121.22 (G) (3). The Executive Session for the purpose of discussing imminent litigation pursuant to Ohio Revised Code Section 121.22 (G) (3) was canceled.

Upon proper motion the meeting was adjourned.

For financial information go to: checkbook.ohio.gov


 Morgan R. McIntosh, Chairperson


 James W. Teknipp, Fiscal Officer