

## Minutes of Department Head Meeting May 12, 2008

**7:00am Meeting called to order by:** Gary Britten

**Roll call:** Mr. Britten, Mr. Mack, Mr. Hrosko, Mr. LaHote, Chief Stribrny, Chief Dimick, , Kraig Gottfried Grant Garn and Robert Warnimont  
Deputy Chief Brice was absent

**Police:** Chief Stribrny told the Trustees the watercraft grant check for \$14,302.00 came in and turned it over to the office.

Stribrny gave the Trustees a 2007 K-9 usage report (copy in file) and said our current dog (Bodo) will still be useful for one to four years. Officer Smith, who is Bodo's handler, said he has started backing off on some of the dogs training to relieve stress on the dog. Officer Smith is also limiting how far away we will send Bodo out. Mack asked if we do not replace the dog would we be able to call someone to use their dog. Stribrny said we can always ask for assistance but it would be a matter if their dog was available. Stribrny said there are two bomb dogs in the area but he wasn't sure where the Highway Patrol dogs are. Also there is another dog assigned to the Federal Agency in Waterville Township and Stribrny could talk to them. Mack the said what we need to figure out is what we would be losing out on if we do not replace Bodo. Mack said maybe we could partner with another Township on a dog. Stribrny said Officer Smith would be willing to come to a meeting to answer any questions the Trustees might have.

Next Stribrny said they have been having some problems with the radios on a regular basis. The fire department is getting feedback from Lima. Stribrny said he knew at one time the Trustees make some comments about bidding the new radio out, even though Bender is on State bid. The problem with that is where our service would come from. Bender is 24/7 service and that is what is needed. On the consol bid the hold up is they are waiting on AT&T on a head set hook up for the phone system. Hrosko has a meeting with AT&T tomorrow. Stribrny went on to say the biggest thing is we are going to stay on an analog system because under an analog system if a line goes down only that one line is affected. On a digital system if a line goes down, everything goes down.

The last thing Stribrny told the Trustees was that we received a check from Bennett Enterprises for \$1,000.00. We had three officers injured in an incident, two officers were projecting (off duty) for Bennett and went to the aid of a third Officer (on duty) and were injured by the suspect. The officers who were off duty status changed when they went to the aid of the other officer. Under the law when they are in the process of asserting an arrest on someone, they are covered by the Township's Workers Comp. So what happened was we went back and forth with the coverage and because the Township's coverage covered the Officers, Bennett donated \$1,000.00 to the Township for the Police Department. Along the same lines, we had another project (buy book back) we worked up at Owens and the company requested having a cruiser set there while they were there. We supplied them with cruiser and charged them for it. Stribrny will count the money to verify it is paid in full and turn the money over to the Fiscal Officer.

**Zoning:** Grant Garn told the Trustees the BZA is holding a public hearing on Tuesday May 20<sup>th</sup> @ 6:00pm for a conditional use hearing on the Henry Farm. They also will be hearing a request by the Oakmont Homeowners Association to place an Area Identification Sign in the Boulevard on Oakmead Drive. Their old sign was taken down and they want to replace it. Britten said he has a problem

with this because just last month at a meeting a gentleman was told he couldn't have street trees because we do not allow anything to be placed or planted in the right-away. Britten went on to say that he feels until we get the tree issued resolved, the Township shouldn't allow anybody to put anything in the right-away. Mack said that he feels that we do not allow trees because they mess up sidewalks, create sight line issues and we are not a tree city. They used to have a sign in the Boulevard and he doesn't have as much of a problem with the sign as he does with trees. Britten said we need to look up the Resolution the Trustees passed and see what the wording is. Britten said he thought it said nothing "planted or placed" in the right-away, Garn said that on the sign there would be no line of sight issues as it is a low profile sign and in Oakmont's defense there is no other place to put the sign but in the right-away. Britten said that there are trees planted in Wexford and asked what we are going to do about that. Britten said he needs to give that resident an answer on his trees. In Oakmeadows East there are some trees the residents planted themselves between the sidewalk and the curbs. This is something we need to talk about this and we need to find out where Linda Holmes is on the lawsuit. LaHote said we also need to find out if the Township could go in, if necessary and remove the trees in the right-away. Garn said that once planted in the right-away he thinks they become the Townships' but it would be unpopular to remove them.

**Fire:** Chief Dimick said the he has an engine being repaired at WW Williams and the Trustees will be seeing a bill from them soon.

Dimick said Holmes called him last week and she started the paperwork on the fire truck. However the salesman is still confident we will get the fire truck in August. Hopefully even if we get the truck we will still need to work on the discount we were supposed to get if the truck was not delivered on time (last October).

**EMS:** Deputy Chief Brice was absent

**Recreation:** Bob Warnimont told the Trustees recycling is this Saturday. He also told them he is running a second food give away this week because of how the days fell this month some people got confused which day it would be.

Warnimont the said the Perrysburg Little League started Saturday and they have 980 kids playing this year.

**Maintenance:** Kraig Gottfried reported the specs on the new truck are going out to the paper this week.

Gottfried told the Trustees he will be asking for a PO for the road striping and a PO for Hot Mix at Monday night's meeting. He is also getting the numbers together on the road bids so he can bring them up Monday night.

Next Gottfried said they are looking for a new trailer for our roller. They would like to have a fixed tilt trailer so they can mount a tank for water on it. He will get information on this and bring it back up at a future meeting.

Gottfried than told the Trustees there is a two day training coming up for mechanics on the computer system used on cars. This training will be down at the county garage and we are going to split the cost with them. Our share will be \$780.00 and we will be sending two men to it. The date is still to be determined.

**Administrator:** John Hrosko asked the Trustees to ratify the new Fire contract. The trustees previously went over it and verbally approved it but it needs to be

voted on. **Mack made a motion (seconded by LaHote) to ratify the Fire contract. All Yes Motion Passed**

Hrosko said Tass Electric's quote to do the electric for the new fuel pumps is \$6,535.00 and the work will be done by Mr. Pickard who has done most of the electrical in these buildings. Hrosko will ask for approval of this Monday night. Mack asked if we should be looking at using an off site fuel system because of liability. Maybe using a fleet service, such as TruNorth would save us money on fuel costs. Even though it is more convenient to have it on sight it might save us money not having it delivered. One of the down sides of this system would be keeping track of the credit cards and the purchases. Stribrny said we need to look at every way we can to save money on fuel. Maybe we can look into state pricing on fuel delivered. Hrosko will start looking into this and get some fuel prices. Maybe just fueling the gas vehicles off site and keeping just diesel on sight would be an option.

Hrosko gave his upcoming meeting dates.

**Office:** Shirley Haar asked for an executive session for discipline of personnel.

Bob Mack showed a map the City of Perrysburg just had made and it was discussed if the Township should have new maps made up. Although we really need to make new signs it was decided to table this issue until the end of the year to see what happened with our boundaries.

LaHote asked Hrosko what the date is that we have to have ballot issues in to the Board of Elections by. Hrosko replied that the information on Home rule or Zoning has to be in by August 21, 2008. LaHote asked Hrosko if we received any additional information from Albers on Home Rule and Hrosko replied he had not. Hrosko will contact Albers.

LaHote said he would like to get the zoning issue (to have entire township zoned) on the ballot this November. Grant said he is starting to see signs other places that say "this area zoned for your protection". Hrosko will pull all the information from when we did this several years ago and find out exactly how we need to this to get it on the November ballot.

Britten asked the Department Heads if they have the budget sheets into Hrosko yet and said if they did not to get them to him soon..

Attorney Donahue asked for a brief executive session for pending or imminent litigation before we award the Fire station bids.

**LaHote made a motion (seconded by Mack) to adjourn into executive session for pending or imminent litigation. Further business will be conducted. All Yes Motion Passed**

**Mack made a motion (seconded by LaHote) to adjourn executive session and re-enter regular session. All Yes Motion Passed**

**8:30AM** Britten turned the meeting over to Jeff Buehrer from Vetter. Mr. Buehrer said he had asked for a hold up on Premier because they had not turned in financials in. They have now turned them in and Mr. Buehrer turned copies of them over to the Trustees. He did review them and found them to be satisfactory. Also because of a review and a decision by the Trustees regarding issues with

Certification we went ahead and reviewed Dimech and had them submit 305s. They submitted them the following day, they were reviewed and found to be in satisfactory order and copies were turned over to the Trustees. As of that we have done everything we can for you so the ball is now in your court.

John Donahue said he wanted to share a conversation he had with Alvad's council a Dan Edwards from Thompson Hein in Columbus as we did consider Attorney Glen Rambo's from the Spieker Company legal opinion. Donahue said he had a nice conversation with Mr. Edwards and took his advice and opinions into consideration to the same extent that we had taken Mr. Rambo's legal opinions into consideration. Mr. Donahue said he wanted to make it clear we are treating both parties equally and respect their respective legal positions and have taken them into consideration. Now before the Trustees discuss who to award these bids to Mr. Donahue said he would once again like to reiterate the legal advice he gave the Trustees regarding this entire bidding process. Mr. Donahue said the statute is very clear so I need to say the fact that Spieker is a township resident and a local company is not one of the factors that should govern your decision making process. It is just not there and the law is pretty clear the Township cannot take into consideration when awarding the bid the fact that one of the bidders happens to be a local company. While that may be politically expeditious, it is not the law. Mr. Donahue said "again in making that determination there are basically five factors taken into consideration; first; the experience of the bidder, the second; the bidders financial condition and if a bond is not submitted as required by law, that is a problem, the third; bidders conduct and performance on previous contracts, the fourth; the bidders facilities and management skills and fifth; the bidders ability to execute the contract properly. Mr. Donahue then said he would turn it back to the Trustees.

Mr. LaHote said that both are qualified companies and he appreciated all the information that they gave to the Trustees. He said one of the things he looked at on a project of this scope, we are bound to have some change orders and one of the difference between them is the mark up on any of those changes is 5% between the two bidders, with Spieker being the lower at 10%. This is something that can ultimately change the price of the project and it would be lower with Spieker. This is something we need to take into consideration.

Mr. Mack said he talked extensively to Maumee and Maumee's City Administrator and he said Spieker did a very satisfactory job on their fire building. Mack also talked to Larry Gamble and he gave Spieker a very glowing report. Also on Spieker's resume they had a substantial amount of projects where they were the general contractor. Mack went on to say that he had no doubt that ACI would also do a very good job.

Mr. Britten said a couple of things that jumped out to him were the size of the projects and the amount that Spieker was general contractor on their resume as compared to ACI. Britten said also on ACI's sub-contractor list there is a sub-contractor, named Henry W. Bergman Co. (out of Genoa) he has some major concerns about.

Mr. Mack read a letter (copy in file) from Joseph R. Camp, commissioner of public services addressed to Perrysburg Township Trustees regarding the Perrysburg Township Fire station that gave a very glowing report on the Spieker Company who built the Maumee 4.8 million fire station.

LaHote then said two things they need to look at are experience of the bidder and ability to execute the contract properly. We have an example that we all have seen of a fire station similar to what we are building and that has to have some bearing

on our decision. I think from my stand point that carries some pretty heavy weight on the ability to execute the contract.

**Mack made a motion (seconded by LaHote) to award the General Contract to the Spieker Company in the amount of \$3,788,000.00 with a 10% change order up charge. All Yes Motion Passed**

**LaHote made a motion (seconded by Mack) to award the HVAC contract to Dimech in the amount of \$380,000.00. All Yes Motion Passed**

**Mack made a motion (seconded by LaHote) to award the Plumbing contract to LaRoy Plumbing and Heating in the amount of \$337,000.00. All Yes Motion Passed**

**Mack made a motion (seconded by LaHote) to award the Electrical contract to Romanoff Electric in the amount of \$530,350.00. All Yes Motion Passed**

**LaHote made a motion (seconded by Mack) to award the Fire Protection contract to Premier Fire Protection in the amount of \$63,642.00. All Yes Motion Passed**

Britten thanked all the bidders and Mr. Buehrer and his office for their hard work. Britten said it was good to see the amount of bids we got in. The percentage on the general of ½ of 1% was very close. We look forward to moving forward on the fire station building.

Mr. Donahue said he had one more thing. He said Hrosko prepared a resolution regarding the Henry property purchase. Basically that resolution merely authorizes John Hrosko to sign a contract on the acquisition on behalf of Perrysburg Township. Mr. Donahue said he had the purchase contract with him and it could be signed after the resolution was passed. **Mack made a motion (seconded by LaHote) to approve Resolution #2008-13 (copy in file) authorizing John Hrosko to sign a purchase contract which is has been negotiated by our lawyer and their lawyer for 1.3 acres of property contiguous to our site immediately to the west. The most immediately need for it is our communications tower to be relocated and that it will also be used for parking and etc. All Yes Motion Passed**

**Mack made a motion (seconded by LaHote) to adjourn into executive session for personnel – disciplinary action and wages. All Yes Motion Passed  
No further business will be conducted.**

**Mack made a motion (seconded by LaHote) to adjourn out of executive session. All Yes Motion Passed**

**11:35 AM LaHote made a motion (seconded by Mack) to adjourn. All Yes Motion Passed**