

# RECORD OF PROCEEDINGS

## CONCORD TOWNSHIP BOARD OF TRUSTEES

August 11, 2021

Held \_\_\_\_\_

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### Call to Order

The Concord Township Board of Trustees met in regular session on August 11, 2021 at 7:00 p.m. at the Concord Township Administrative Building, 6385 Home Road, Delaware, Ohio. Chairman Bart Johnson called the meeting to order and the roll was called. In attendance were Trustees Bart Johnson, Joe Garrett, and Jason Haney. Other staff attending included Zoning Inspector Ric Irvine, Fire Chief Todd Cooper, Road Superintendent Nathan Wilgus, and Fiscal Officer Jill Davis.

Mr. Garrett moved and Mr. Haney seconded to approve the minutes of the June 29, 2021 special meeting. Vote: Haney-yes, Garrett-yes, Johnson-yes.

Mr. Garrett moved and Mr. Haney seconded to approve the minutes of the July 28, 2021 regular meeting. Vote: Haney-yes, Garrett-yes, Johnson-yes.

### Public Input

None.

### Financials

Chairman Johnson certified Fiscal Officer Davis provided the current financial reports of the township, and there is money in the treasury to pay bills. The current Cash Summary by Fund report shows the following balances:

- General Fund.	\$8,463,577.04
- Special Revenue Funds.	<u>\$4,543,951.24</u>
- Total All Funds.	\$13,007,528.28

Therefore, Mr. Garrett moved and Mr. Haney seconded to approve pending purchase orders, warrants, and vouchers #90-97, 115464-115500, except #115473, all totaling \$179,643.62. Vote: Haney-yes, Garrett-yes, Johnson-yes.

Mr. Haney moved and Mr. Johnson seconded to approve pending warrant #115473. Vote: Haney-yes, Garrett-abstain, Johnson-yes.

### Zoning Department

- Mr. Irvine reported 16 zoning permits were issued since the last meeting.
- The Board of Zoning Appeals will meet next Tuesday for a side setback variance.
- The Zoning Commission has approved zoning code changes and has forwarded to the Assistant Prosecuting Attorney for review. Once returned, the changes will be forwarded to the Trustees for a hearing.
- The nuisance clean-up at Thomson Lane is slow but better.
- The Brodie Blvd nuisance property was mowed.
- Discussion was held on a short-term rental property on Logan Road. There is nothing in the zoning code against short-term residential rentals, but the property must still be maintained.

### Road Department

- Mr. Johnson moved and Mr. Haney seconded to approve the Cooperative Agreement with the City of Dublin to share in Concord Road improvements, and to appoint Trustee Johnson to sign the agreement on behalf of the Board. Vote: Haney-yes, Garrett-yes, Johnson-yes.
- Nathan Wilgus, Road Department Supervisor, presented information on sand volleyball court equipment for the park renovations behind the fire station. New sand is available in Columbus at \$148.00/ton. A sponsor could be obtained for volleyball pads, etc, but would add six weeks to delivery. After discussion, Mr. Johnson moved and Mr. Garrett seconded to purchase sand volleyball court equipment from VolleyballUSA.com at a cost not to exceed \$2,452.03. Vote: Haney-yes, Garrett-yes, Johnson-yes.
- Mr. Garrett moved and Mr. Johnson seconded the Road Supervisor may spend up to \$5,000 without prior Board approval. Vote: Haney-yes, Garrett-yes, Johnson-yes.

# RECORD OF PROCEEDINGS

## CONCORD TOWNSHIP BOARD OF TRUSTEES

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Held August 11, 2021

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- Mr. Johnson has no update from Roese Bros on pickleball court installation.
- Park renovations continue behind the fire station. Del-co ran a new line. Septic repair was completed. Finishing the park driveway from Dublin Road was discussed.
- Sheriff patrol results were sent to a Scioto Reserve resident regarding subdivision speeding issues.
- Mr. Johnson moved and Mr. Garrett seconded to renew 2021 posted roads for 2022 (pending adjacent township approvals where applicable). Vote: Haney-yes, Garrett-yes, Johnson-yes.

### Old Business

- Mr. Garrett moved and Mr. Haney seconded to approve the Ohio Public Works Commission (OPWC) estimate for 1.0 mile of Bunty Station Road improvements, from Section Line Road to Ford Road, for \$199,300.00, of which the township's cost portion is \$12,955.00. The estimate includes fixing twenty low driveway entrances at one ton per driveway. Vote: Haney-yes, Garrett-yes, Johnson-yes.
- The OPWC estimate was reviewed for 1.3 mile of Russell Road improvements for \$337,100.00, of which the township's cost portion is \$3,393.00. Cost and comparison will be reviewed and verified with County prior to action.
- The American Rescue Plan portal through the County PA's office was discussed. The portal will be used to share township data across the County.
- It was made a matter of record that Trustee Garrett will begin discussions with Red Tiger Investments regarding the economic development plan.

### New Business

- Mr. Haney moved and Mr. Garrett seconded to adopt Resolution #2021-0811 to accept the terms of the One Ohio subdivision settlement per the terms of the July 21, 2021 National Opioid Settlement Agreement, and to appoint Trustee Johnson to sign the agreement on behalf of the Board. Vote: Haney-yes, Garrett-yes, Johnson-yes.

### Fire Department

- The price quote for the new fire truck is still being negotiated, and the contract is still being reviewed at the PA's office. PACCAR engine warranties for the new fire truck need reviewed.
- The mower sold on GovDeals for \$800, unpaid to date.
- The Ford Ranger sold on GovDeals for \$606, and was paid. Mr. Johnson moved and Mr. Garrett seconded to appoint Trustee Haney to sign over the title on behalf of the Board. Vote: Haney-yes, Garrett-yes, Johnson-yes.
- No updates on FEMA or SAFER grant submissions.
- The fire union contract negotiation meeting was held, and a list of contract changes were presented to Trustees for review. Several items were discussed. The Board will wait for CPI estimates to be released before discussing salary changes.

### Fiscal Officer

- A notice was received from the Zoning department about 9533 Dublin Road, Mars Hill Baptist Church, for holes in roof and animals going in and out. Board action was previously taken on this nuisance property under ORC505.87. No address or deed for the property have been obtained. The County PA's office will be consulted.

### Adjournment

With no further business, Mr. Garrett moved and Mr. Haney seconded to adjourn. Vote: Haney-yes, Garrett-yes, Johnson-yes.

**RECORD OF PROCEEDINGS  
CONCORD TOWNSHIP BOARD OF TRUSTEES**

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**ATTEST**

  
Fiscal Officer, Jill Davis

**BOARD OF TRUSTEES**

Bart Johnson \_\_\_\_\_

  
Joe Garrett \_\_\_\_\_

Jason Haney \_\_\_\_\_

Concord Township Trustee Meeting

August 11, 2021

Call in (669) 224-3412  
Access Code: 701-660-893

Roll Call

Approve Minutes

Public Input

Pay Bills

I would like to certify the fiscal officer has provided us with financial statements.

I need a motion to approve purchase orders, pending warrants and pay bills.

Zoning Inspector Report

Road Department update

Cooperative agreement with Dublin as approved by PA

Old Business

Approve Bunty Station OPWC Estimate from the County

ARP Delaware County Portal

New Business

Posted Roads for Winter 2021/22

Zoning Commission Recommendations currently at the PA office

OneOhio plan for Opioid settlement

Fire Chief

Fiscal Officer

Executive Session

Fire contract discussions if needed

Adjourn

Cash Summary by Fund

Year 2021

Fund #	Fund Name	Fund Balance 11/1/2021	Fund Balance Adjustments	Revenue (excluding transfers and advances in)	Transfers In	Advances In	Fund & Adjustments & Revenue	Expenditures (excluding transfers and advances out)	Transfers Out	Advances Out	Fund Balance 12/31/2021	Non-Pooled Balance	Pooled Balance
1000	General	\$7,442,526.64	\$0.00	\$1,455,649.46	\$0.00	\$0.00	\$8,898,176.10	\$434,599.06	\$0.00	\$0.00	\$8,463,577.04	\$0.00	\$8,463,577.04
2011	Motor Vehicle License Tax	\$27,634.27	\$0.00	\$11,557.54	\$0.00	\$0.00	\$39,191.81	\$15,516.04	\$0.00	\$0.00	\$23,675.77	\$0.00	\$23,675.77
2021	Gasoline Tax	\$147,076.11	\$0.00	\$109,661.48	\$0.00	\$0.00	\$256,737.59	\$183,755.56	\$0.00	\$0.00	\$72,982.03	\$0.00	\$72,982.03
2031	Road and Bridge	\$1,085,164.07	\$0.00	\$540,470.11	\$0.00	\$0.00	\$1,625,634.18	\$98,232.99	\$0.00	\$0.00	\$1,527,401.19	\$0.00	\$1,527,401.19
2041	Cemetery	\$10,474.41	\$0.00	\$13,207.23	\$0.00	\$0.00	\$23,681.64	\$3,701.85	\$0.00	\$0.00	\$19,979.79	\$0.00	\$19,979.79
2111	Fire District	\$1,437,563.82	\$0.00	\$3,091,463.29	\$0.00	\$0.00	\$4,529,027.11	\$1,682,950.09	\$0.00	\$0.00	\$2,846,077.02	\$0.00	\$2,846,077.02
2231	Permissive Motor Vehicle License Te	\$45,219.97	\$0.00	\$23,832.57	\$0.00	\$0.00	\$69,052.54	\$15,217.10	\$0.00	\$0.00	\$53,835.44	\$0.00	\$53,835.44
Report Total:		\$10,195,659.29	\$0.00	\$5,245,841.68	\$0.00	\$0.00	\$15,441,500.97	\$2,433,972.69	\$0.00	\$0.00	\$13,007,528.28	\$0.00	\$13,007,528.28

Last reconciled to bank: 06/30/2021 – Total other adjusting factors: \$7,673.73

**Payment Listing**  
 7/29/2021 to 8/11/2021

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
90-2021	07/30/2021	08/02/2021	CH	HR BUTLER, LLC	\$113.25	0
	Purpose: PAYROLL PROCESSING FEES					
91-2021	07/30/2021	08/02/2021	CH	HR BUTLER, LLC	\$2,742.32	0
	Purpose: PAYROLL AGENCY DEDUCTIONS					
92-2021	07/30/2021	08/02/2021	CH	HR BUTLER, LLC	\$55,826.03	0
	Purpose: PAYROLL SALARIES					
93-2021	07/30/2021	08/02/2021	CH	HR BUTLER, LLC	\$15,856.43	0
	Purpose: PAYROLL TAXES WITHHELD					
94-2021	07/30/2021	08/02/2021	CH	HR BUTLER, LLC	\$2,061.64	0
	Purpose: PAYROLL TAX ERROR COVID W/H					
95-2021	07/30/2021	08/02/2021	CH	PNC BANK	\$112.00	0
	Purpose: PNC MONTHLY FEES					
97-2021	08/11/2021	08/11/2021	CH	PNC BANK	\$570.30	0
	Purpose: PARK FENCING REPAIRS					
115464	08/11/2021	08/11/2021	AW	RIC IRVINE, ZONING INSPECTOR	\$40.00	0
	Purpose: ZONING CELL PHONE REIMBURSEMENT					
115465	08/11/2021	08/11/2021	AW	OHIGRO, INC	\$662.40	0
	Purpose: PARK CHEMICALS/SUPPLIES					
115466	08/11/2021	08/11/2021	AW	GORDON FLESCH CO., INC.	\$252.49	0
	Purpose: ADMIN COPIER USAGE JUL-AUG					
115467	08/11/2021	08/11/2021	AW	B&C COMMUNICATIONS	\$660.00	0
	Purpose: FIRE DEPT NEW RADIOS INSTALLED					
115468	08/11/2021	08/11/2021	AW	PRICE FARMS ORGANICS, LTD.	\$190.00	0
	Purpose: ROAD DEPT BUNTY STA SOIL, ROAD DEPT TREES DOWN DUMP					
115469	08/11/2021	08/11/2021	AW	TRACTOR SUPPLY CREDIT PLAN	\$840.64	0
	Purpose: PARK FENCE REPAIRS					
115470	08/11/2021	08/11/2021	AW	TREASURER, STATE OF OHIO	\$1,414.50	0
	Purpose: TWP AUDIT SVCS - REASSIGN VENDOR					
115471	08/11/2021	08/11/2021	AW	CREATIVE EARTHSCAPES INC	\$44.60	0
	Purpose: ZONING FEE OVERPAY REFUND, ZONING FEE OVERPAY REFUND					
115472	08/11/2021	08/11/2021	AW	OHIOHEALTH EMERGENCY MEDICAL SER'	\$647.50	0
	Purpose: FIRE DEPT MEDICAL DIRECTOR 2021-2022					
115473	08/11/2021	08/11/2021	AW	50+1 PUBLIC POLICY INITIATIVES	\$1,200.00	0
	Purpose: TWP GRANT WRITING CONSULTANT					
115474	08/11/2021	08/11/2021	AW	AMANDA PLUMBING	\$156.90	0
	Purpose: FIRE DEPT RESTROOM REPAIRS					
115475	08/11/2021	08/11/2021	AW	DATA RESOLUTIONS INC	\$480.00	0
	Purpose: ADMIN IT WORKSTATION UPDATES, SERVER MONITOR,SECUR,CLOUD B/U					
115476	08/11/2021	08/11/2021	AW	AIM MEDIA MIDWEST OPERATING LLC	\$71.60	0
	Purpose: ZONING LEGAL ADS					
115477	08/11/2021	08/11/2021	AW	LOWE'S COMPANIES, INC	\$3,941.18	0
	Purpose: FIRE DEPT WASHER/DRYER, FIRE DEPT DISHWASHER, FIRE DEPT SUPPLIES, ROAD/PARK REPAIR PARTS					
115478	08/11/2021	08/11/2021	AW	LANDFALL	\$1,725.00	0
	Purpose: FIRE DEPT ICE RESCUE SUITS					
115479	08/11/2021	08/11/2021	AW	O.E. MEYER CO.	\$122.06	0
	Purpose: FIRE DEPT O2 GAS SUPPLY					
115480	08/11/2021	08/11/2021	AW	SHELLY MATERIALS, INC	\$438.84	0
	Purpose: ROAD DEPT STONE - BERMING					
115481	08/11/2021	08/11/2021	AW	MILLCREEK GARDENS LLC	\$205.34	0
	Purpose: PARK PLAYGROUND FLOWERS					
115482	08/11/2021	08/11/2021	AW	SOUTHEASTERN EQUIPMENT CO., INC.	\$153.09	0
	Purpose: ROAD DEPT TRACKHOE BUCKET TEETH					
115483	08/11/2021	08/11/2021	AW	FYDA FREIGHTLINER COLUMBUS, INC.	\$37.32	0
	Purpose: ROAD DEPT T347 HOOD LATCH REPAIR					
115484	08/11/2021	08/11/2021	AW	COLUMBIA GAS	\$277.77	0
	Purpose: FIRE DEPT UTILITIES					
115485	08/11/2021	08/11/2021	AW	BEEM'S BP DIST INC	\$2,368.90	0
	Purpose: ROAD & FIRE FUEL SUPPLY					
115486	08/11/2021	08/11/2021	AW	VOSS BROTHERS SALES	\$95.88	0
	Purpose: FIRE DEPT FUEL SUPPLY					
115487	08/11/2021	08/11/2021	AW	CLASSIC SOLUTIONS INC.	\$478.13	0

**Payment Listing**  
7/29/2021 to 8/11/2021

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
	Purpose:	FIRE DEPT JANITORIAL SUPPLY				
115488	08/11/2021	08/11/2021	AW	BOUND TREE MEDICAL, LLC	\$695.98	O
	Purpose:	FIRE/EMS DRUG SUPPLIES				
115489	08/11/2021	08/11/2021	AW	MIATI EMBROIDERY	\$461.00	O
	Purpose:	FIRE DEPT SHIRTS				
115490	08/11/2021	08/11/2021	AW	DELAWARE GAZETTE	\$194.55	O
	Purpose:	FIRE DEPT PAPER SUBSCRIPTION				
115491	08/11/2021	08/11/2021	AW	3F FITNESS LLC	\$1,115.00	O
	Purpose:	FIRE DEPT FITNESS PROGRAM JUL21				
115492	08/11/2021	08/11/2021	AW	CAMPUS FIRE SAFETY COM LLC	\$295.00	O
	Purpose:	FIRE DEPT PLAN REVIEW TRAINING				
115493	08/11/2021	08/11/2021	AW	OHIO DEPT OF AGRICULTURE	\$70.00	O
	Purpose:	ROAD DEPT COMM APPLI LIC RENEW				
115494	08/11/2021	08/11/2021	AW	GERMAIN FORD	\$1,263.25	O
	Purpose:	FIRE DEPT BRAKE BOOSTER REPAIR				
115495	08/11/2021	08/11/2021	AW	SOUTHEASTERN EQUIPMENT CO., INC.	\$80,871.80	O
	Purpose:	ROAD DEPT BACKHOE CASE 580SN				
115496	08/11/2021	08/11/2021	AW	LOEB ELECTRIC	\$22.18	O
	Purpose:	TWP BLDG LIGHTS				
115497	08/11/2021	08/11/2021	AW	FRONTIER	\$319.16	O
	Purpose:	FIRE DEPT UTILITIES				
115498	08/11/2021	08/11/2021	AW	TIME WARNER CABLE	\$99.99	O
	Purpose:	UTILITIES - ADMIN DEPT				
115499	08/11/2021	08/11/2021	AW	PORTA KLEEN	\$202.74	O
	Purpose:	PARK PORTABLE RESTROOM, ROAD PORTABLE - BUNTY STA				
115500	08/11/2021	08/11/2021	AW	KLEEM, INC.	\$246.86	O
	Purpose:	ROAD DEPT SIGNAGE-ELM/HIGH				
Total Payments:					\$179,643.62	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$179,643.62	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

\* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.



CONCORD TOWNSHIP OF DELAWARE COUNTY, OHIO

Resolution No. 2021- 0811

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT

AN EMERGENCY RESOLUTION AUTHORIZING the Concord Township Board of Trustees/Chairman to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation (“Settling Distributors”) pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, the Concord Township of Delaware County, Ohio is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and



WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Concord Township has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Concord Township Board of Trustees understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by distributors AmerisourceBergen, Cardinal, and McKesson (collectively the “Settling Distributors”) to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, the Concord Township Board of Trustees wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement with the Settling Distributors (the “Proposed Settlement”):

NOW THEREFORE, BE IT RESOLVED BY THE CONCORD TOWNSHIP BOARD OF TRUSTEES OF DELAWARE COUNTY, OHIO.

Section 1. That Bart Johnson, Trustee/Chairman is authorized to accept the Proposed Settlement on behalf of Concord Township, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Board relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Concord Township. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Motion made by Mr. Haney; seconded by Mr. Garrett.

Yea    Nay

Trustee Bart Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee Joe Garrett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee Jason Haney	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Adopted this 11<sup>th</sup> day of August, 2021

Attest:

Jill Anderson  
Fiscal Officer

[Signature]  
[Signature]  
[Signature]