Regular Beavercreek Trustee's Meeting

Monday, April 4, 2011

Mr. Glaser called the Regular Trustee Meeting to order at 2:01 P.M. Those present were Trustees: Robert Glaser, Carol Graff and Bob Stone. Fiscal Officer, Christy Ahrens and Legal Advisor Robert Surdyk were also present. Staff present: Township Administrator Alex Zaharieff, Assistant to the Fiscal Officer James Barone, Road Foreman John Schroeder, Fire Chief David VandenBos, Deputy Fire Chief(s) Scott Dorsten and John Mercs, IT Manager Jeff Ochester, Zoning Administrator/Inspector, and HR Manager Trish Gustafson.

2011-151 Ms. Graff made a motion to approve the Agenda for April 4, 2011 with the following amendments: add Information from Mr. Zimmer under Old Business and add Land Use Hearing under New Business. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

2011-152 Mr. Stone made a motion to approve the April 6, 2011 Payroll in the amount of $260,119.43. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

2011-153 Ms. Graff made a motion to approve the Bills in the amount of $234,096.84. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

2011-154 Mr. Stone made a motion to approve the Regular Meeting Minutes of March 21, 2011. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

2011-155 Ms. Graff made a motion to approve the Special Meeting Minutes of March 25, 2011. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

2011-156 Mr. Stone made a motion to approve the Special Meeting Minutes of March 28, 2011. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

RESIDENTS/GUESTS DESIRING TO SPEAK: None.

OLD BUSINESS:

Audit Committee Member:

2011-157 Mr. Stone made a motion to appoint Ronald Hunt to the Beavercreek Township Audit Committee commencing April 6, 2011; for a term of three (3) years ending on April 5, 2014. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Lofino Contracts:

Mr. Surdyk stated that the Agreement was finished on March 31, 2011 but that one issue came up on April 1, 2011 and that we still don't have any further information on that issue. General discussion occurred regarding: if no redevelopment of the land occurs within ten years that the new property would revert back to the Lofino family; definition of redevelopment; economic concerns; and clarifications. Mr. Mike Thonnerieux stated that Beavercreek City Council will hear this issue on April 11, 2011.

Information from Mr. Zimmer:

Bob Zimmer, 2381 Old Home Ct, Beavercreek, Ohio spoke to the Trustees regarding the Beavercreek Historical Society lease at the Coy House. General discussion occurred regarding: cost to renovate the space and the wish to extend the lease for the same terms. Mr. Zimmer thanked Mr. Parks for all his hard work

and willingness to help. The Trustees let Mr. Zimmer know that funding in the General Fund is under extreme review but that his statements will be taken into consideration when a new lease is discussed.

NEW BUSINESS:
Personnel Investigation:
Fire Chief VandenBos stated that the Board of Trustees had instructed him to investigate charges against a firefighter and that he did. It was determined that Firefighter Holloway violated two sections in the Handbook.
"First, Firefighter Holloway violated the Beavercreek Township policy on Workplace Violence (*Township Handbook, Section IV, Article 13 (p.36)*) by *"threatening physical or verbal violence (including intimidation and/or harassment)," including "Threatening harm to individuals" and "Verbal assault for the purposes of intimidation and/or coercion"* against Brandon Quigley."
"Second, Firefighter Holloway violated the Beavercreek Township policy on Employee Conduct *(Township Handbook, Section III, Article 7, Section 1(E) (p.9)*) with "*insubordination or other disrespectful conduct*" against Clearfield Police Department, Officer R. Freeman and Fairborn Police Department, Officer D. Foreman."
Chief VandenBos stated that the formal filing is today and that there would then need to be a hearing.

2011-158 Ms. Graff made a motion to accept the results of the Investigation of Firefighter Holloway as presented by Chief VandenBos. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

2011-159 Mr. Stone made a motion to set a Hearing for April 18, 2011 at 2:00 P.M. for Firefighter Holloway. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

2011-160 Mr. Stone made a motion to extend the paid administrative leave of absence for Firefighter Holloway until April 18, 2011. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Land Use Hearing:
General discussion occurred regarding the Trustees wanting to attend the Land Use Hearing. A Special Trustee Meeting is set for Thursday, April 7, 2011 at 7:30 P.M. at Fire Station 61, in the basement for the purpose of receiving input from the Zoning Commission Land Use Hearing.

ADMINISTRATOR:
Greene County Sheriff Report:
Mr. Zaharieff stated that he wanted to make the Trustees aware of this monthly report and that if they had any questions to contact him. General discussion occurred.

Fairborn Municipal Court Report:
Mr. Zaharieff stated that he wanted to make the Trustees aware of this report and that if they had any questions to contact him.

Hunter's Pointe Flooding:
Mr. Zaharieff showed pictures of the flooding and stated that we have received the permits to remove the beavers that are causing the flooding. Discussion occurred regarding: capturing the beavers, equipment, and the time period. General discussion occurred.

Purple Loosestrife:

2011-161 Ms. Graff made a motion to approve Mr. Glaser signing a letter to Scott Butterworth, of ODNR, Division of Wildlife regarding the beetles and purple loosestrife plants. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

Park Consolidation Project:
Mr. Zaharieff stated that Road Superintendent Tim Parks has been attending all the meetings regarding this issue and that this week, in Tim's absence, John Schroeder and Mr. Zaharieff will be attending. The committee would like to present something in April.

ROAD:
Excavator Delivery:
Road Foreman John Schroeder announced that the Township has taken delivery of the new excavator and showed pictures of the excavator.

2011 Collective 448 Overlay, Collective 422 Chip Seal, and Collective Center Line/Edge Line:

2011-162 Ms. Graff made a motion to approve **Resolution 2011-162**, the Agreement between the Greene County Engineer and The Beavercreek Township Board of Trustees to participate in the competitive bid contract for the **Collective 448 Overlay for 2011, Collective 422 Chip Seal for 2011, and the Collective Center Line/Edge Line** as bid by the Greene County Engineer. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

FIRE:
Update on Second Reserve Fire Engine:
Deputy Fire Chief Scott Dorsten asked the Trustees if they had any questions regarding this issue. Discussion occurred regarding: the necessity of having a reserve engine; funding and budgeting; equipment; training; and maintenance.

Update on Sale of Two Freightliner Engines:
Deputy Dorsten stated that one engine is up to $10,250.00 and the other is up to $9300.00 on GovDeals.com. General discussion occurred regarding: the length of time left on GovDeals.com and the much higher return than $3000.00 that was originally proposed to be accepted before being placed on GovDeals.com.

Update on the Beavercreek Youth Council Dance:
The dance is this weekend and the final meeting will be held on Wednesday. The Sheriff's Department will be attending to help.

Communication Vehicle Agreement with Wright State University:
General discussion occurred regarding the proposed agreement regarding: costs, a generator, equipment, and fuel. Further discussion occurred regarding: how much to charge, whether to make money or just cover the expense. Either way, the Trustees asked that the number be justified and asked the Township Administrator and Fire Chief to justify the Agreement costs to be all inclusive cost per hour – personnel, equipment, etc., and add a minimum number of hours and bring it back before the Trustees.

Tower Bid:
2011-163 Mr. Stone made a motion to approve the purchase request to Sabre Towers for two (2) communication towers in the amount of $149,718.00. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Purchase Approvals:

2011-164 Ms. Graff made a motion to approve the purchase request to Boundtree Medical for EMS inventory restock supplies in the amount of $4833.44. Mr. Stone seconded. General discussion occurred. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

Station 64 Update:
2011-165 Ms. Graff made a motion to proceed with taking down brick off of the old Station 64 for the 9/11 Memorial Committee to sell. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

2011-166 Mr. Stone made a motion to approve Change Order 3, dated February 22, 2011 and the purchase request to Brumbaugh Construction for Station 64 Demolition Fee in the amount of $40,500.00. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

2011-167 Ms. Graff made a motion to approve the purchase request to Architectural Resources Corporation (ARC) for architectural fees in the amount of $180.00 for change order #3. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

General discussion occurred regarding truss reinforcement for the new Station 64. This item will be held over to the next meeting for a complete cost.

Discussion occurred regarding the parking lot repair needed at the new Station 64. General discussion occurred regarding: soil borings; why this area wasn't addressed beforehand; why it's the Township's problem when the contractor bid the project knowing the soil borings; and equipment and how it's getting on the job site. Gary Snyder of ARC came into the meeting and addressed these parking lot issues.

2011-168 Mr. Stone made a motion to approve Change Proposal 14, dated April 1, 2011 and the purchase request to Brumbaugh Construction for Station 64 Soil Work Change Order in the amount of $7254.00. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, no.

Chief VandenBos stated that he would like to request a few documents from Clearfield Police Department in regards to the Holloway Investigation.

2011-169 Ms. Graff made a motion to approve the request for a subpoena to Clearfield Police Department for materials regarding the Holloway Investigation, as requested by Chief VandenBos. Mr. Stone seconded. Roll Call: Ms. Graff, yes; Mr. Stone, yes; and Mr. Glaser, yes.

LEGAL ADVISOR:
Lofino Agreement Cont.:
Legal Advisor Bob Surdyk stated that he had spoken to the attorney for the Lofino family and that a draft revision is expected to be ready for Trustee review in the next day or two. The Trustees set a Special Trustee Meeting for Thursday, April 7, 2011 at 7:00 P.M. at the Fire Administration Building to discuss the Agreement for Donation of the Lofino Property and the Agreement for Operations of the Facility.

Ms. Graff requested that the Township Administrator discuss the Organization Chart. General discussion occurred. The Administrator will be bringing something before the Board in May. General discussion occurred regarding job descriptions and the concern with having Department Heads report to the Township Administrator. It is the Board of Trustees intention that Department Heads report to the Township Administrator. General discussion occurred.

Regular Beavercreek Trustee's Meeting

Monday, April 4, 2011

2011-170 Mr. Stone made a motion to Adjourn at 3:46 P.M. Ms. Graff seconded. Roll Call: Mr. Stone, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Trustee: _____

Fiscal Officer: _____