**Regular Beavercreek Trustee's Meeting**

**Monday, April 2, 2012**

Mr. Glaser called the Regular Trustee Meeting to order at 2:00 P.M. Those present were Trustees: Robert Glaser, Carol Graff and Dan Paxson. 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 Superintendent Tim Parks, Fire Chief David VandenBos, IT Manager Jeff Terry, Zoning Administrator/Inspector Victoria Long, and HR Manager Trish Gustafson.

**2012-125** Ms. Graff made a motion to approve the Agenda for April 2, 2012 with the following amendments: add Barlow Property and BWC Claim under New Business; Audit Committee under Administrator; and Station 64 Update under Road. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-126** Mr. Paxson made a motion to approve the April 4, 2012 Payroll in the amount of $254,935.61. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-127** Ms. Graff made a motion to approve the Bills in the amount of $272,521.39. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-128** Mr. Paxson made a motion to approve the Special Meeting Minutes of March 1, 2012. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-129** Mr. Paxson made a motion to approve the Regular Meeting Minutes of March 5, 2012. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-130** Mr. Paxson made a motion to approve the Special Meeting Minutes of March 12, 2012. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-131** Mr. Paxson made a motion to approve the Regular Meeting Minutes of March 19, 2012. Mr. Glaser seconded. General discussion occurred. Roll Call: Mr. Paxson, yes; Mr. Glaser, yes; and Ms. Graff, no.

**RESIDENTS/GUESTS DESIRING TO SPEAK**: None.

**OLD BUSINESS:**

Going Places:

Ms. Graff stated that there was a new Resolution for Going Places and asked if the new Resolution was acceptable to the Board of Trustees. She also stated that Mr. Glaser would be attending the meeting regarding Going Places on Thursday, April 5, 2012.

**2012-132** Ms. Graff made a motion to approve the new Resolution for the Miami Valley Regional Planning Commission, Going Places.
The motion dies for lack of a second.

Mr. Glaser stated there were a lot of changes to the document but that it is still not in the best interest of Beavercreek Township. Mr. Paxson agreed. General discussion occurred.

**2012-133** Mr. Paxson made a motion to authorize Mr. Glaser to vote no on the proposed Going Places Resolution at the next Miami Valley Regional Planning Commission Meeting on April 5, 2012. Ms. Graff seconded. General discussion occurred. Roll Call: Mr. Paxson, yes; Ms. Graff, no; and Mr. Glaser, yes.

**NEW BUSINESS:**

Employee Grievance:

Lt. Rob Young spoke to the Trustees regarding his Employee Grievance. He feels the Administrator's decision was incorrect and is now before the Trustees to hear his complaint. For resolution, Lt. Young would like a document signed by the Trustees this date that he has done nothing wrong or improper and would like an apology.

**2012-134** Ms. Graff made a motion to go into Executive Session per ORC 121.22(G)(3) conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action at 2:23 P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-135** Ms. Graff made a motion to come out of Executive Session at 2:59 P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-136** Ms. Graff made a motion uphold the Township Administrator's decision pertaining to the Employee Grievance of Lt. Rob Young. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

In discussion, the Trustees felt it was necessary to give Lt. Young a letter. He has reviewed it and it is as follows:

**2012-137** Ms. Graff made a motion to approve the letter to Lt. Rob Young which states, "The Board recognizes that Lt. Rob Young has not engaged in any wrong doing nor has he done anything illegal or unethical. Lt. Young has followed all policies and procedures set forth by the Township and the Fire Department. All overtime in question with respect to Lt. Young was authorized through proper channels pursuant to the labor agreement without any grievance by other bargaining unit employees. It was not the intent of the Board to cause any personal hardship for Lt. Rob Young. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Barlow Property:

Sharon Barlow, 2482 Trebein Road, Beavercreek spoke to the Trustees regarding a lane that is in question as to who owns and has rights to, next to their property. Many neighbors use this lane, and the Barlow's have maintained this lane and they are wondering if under the Homestead Act, if they have a right to claim the lane? A map was presented and discussed. Zoning Administrator Victoria Long stated that the City shows there is no owner of the lane. The new church has stripped the land around the lane and removed hundred year old trees. Mr. Surdyk stated that this is a dispute between land owners as to who can claim the land and that the Township does not have any authority over this problem; it is a legal issue. The Trustees were sorry not to be able to help; however, it is out of their jurisdiction.

BWC Claim:

Mr. Paxson asked if the Township was challenging a Bureau of Worker's Comp claim. Mr. Zaharieff stated he had sent out an email regarding this issue. HR Manager Trish Gustafson stated that the Township has a claim and that it is under

investigation. General discussion occurred regarding the process to notify Trustees regarding Worker's Comp issues. Mr. Paxson asked if the Township has Township attorney's involved on this case. Mr. Zaharieff stated, yes.

**ADMINISTRATOR:**
2012 Community Development Block Grant Program – Lofino Center:
**2012-138** Ms. Graff made a motion to go approve the 2012 Community Development Grant Program for the Beavercreek Senior Center lighting project, Phase II, in the amount of $5000.00. Mr. Paxson seconded. Discussion occurred regarding Phase I. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Dispatch Service Agreement & PSISN Work Session:
A Special Trustee Meeting will be held on Monday, May 7, 2012 at 1:00 P.M. at the Fire Administration Building, for the purpose of meeting in Open Session to discuss the Dispatch Service Agreement and the PSISN project.
Mr. Glaser asked for the Trustees to receive a report on the PSISN project, i.e. what's working for us and what's not, and also a projected timeline. Mr. Glaser would like this report the week before the May 7th meeting.

Audit Committee:
**2012-139** Mr. Paxson made a motion to appoint David D. Harry to the Beavercreek Township Audit Committee commencing April 6, 2012; for a term of three (3) years ending on April 5, 2015. Ms. Graff seconded. General discussion occurred. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**ZONING:**
City of Beavercreek BZA – Sign Variance:
Zoning Administrator Victoria Long stated that the Township has received notification from the City for a Sign Variance to allow a gateway sign to be constructed at the intersection of US 35 and Factory Road. The sign is forty-five feet tall and twenty-two feet wide. The City is having a meeting regarding this issue on April 9, 2012 and she will be attending the meeting. General discussion occurred: the Township's largest sign currently is one hundred square feet; Ms. Graff objects to the size and feels it is excessive; Mr. Glaser is opposed to the size and the type of sign – that it is electric and will cause a hazard at a very busy intersection, that it is a safety issue, and that Rt 35 will eventually become a right of way; and Mr. Paxson agreed with all the concerns listed above.

**2012-140** Ms. Graff made a motion to authorize Mr. Glaser to sign on behalf of the Board of Trustees a Resolution requesting the denial of the sign variance based on the health and welfare of the citizens of the Township as the size is a distraction. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Ms. Long will report back to the Trustees on this issue after the April 9th meeting.

**INFORMATION TECHNOLOGY:**
**2012-141** Ms. Graff made a motion to authorize the Township Administrator to sign and execute a contract with Time Warner Cable on behalf of the Board of Trustees for a Time Warner High Speed Internet Connection and one time installation fee of $75.00 and a $69.90 monthly fee for twenty four months. It will be $85.99 thereafter. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-142** Mr. Paxson made a motion to approve the purchase request to Global Solutions Inc for Quantum Super Loader 3 (tape backup) in the amount of

$3186.00. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-143** Ms. Graff made a motion to approve the purchase request to Making Technology Matter, Inc for Citrix Health Check – MTM in the amount of $4800.00. Mr. Paxson seconded. Discussion occurred regarding: no charges for meals, is this a check up for them or us, the difference between a service contract and a health check, and is it worthwhile to spend this money now if we are not going to stay with them in the future. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, no.

**2012-144** Ms. Graff made a motion to authorize the Township Administrator to sign the Citrix Contract. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, no.

**ROAD:**

Approval of HVAC Preventive Maintenance Agreement:

**2012-145** Ms. Graff made a motion to approve a three year HVAC Preventative Maintenance Contract to Air Force One in the amount of $7100.00 for a period of one year, and an increase not to exceed five percent for years two and three. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Purchase Request for Sheriff's Cruiser:

**2012-146** Mr. Paxson made a motion to approve the purchase request to Watch Guard for an In Car Video System for the new Sheriff's cruiser in the amount of $5370.00, which does not include installation. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-147** Mr. Paxson made a motion to approve the purchase request to MPH Industries for a Radar Package for the new Sheriff's cruiser in the amount of $2185.00, which does not include installation. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Station 64 Update:

Road Superintendent Tim Parks stated that he had met with two residents this morning regarding the lack of landscaping and up-keep behind Station 64. He stated that his crews will start to clean up the back section of the property and that his budget will absorb any costs associated with getting back to the un-kept part of the property. The Board of Trustees thanked Mr. Parks for taking care of and documenting the issue.

Mr. Glaser had a question regarding a check made out to Bound Tree. Discussion occurred on disposable equipment for the Fire Department. Chief VandenBos will investigate the Fire Department's expenditures on disposable equipment and costs to Bound Tree.

**TRUSTEES:**

Ms. Graff had a question regarding how Township finances are invested. Fiscal Officer Christy Ahrens stated that as always, it is up to the Trustees as to how they would like to invest taxpayer money. There are other options besides checking accounts that she has reviewed, but that it is ultimately the decision of the Board. Ms. Ahrens suggested that this be a topic of discussion after the Township budget meetings in May as to if and how the Trustees would like to invest taxpayer money.

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**Monday, April 2, 2012**

Ms. Graff stated that she had the envelope with the $45.00 from the Greene County Township Association that was collected when Beavercreek Township hosted the Association meeting. General discussion occurred.

**2012-148** Ms. Graff made a motion to approve that the money donated to her at the January meeting of the Greene County Township Association dinner, specifically to cover a portion of the expenditure made by the Township for the dinner, be deposited in the General Fund account by which the money can be taken as a reduction of that expenditure. Mr. Glaser seconded. General discussion occurred regarding what happened at the January meeting. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; and Mr. Paxson, no.

**FISCAL OFFICER:** No report.

**2012-149** Ms. Graff made a motion to Adjourn at 4:12 P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Trustee: _____

Fiscal Officer: _____