

Minutes of the August 10, 2009 Meeting

Meeting opened by Grandstaff with Terry, Remley, Ullom, Potter, and Callan present.

Minutes of the July 20, 2009 Special Meeting were read and approved.

The following bills were presented for payment:

WARRANT NUMBER	VENDOR/PAYEE	DOLLARS	WARRANT NUMBER	VENDOR/PAYEE	DOLLARS
3526	HVFD	\$42,000.00	3544	Potter	\$421.19
3527	Terry	\$200.00	3545	Terry	\$650.10
3528	Grandstaff	\$94.67	3546	Treas. Of Ohio Audit	\$2,042.15
3529	M. Ullom	\$81.49	3547	AEP	\$181.18
3530	Remley	\$115.20	3548	NEXTEL	\$83.06
3531	Embarq	\$74.69	3549	AFLAC	\$153.40
3532	Ecowater	\$27.00	3550	Ft. Dearborn Ins	\$159.75
3533	Washington AP	\$35.74	3551	Heartland MC	\$215.37
3534	Heart of Ohio	\$93.18	3552	Mid-Ohio Paving	\$201.45
3535	Columbia Gas	\$77.44	3553	M. Ullom	\$44.00
3536	Legal Ad	\$539.93	3554	B & C Communications	\$204.32
3537	Fuller Marathon	\$1,239.00	3555	Village of Hartford	\$99.00
3538	Potter	\$21.29	3556	Callan	\$1,460.76
3539	Callan	\$1,355.86	3557	Gibson	\$187.08
3540	Grandstaff	\$630.10	3558	Heartland Bank- IRS	601.66
3541	Remley	\$650.10	3559	Ohio Tax	169.42
3542	Gibson	\$91.26	3560	School Tax	\$79.80
3543	Ullom	\$1,000.83	3561	PERS	1915.33

Grandstaff moved to pay the bills, Terry second all yes.

Administrative

- Fiscal Officer to order tee shirts from M & H.

Cemetery

Garden Club is going to plant flowers in front of entrance.

Firehouse

- Parking lot being sealed during Fair Week by Hendren Paving.
- Trustees discussed standby generator for firehouse.

Resolutions

RESOLUTION 01-08-2009

The Board of Township Trustees of Hartford Township, Licking County, Ohio, met in regular session on the 10th day of August 2009 with the following members present.

Grandstaff Remley Terry

Remley moved the adoption of the following.

WHEREAS, the Board of Township Trustees of Hartford Township, pursuant to R.C. 5575.03, is empowered to competitively bid township road contracts for the improvement of township roads within its jurisdiction; and

WHEREAS, the Board of Township Trustees attempted to competitively bid such a township road contract; however, due to a mistake in the notice of the

advertisement for bids, the date and time of the bid opening was inadvertently omitted; and

WHEREAS, the Board of Township Trustees, upon conferring with legal counsel, has determined that such advertisement for bids was improper and not in accordance with law, and therefore any bids received, and any subsequent resolutions awarding the contract based on such bids, are not based in law and are void; and

WHEREAS, pursuant to City of Newark v. Fromholtz (1921), 102 Ohio St. 561, the parties to a public contract let by competitive bidding have the power to cancel and rescind such contract by mutual agreement; and

WHEREAS, the Board of Township Trustees and Mid-Ohio Paving, the parties to this contract resulting from the improper bidding procedure as outlined herein, shall exercise their authority to mutually agree to cancel and rescind the contract recently entered into resulting from the improper advertisement for bids, and the resulting improper bidding procedure.

NOW, THEREFORE, be it resolved that:

The Board of Township Trustees and Mid-Ohio Paving, pursuant to the statutory and legal authority cited herein, and all relevant law, by this resolution, hereby **mutually agree** to cancel and rescind the contract awarded as a result of the improper bidding procedure described herein.

Terry Seconded the Motion, and the roll being called upon its adoption, the vote resulted as follows:

Yea Grandstaff Terry Remley

CERTIFICATION

I hereby certify that the foregoing is a true and accurate copy of the Resolution of the Board of Township Trustees of Hartford Township, Licking County, Ohio, adopted on the 10th day of August 2009 at its regular meeting. *Michael Ullom*

Roads

- Trustees reviewed Engineer supplied OPW specifications for Clover Valley.
- Bid opened for Parsons Road project at 1900 hours; one submitted by Mid-Ohio. Terry moved to accept the bid, Grandstaff second. Terry and Grandstaff yes. Remley abstained.

Zoning

- Property on 9289 Bennington Chapel (Doran) being finished by bank owners. Trustees asked FO to send a letter to Board of Health regarding septic system in flood plain.

No further business, meeting adjourned.
