**Regular Beavercreek Trustee's Meeting**

**Tuesday, May 29 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.

**2012-201** Ms. Graff made a motion to approve the Agenda for May 29, 2012 with the following amendments: add Mr. Brackenhoff, Zoning Commission, Chair under Old Business, and add Rotary Park under Road. Mr. Paxson seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-202** Ms. Graff made a motion to approve the May 31, 2012 Payroll in the amount of $252,299.63. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-203** Mr. Paxson made a motion to approve the Bills in the amount of $279,711.69. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**RESIDENTS/GUESTS DESIRING TO SPEAK**:
Bob Darden, Beavercreek Youth Softball Association, 1621 George Washington Drive, Beavercreek – announced to the Trustees that tonight the Beavercreek Youth Softball Association will begin its 29th Season at Rotary Park, with over 1300 players and 94 teams. He thanked the Trustees for the lights they put up in Rotary Park which allows so many games to take place.

**OLD BUSINESS:**
Zoning Commission Chair, Mr. Charles Brackenhoff:
Mr. Brackenhoff spoke to the Trustees regarding joint Zoning Commission and Special Trustee Meeting taking place on Thursday, June 7th to discuss the Land Use Plan. Mr. Brackenhoff would like to extend an invitation to the Board of Zoning Appeal members, as well, in order to discuss the reasons why the Land Use Plan and Zoning Ordinances need to be updated. Mr. Brackenhoff anticipated that adding this discussion would lengthen the meeting only by thirty minutes. The Trustees agreed that the Board of Zoning Appeal members could be contacted and invited to attend the meeting.

**NEW BUSINESS:**
Doug Hull:
Doug Hull, 664 Sueden Drive, Beavercreek – spoke to the Trustees regarding email conversations he's had with the Trustees concerning Owen's Place. Mr. Hull stated that he does not have an issue with Owen's Place, but that he does have questions regarding the cost of the park, especially in these economic times. Mr. Hull discussed the following: donation of two acres owned by the Township to Owen's Place; waiving the tap in fees, lack of a plan for the park and most importantly the maintenance of the park in the future. Mr. Hull asked the Trustees many questions: are there any MOU's for this park; who will pay for sewer and water; how do you track Township projects; and how much do you anticipate the maintenance of this park is going to cost the Township taxpayers in the future. Mr. Hull spoke regarding his public record request to the Township and his view that ORC 149.43 was violated when the request was shared with people outside the Township and Department Heads not having anything to do with Owen's Place. Mr. Hull explained his request, which he stated was precipitated by an article in the Beavercreek In-Touch magazine. Mr. Hull stated that, while a friend

of the Fiscal Officer, he did not submit or discuss his request with the Fiscal Officer before filing, as was suggested in a Township email. Mr. Hull questioned an email that indicated that funds raised for Owen's Place should go to the "Matt Fund". Mr. Hull thanked the Trustees for their time.

Mr. Glaser responded to several items: it was a gesture of good will to donate the land and he made it perfectly clear that no funds from the Township are to be used for this project; yes, the Trustees waived the tap in fee as they considered it a continuation of existing services in a Township owned park; and that Mr. Hull brought up some very serious questions regarding the maintenance of the park in the future and would like to have the Township or Park District closely look into that matter; and stated that the Trustees are trying to find ways to better track time in the Township. Mr. Glaser asked Mr. Surdyk to address, in writing, any legal questions Mr. Hull felt were left unanswered in his request. Mr. Glaser stated that fundraising is beyond the jurisdiction of the Board.

Ms. Graff stated that she received the record request and felt it was important to forward it to the people who had answers to the questions Mr. Hull was asking. She stated that using the Fiscal Officer in an email was as a placement only; assuming Mr. Hull truly wanted an answer to his questions.

Mr. Paxson stated that he understood where Mr. Hull was coming from as he has not seen any numbers on the maintenance of this project either. Mr. Paxson also had concerns for the taxpayers if the park loses support from private funds.

Mr. Darden, Beavercreek Township Park Board, stated that there is a long-term cost plan on the Owen's Place website and that Mr. Hull is invited to attend a Park Board meeting where he might get some of his questions answered.

Mr. Hull thanked the Board again and Mr. Glaser stated that he really wanted to know more about the maintenance of the rubber material to be used at the park.

Ms. Gussie Jones, Greene County Board of Developmental Disabilities and Owen's Place Foundation, 2340 El Cid Drive, Beavercreek – stated that the park has been developed in phases so that the costs could be managed; that they are not asking for funds, at this present time, and that they have asked no municipality for money, at this time, except for the State of Ohio. She stated that $265,000.00 has been raised for the park and will pay for Phase I of the park. She also stated that ten percent of every dollar is earmarked for maintenance of the park in the future. Ms. Jones stated that they are working on an MOU with the Township Park District for lawn mowing. The hope is to have the park break ground this summer and be open and ready for the public to use quickly to help increase donations, and understands the concerns of taxpayer money being judiciously used.

Ryan Williams, President of the Local IAFF 2827 – spoke to the Board concerning the money collected at a fundraiser for Owen's Place, stating that all money from that fundraiser went directly to Owen's Place and was not put in the "Matt Fund".

Mr. Bob Darden stated that he respects Mr. Hull's opinion, but feels that this playground is truly worthwhile for many people.

Mr. Hull stated that he never inferred that this was not a worthwhile project, but rather there are many projects that are worthwhile; he has a problem with the timing and costs associated with this project.
Mr. Glaser ended the discussion.

**ADMINISTRATOR:**

Request for Work Session on Controller Access and Joint Land Purchase Presentation:
A Special Trustee Meeting will be held Tuesday, June 12, 2012 at 1:30 P.M. for the purpose of discussing Controller Access and Joint Land Purchase.
The Special Trustee Meeting with Beavercreek City Council on Monday, June 4, 2012 has been cancelled due to scheduling conflicts.

**ROAD:**
Energy Rate Pricing:
Road Superintendent Tim Parks spoke to the Trustees regarding the most current energy pricing available to the Township. At this moment, Mr. Parks is recommending the Trustees approve the contract with Direct Energy. General discussion occurred regarding: energy delivery and care; the fact that rates are down due to last winter being a mild winter; the fact that we are talking about the cost of energy itself; potential costs associated with switching carriers; and potential fees for setting up new accounts.

**2012-204** Ms. Graff made a motion to approve **Resolution 2012-204**, an Agreement with Direct Energy for electric rates for 2013-2014 and to have the Township Administrator execute the Agreement. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Rotary Park:
Mr. Parks updated the Trustees on Rotary Park stating that someone took a vehicle and hit a transformer in the park which took out the power. The transformer belongs to the Township and this will probably end up being an insurance claim. He is working with the City on a Sheriff report and claim since both jurisdictions have insurance. It is not definite when the power will be back on. Mr. Glaser asked if the gate was locked and if not, how the vehicle could have gotten into the park. Discussion occurred. Mr. Glaser asked Mr. Parks to place a steel pole in the middle of the new path to obstruct vehicle entrance into the park by that means.

**FIRE:**
General Update of Various Items of Interest:
Fire Chief VandenBos spoke to the Trustees regarding several Thank You's the Fire Department has received recently. They are as follows:
A thank you to FF Mike Connolly, FF Shawn Fowler, FF Scott Gladney, FF Logan Surls, and Fire Secretary Michelle Grogean – from a happy citizen;
Feed The Creek Organization;
The Beavercreek YMCA for their Healthy Kids Day Event;
The Dayton Dragon's – honoring the Township Fire and EMS employees and the Department's Honor Guard that presented the colors;
The Beavercreek Christian Learning Center – Vehicle Day 2012;
The EMS Open Houses;
The May 9, 2012 cardiac arrest, where the patient was clinically dead, but the crew, en route resuscitated him and he and his family had dinner with the crew last week as a thank you;
Today we were involved with a lost person search; and
In the near future, we will be participating in a joint exercise sponsored by the Beavercreek Police on active shooter training with the Beavercreek School District.
The Trustees thanked the Department for a job well done.

Bariatric Cot Demonstration:

Chief VandenBos stated that the Bariatric Cot was available at Station 61 for anyone who wanted to see the demonstration of the new cot, ramp, and people mover. The demonstration would be available after the meeting.

PSISN Notification and Annual Fee:
Chief VandenBos stated that there are three parts to this PSISN – one is an invoice to Greene County for the PSISN Annual fee, one is for the Fire House renewal, and the last is a possible Opt Out motion/letter if the Trustees decide to go that direction.

**2012-205** Mr. Paxson made a motion to approve the purchase request to the Greene County Treasurer for the PSISN Annual Fee in the amount of $18,849.80. Ms. Graff seconded. Discussion occurred regarding: the maintenance fee and how we do not get our money's worth for record keeping. Discussion occurred regarding asking for a reduced fee because we still have to use Fire House for record keeping. The answer was yes, we've asked, but no they have not given us any reduction in our fees. Discussion occurred regarding the renewal contract – is it a five year or one year? The answer is, one year. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-206** Ms. Graff made a motion to approve the purchase request to ACS Firehouse Software for the Firehouse Renewal Fee in the amount of $4375.00. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

Discussion occurred regarding the PSISN Contract and whether the Trustees should give notice of intent to withdraw from the PSISN system.
Ms. Graff stated it was good to give notice in order to give the Township more leverage to get the things we still need from the system.
Discussion occurred regarding the actual motion and if we are not going to get what we paid for then we do not want to renew.
Discussion occurred on: a buyback program; the notice would give incentive to work with us; or the notice would give incentive for the PSISN group to let us go after we've invested all this money.
Another option would be to wait one more year to see if we get the things we still need from the system.
Discussion occurred regarding: whether the Sheriff has gotten what he needs from the system; why keep paying for something when we can't use it for what we need; GPS and messaging capabilities which just came online are a huge component and we can use that. General discussion occurred.

**2012-207** Mr. Paxson made a motion to notify the PSISN Board of our intent to withdraw from the PSISN system pending favorable modification to the interagency Agreement and to authorize the Township Administrator to send the notification, to the PSISN Board, of the Township's intent to withdraw. Mr. Glaser seconded. Roll Call: Mr. Paxson, yes; Mr. Glaser, no; and Ms. Graff, no.

Full-Time Hiring:
**2012-208** Ms. Graff made a motion to approve the hiring of Christopher Ferguson as a Full-Time Firefighter/Paramedic in the Beavercreek Township Fire Department effective May 30, 2012 at a starting rate of $17.70 per hour. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

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**Tuesday, May 29** **2012**

Chief VandenBos gave a brief overview of the tradition of being a firefighter and introduced Chris Ferguson. Firefighter Ferguson was sworn in and presented his shield and helmet.

**2012-209** Ms. Graff made a motion to recess for five minutes at 3:31P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-210** Ms. Graff made a motion to come back into Open Session at 3:41 P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-211** Ms. Graff made a motion to go into Executive Session per ORC 121.22(G)(1) to consider the discipline of a public employee or official at 3:42 P.M. Mr. Paxson seconded. Roll Call: Ms. Graff, yes; Mr. Paxson, yes; and Mr. Glaser, yes.

**2012-212** Mr. Paxson made a motion to come out of Executive Session at 3:58 P.M. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

**2012-213** Mr. Paxson made a motion to adjourn at 3:59 P.M. Ms. Graff seconded. Roll Call: Mr. Paxson, yes; Ms. Graff, yes; and Mr. Glaser, yes.

Trustee: _____

Fiscal Officer: _____