

Regular Beaver Creek Trustee's Meeting

Monday, January 25,

2010

Mr. Stone called the Regular Trustee Meeting to order at 7:00 P.M. Those present were Trustees: Robert Stone, Robert Glaser and Carol Graff. Assistant to the Fiscal Officer, James Barone and Legal Advisor Robert Surdyk were also present. Staff present: Road Superintendent Tim Parks, Fire Chief David VandenBos, Deputy Fire Chief Dan Paxson, Deputy Fire Chief John Mercs and IT Manager Jeff Ochester.

2010-019 Ms. Graff made a motion to approve the Agenda for January 25, 2010 with the following amendments: add storage in Phillips Park under Road and PSISN under Information Technology. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; and Mr. Stone, yes.

2010-020 Mr. Glaser made a motion to approve the January 27, 2010 Payroll in the amount of \$266,553.67. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff; and Mr. Stone, yes.

2010-021 Ms. Graff made a motion to approve the Bills in the amount of \$199,782.62. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; and Mr. Stone, yes.

2010-022 Mr. Glaser made a motion to approve the Regular Trustee Meeting Minutes of January 11, 2010. Mr. Stone seconded. Roll Call: Mr. Glaser, yes; Mr. Stone, yes; and Ms. Graff Abstain.

RESIDENTS/GUESTS DESIRING TO SPEAK:

Mr. Don Barlow, 2482 Trebein Road addressed the Board about his displeasure in the cancellation of the joint agreement between Beaver Creek Township and the City of Fairborn, and wondered what that cancellation would do to the response times to his residence.

OLD BUSINESS:

Mr. Stone recapped the decision to cancel the current agreement between Beaver Creek Township and the City of Fairborn. The current agreement will expire on February 4, 2010. Mr. Stone wanted to express that this does not in any way close the door for the future, but the current agreement the way it is written needs to end. Ms. Graff stated that the financial picture is not what was portrayed and would like to see this agreement extended for either six months or a year. Mr. Glaser stated that this agreement was supposed to be reviewed in 2008 and never was.

2010-023 Ms. Graff made a motion to enter into a modified contract on Station 2 with the City of Fairborn which indicates the modifications to which we have agreed. Number one would be that all those medic calls outside of district two in Fairborn for which we would receive money would come to the Township of Beaver Creek. That their Quint that is stationed at 2 would go on all of the medic calls with our personnel so that we always have 4 individuals who are there for removal. The staffing issue at this point I would leave in abeyance, they have requested Full Time Firefighters and have indicated they did not want Part Time Firefighters to go anyway so I would leave that one alone. That medic 2 would not be the second due on all of their districts only on those that are adjacent to station 2, similarly to how our response times are set up, and that we would modify the use of the Quint, station 2 would be second due, third due, forth due in the appropriate areas of Beaver Creek Township.

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Motion Died for lack of a second.

Mr. Stone stated that he wanted to make it perfectly clear that the motion that was made that the contract for Station 2 agreement terminates on February 4, 2010 still stands and is in effect.

Park Master Plan Meeting Date:

2010- 024 Mr. Glaser made a motion to set a Special Meeting for Monday March 8, 2010 at 1:30 PM to discuss the park master plan. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; and Mr. Stone, yes.

MVMAA Membership:

2010- 025 Ms. Graff made a motion to approve the memberships of all Beaver Creek Township Elected Officials to the Miami Valley Military Affairs Association. Mr. Glaser Seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, abstain.

Retainer for Annexation Attorney:

2010- 026 Mr. Glaser made a motion to approve **Resolution 2010- 026**, a Resolution retaining Wanda L. Carter and the Firm of Newhouse, Prophater, Letcher & Moots, LLC as legal counsel to advise and represent the Township in Annexation-related matters. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

MVRPC Technical Advisory Committee:

2010- 027 Ms. Graff made a motion to appoint Victoria Long as our delegate and Bob Stone as our alternate to the MVRPC Technical Advisory Committee for the year 2010. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

Taft Invoice:

Mr. Barone stated that the Fiscal Office has received an invoice from Taft, Stettinius & Hollister LLP for an individual that performed 2.3 hours work of work at a charge of \$460.00 and billed the Township. The Fiscal Officer pulled the bill as it is not in compliance with the current contract that reads prior to other individuals providing services either Mr. Mullins or Mr. Wakefield will request permission from at least one Township Trustee. The Accounts payable Clerk contacted all of you to ask if any of you had given permission and you each indicated no which is why it is before you this evening.

General discussion occurred.

2010- 028 Mr. Glaser made a motion to pay the invoice that was received from Taft, Stettinius & Hollister LLP. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

ROAD:

City Agreement:

Road Superintendent Tim Parks indicated that the Law Director for the City of Beaver Creek has added some language to the agreement and Mr. Surdyk has reviewed the language.

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2010- 029 Ms. Graff made a motion to approve the agreement with the City of Beavercreek for snow removal services as modified. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

Ohio Public Works Agreement:

Mr. Parks informed the Board that Beavercreek Township has been awarded an Ohio Public Works grant for the project entitled Factory Road Intersection Upgrade in the amount of \$319,154.00 with our share being \$112,136.00.

2010- 030 Mr. Glaser made a motion to approve the agreement with the Ohio Public Works Commission for the Factory Road Intersection Upgrade Project. Ms. Graff seconded: Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

Resolution for Funding Factory Road

2010- 031 Mr. Glaser made a motion to approve **Resolution 2010- 031** that the Beavercreek Township Board of Trustees do hereby approve the creation of fund #4401, capital projects fund, "Factory Road Intersection Upgrade". The anticipated cost of the project is \$431,290.00 with Beavercreek Township to expend its share of \$112,136.00 out of the Road and Bridge Fund and the remaining balance of \$319,154.00 to be paid directly to the approved vendors from the State of Ohio. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

Sale of Un-needed property:

Mr. Parks informed the Board that Road Department has a Berm box that is not needed by Beavercreek Township and would like to sell it to another Township and just wanted to know if the Trustees would be open to that. The Trustees indicated they were fine with that and instructed Mr. Parks to finalize the details with Mr. Surdyk and bring the item back before them at a future meeting.

Storage at Phillips Park:

Mr. Parks informed the Board that the Beavercreek Park Board has donated a wagon to the Beavercreek Historical Society and the wagon is currently being stored in the Phillips Barn and the Historical Society would like to continue storing the wagon in the Barn as long as the Board had no objection. The Board indicated that they had no problem with continuing the storage at the Barn.

FIRE:

Volunteer Firefighter Dependent Fund:

2010- 032 Ms. Graff made a motion to appoint Deputy Fire Chief John Merces and Human Resource Manager Trish Gustafson as the two persons selected by the Trustees to serve on the Volunteer Fire Fighters' Dependent Fund. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; and Mr. Stone, yes.

Approval of Purchases:

2010- 033 Ms. Graff made a motion to approve the purchase request to Clarke Power Service in the amount of \$7,500.00 for engine repairs to ladder 63. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

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2010- 034 Mr. Glaser made a motion to approve the purchase request to the Ohio Fire & Emergency Service Foundation in the amount of \$2,500.00 for 2010 tuition for Lt. Scott Dorsten. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

2010-035 Ms. Graff made a motion to approve change order #13 on the Station 62 project which is a credit of \$11,513.00 from the contract price with Brumbaugh Construction. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

2010-036 Ms. Graff made a motion to approve various purchases for the Fire department in the amount of \$6,792.00 for house wares and \$6,836.00 for furniture at Station 62. Mr. Glaser seconded. Roll Call; Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

Station 64

2010- 037 Ms. Graff made a motion to approve **Resolution 2010-037** to re-appropriate from 2192-930-930-5999 – Contingencies Finance to 2192-910-910-5000 – Transfers Out in the amount of \$20,000.00 and to Transfer from 2192-910-910-5000 Transfers Out to 4904-931-0000 Transfers In, in the amount of \$20,000.00.

WHEREAS, to create the new line items and appropriate as follows:

4904-220-316-5564 – Engineering, \$19,450.00

4904-220-345-5564 – Advertising

4904-220-360-5564 – Contracted Services

4904-220-720-5564– Buildings

4904-220-740-5564 – Machinery, Equipment & Furniture, \$550.00

4904-930-930-5564 – Contingencies

Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

2010-038 Mr. Glaser made a motion to set a Special Meeting on Thursday January 28, 2010 at 1:30 PM for the purpose of discussing the Station 64 project. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

2010-039 Ms. Graff made a motion to approve the purchase request to Architectural Resources Corporation at an amount not to exceed \$15,000.00 for the purpose of the program and design phase on the Station 64 project. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

2010-040 Ms. Graff made a motion to approve the purchase request to CBC Engineers and Associates in an amount not to exceed \$4,000.00 for a soil test at the Station 64 site. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

Donation of Exercise Equipment:

2010-041 Mr. Glaser made a motion to approve **Resolution 2010- 041**

WHEREAS, Christine May, of Beavercreek, Ohio wishes to make a donation of one Fitness Gym by Body Solid, one Dumbbell Rack by Body Solid and eleven Dumbbells ranging in weight from 8-35 pounds to the Beavercreek Township Fire Department, and

WHEREAS, according to section 505.10 of the Ohio Revised Code the Trustees of Beavercreek Township may accept a donation of any real or personal property for any township use, and

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WHEREAS, the Trustees of Beaver Creek Township do graciously accept said donation.

Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

INFORMATION TECHNOLOGY:

Station 62 Phone System:

2010- 042 Ms. Graff made a motion to approve the purchase request to Technology Convergence Group in the amount of \$7,000.00 for the telephone system at Station 62. Mr. Glaser seconded. Roll Call: Ms. Graff, yes; Mr. Glaser, yes; Mr. Stone, yes.

Suppression System for Server Room:

2010-043 Mr. Glaser made a motion to approve the purchase request to A-1 Systems Integration in the amount of \$9,800.00 for a suppression system in the server room. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

Suppression System for Radio Room:

2010-044 Mr. Glaser made a motion to approve the purchase request to A-1 Systems Integration in the amount of \$6,185.00 for a suppression system in the radio room. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

PSISN Security:

Mr. Ochester discussed the PSISN security and made reference to the Special Meeting held on January 19, 2010 where Fire Chief David VandenBos used the word "Hack" and wanted to clarify the context the word was used and has received a letter from Chief VandenBos that will be entered into the record.

I want to clarify some comments that I made at the Special Meeting of the Board of Township Trustees, on 19 January 2010. During the discussion of the Greene County Public Safety Information Sharing Network (PSISN), network security and testing was discussed. During that discussion, I used the term "hacked" without adequate explanation as to my meaning and intent.

As I was explaining the City of Xenia's penetration testing of the PSISN, I described the test as similar to "hacking" the system. I used the term to indicate that the system was being tested for vulnerabilities, outside of normal access procedures (simulating a potential attack). I did not intend for it to be interpreted as the City of Xenia, or anyone else, inappropriately accessing the system. Obviously, the importance of this type of testing is to ensure that a network connected to ours does not inadvertently cause a security breach into our system. We have not yet received a copy of the results of their penetration test, but I will forward them to you for review once I get them.

I also want to clarify our own rigorous security standards. As I understand it, we perform regular vulnerability assessments (using scanning and modern penetration techniques) in an effort to verify the security parameters we have in place to adequately protect the data we access, maintain, and are responsible for. These processes are in line with recommendations as described in ISO27002 and NIST 800 standards.

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FISCAL OFFICER:

Fund Transfer

2010- 045 Mr. Glaser made a motion to approve **Resolution 2010-045** to transfer from the General Fund (1000) to the Bond Fund (4101) in the amount of \$66,612.50 and appropriate the same.

Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

Mr. Stone announced that he would like to have any nominations for the 2010 Chamber Award by department heads by the next regular meeting to be held on February 8, 2010.

2010-046 Mr. Glaser made a motion to adjourn at 8:38 P.M. Ms. Graff seconded. Roll Call: Mr. Glaser, yes; Ms. Graff, yes; Mr. Stone, yes.

Trustee: _____

Fiscal Officer: _____