

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, in Regular Session on February 04, 2013, at 7:00 pm, at 2090 Ferry Road, Bellbrook, Ohio 45305.

1. Mr. Pittman called the session to order at 7:00 pm.
2. All rose and recited the Pledge of Allegiance to the Flag.
3. Mr. Hodson called the roll with Board Members Nadine Daugherty, Mike Pittman and Scott Bryant being present. Others present who signed in were Donna Hellman, Jim Martin and Thane Bee.

4. Community Activities

Cara said there was a Chamber meeting at the QQ Hibachi this Thursday ay 12:30 pm. Mr. Pittman introduced Representative Perales saying he was a Greene Commissioner for eight years and had also served as Mayor of Beaver creek.

5. Representative Rick Perales

Mr. Perales said he came here tonight to introduce himself in his new position of office and that he was here for the Township and its Citizens when ever needed. Mr. Perales displayed a large map on an easel showing the area of the 73rd District that he represented. Mr. Perales said he will be serving on the Transportation Committee, Veterans and Military Committee and the Policy and Oversight Committee. Mr. Perales said he was visiting all jurisdictions in his District to introduce himself and to be sure everyone knew he was here to serve them. Mr. Perales said he wants to make a point that all the State Representatives understand the importance of Wright Patterson Air Force Base to our community and to Ohio. He said it is one of the largest employers in Ohio. Mr. Pittman said he took a tour, as an elected official, of NASIC (National Air and Space Intelligence Center) and Mr. Perales talked about some of the things being done there. Mr. Bryant said there was some interesting history there. He said the building across the street housed some murals painted by prisoners of war. Mr. Bryant said the Township is concerned about annexations and thought Townships should have more say in where their land goes. He said, knowing you are a friend of the Township, maybe you could put in a good word regarding this issue. Mr. Perales said he absolutely would and to keep him informed about what's going on.

Mrs. Daugherty said she was glad to see he was on the Veterans Committee. She said she was a volunteer at the V.A. Mr. Perales thanked her for volunteering her services. Chief Pavlak said the Fire Chiefs were going to be in Columbus for a breakfast meeting on the 19th of this month and invited Mr. Perales to join them. Mr. Jim Martin told Mr. Perales that, with regards to the Veterans, Jack Arwood at the V.A. could be a great source of information to him. Mr. Martin talked about the excellent service they provide. Mr. Perales thanked the Board for their time and provided business cards to all those present.

Mr. Pittman moved ahead in the agenda to the appointment of new fire personnel.

Fire Departmental

- C. Appointment of Fire Department Personnel Under the Terms of the Acceptance of FY2008 Safer Grant: Zachary L. Jones, Ryan L. Allen and Thane R. Bee

Resolution# 2013.02.04.01

WHEREAS, on May 15, 2009, the Sugarcreek Township Board of Trustees approved Resolution 2009.06.15.07, which accepted the FY2008 Safer Grant; and,

WHEREAS, Chief Randall J. Pavlak is requesting under the terms of the FY2008 Safer Grant the appointment of Zachary L. Jones as a Part-time Firefighter/EMT and Ryan L. Allen and Thane R. Bee as Part-time Firefighter/Paramedics in support of the Sugarcreek Township Fire Department goals and objectives; and,

WHEREAS, funds for this position are allocated out of the FY2008 Safer Grant; and,

WHEREAS, as stated in Resolution 2013.01.22.06, effective February 1, 2013, all part-time employees shall be scheduled to work not more than twenty-four (24) hours in any work week and effective March 31, 2013, part-time employees shall be permitted to work not more than twenty-eight (28) hours total in any work week,

WHEREAS, Part-time Township employees are hired with the expectation that the employee(s) will work not more than one-thousand five-hundred (1,500) hours total in any year, calculated annually from the date of part-time appointment; and,

NOW THEREFORE, BE IT RESOLVED, that Zachary L. Jones shall be appointed to the position of Part-time Firefighter/EMT at the pay orate of \$9.05 per hour and Ryan L. Allen and Thane R. Bee shall be appointed to the positions of Part-time Firefighter/Paramedic at the pay rate of \$10.65 per hour.

FURTHER BE IT RESOLVED, these appointments shall have an effective date of February 4, 2013, with a one (1) year probationary period ending on February 4, 2014.

Mrs. Daugherty moved to accept the Resolution as presented. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

Mr. Allen and Mr. Bee were present at the meeting and came forward to be personally welcomed by the Board and Staff. Pictures were taken with the Board, Staff and Mr. Perales.

6. Reports

A. Administration

The report prepared by Mr. Tiffany will be appended to the permanent record. Mr. Tiffany was absent and was attending an OPELRA Conference.

B. Fiscal Office

Mr. Hodson said he attended the OTA Conference for two of the sessions offered on the new UAN accounting software. He said the sessions provided some useful information.

C. Fire

The report prepared by the Fire Department will be appended to the permanent record. Mrs. Daugherty welcomed him back from his vacation. Chief Pavlak said the last month was very busy. He said the Department had over one hundred EMS and accident calls.

D. Police

The report prepared by the Police Department will be appended to the permanent record. Chief Flick said he had ten resumes now on file for the position of Chief. Mrs. Daugherty said she has been hearing more and more residents saying they are hearing gunshots in their area and asked Chief Flick to review the Township's position. Chief Flick provided a brief explanation of the ORC and the legality of discharging firearms. Mr. Bryant said CLOUT has been discussing the issue and were pushing for legislation to give the Township more say regarding the usage of firearms in densely populated areas. Mr. Pittman asked Sgt. Williams if the restructuring work on the Wagner Road accident was still in progress. Sgt. Williams responded that it was. Chief Flick said accident studies can take up to fourteen months to complete. Mr. Bryant asked if the accident was actually in Beavercreek. Sgt. Williams said the road in that area is shared.

E. Roads and Services

The report for Roads and Services will be appended to the permanent record. Mr. Lamb said he had nothing to add. Mrs. Daugherty asked if they were getting enough help from the seasonal employees. Mr. Lamb said they have had problems on two occasions getting enough drivers to plow. Mr. Lamb said maybe they don't think they are paid enough to come in at 3:00 am. He said Warren County pays five dollars more per hour. Mr. Bryant said that may explain why we don't have a large number of drivers. He said if any of them want to change their mind they can put in their resignation. Mrs. Daugherty said she would like to see the overtime for our regular crew put on the reports. Mr. Pittman said it might be a good all idea for all Departments to include their overtime.

E. Zoning

The report prepared by Cara Tilford, Director of Planning and Zoning, will be appended to the permanent record. Mrs. Tilford said she received the Prosecutor's opinion on the Compensatory Storage Initiative. Mr. Bryant asked if the SRTS project will start in June. Cara said they probably will arrange for contractors in June and be started by July. Mr. Pittman asked Cara if the SRTS Committee met on February the 7th. Cara said they did and the meeting is at 2:00 pm.

F. Trustees

Mr. Bryant said he attended three sessions at the OTA on Thursday of last week. He said he attended a session on Emergency Services and Continuity of Services Plan and would like to review it and get something started. Chief Pavlak said he has been working on one and has a plan ready to review. Mr. Bryant said he was not aware of that and was glad we have a plan. Chief Pavlak said he would have the information for him in a week. Mr. Bryant said he attended a session by ODOT for Funding of Roads. He said he didn't find it very interesting but the LTAP presentation was good and he had received a training schedule for the year. He said he was glad the Service Department already had training plans with LTAP. Mr. Bryant said he also attended a good session on the MARCS Radio System. He said he came away with the clarification and understanding there is flexibility in the system and we could go with partial MARCS and reduce the number of radios and save some money. Chief Pavlak agreed there was flexibility and said we need to decide what the Township needs. Chief Flick said Marcs would eliminate the need for vehicle radios and allow us to use hand held. Chief Pavlak said the good thing is we have some time.

Mr. Pittman told Cara he received the draft of the Newsletter. Cara said she needed any changes or suggestions. Mr. Bryant asked if a Work Session was needed. Mr. Pittman suggested we wait and see how many changes there were. Mr. Pittman said he also attended the OTA Thursday but didn't arrive until later in the day. He said he attended a session on Form Based Zoning. He said it is a new concept which bases zoning on the form of the buildings instead of the use. Mr. Pittman said there was a session on NIMS and that Donna Hellman had mentioned earlier the need for an emergency plan for Citizens. Chief Pavlak said we have, as part of our five year plan, a CERTS program (Citizens Emergency Response Team). Mr. Pittman said we need to make the Citizens aware of the plan. Mr. Bryant said we also need a Continuity of Operations plan.

7. **Old Business**

Fire Department Five Year plan - Chief Pavlak said he wasn't here for the last meeting. He said the plan is a working document. He said he has talked with Mr. Tiffany and was aware of some of the wants expressed by the Board. He said he understood these to basically be; tax neutral by finding other ways to bring in revenue without taxes, reducing turnover by taking care of our people and to have a workable process for replacing our equipment. Chief Pavlak said he has proposals for what is needed to take care of our people and a plan for replacement of equipment. He said bringing in revenue without taxes is a very tough thing. He said one way is to contract service with other communities. He said we haven't moved with plans to contract our Dispatch Center since 2007. Mr. Bryant said our Dispatch Center is something we have of value. He said we started on this last year and need to get back on board with it. Mr. Bryant said if we can share it by contract it will provide for revenue that is not taxes. Chief Pavlak said we are going to sustain our Communications Center or not. He

said we will have to bring people to us to share it or we will have to let it go. He said Spring Valley wants a cost for sharing right now. Mr. Bryant said we talked to them last year but they didn't want to pay very much. Chief Pavlak said they are talking about \$15,000.00 which is not bad for about 300 calls but we need additional entities. Mr. Pittman said he didn't know why we couldn't get Bellbrook. Mr. Bryant said he was perplexed why Bellbrook seemed to be an obstacle to move forward. He said if we can get Spring Valley, let's take it. Chief Pavlak said we can pursue neutral revenue but it won't satisfy our need now for a levy. Chief Pavlak provided the Board with four 5-year plan scenarios. One for a 2 mil renewal, one for no levy renewal, one for a 2 mil replacement and a recommended 2 mil replacement plus a 1.5 mil additional. He said if we just replace the levy it still does not get us to 2018. However, it will get us to 2016 and give us a chance to find other revenue. He said the replacement would cost seven dollars per one hundred thousand of valuation. Chief Pavlak said we need to stabilize until we find other revenue. Mr. Bryant suggested we do a three year replacement and try to find other revenue. Chief Flick suggested a five year may be better since it takes time to get sources and a stream of revenue coming in. He said the taxes can be rolled back if it takes less time. Mr. Bryant said it was something to think about. He said, as a Citizen, he didn't mind paying taxes but didn't like increasing taxes every time revenue is needed without trying to get it from some other source. Mr. Pittman said the Board would like to wait until November to put anything on the ballot. Chief Pavlak said if we wait until November there will be extreme consequences if it fails. He said May and August could be special elections and he thinks we need to beat this as much as we can. Mr. Pittman said instead of spending extra money for special elections we can use the time to sell the levy. He said he knows the schools won't be having a levy this fall. Chief Pavlak said he just wanted everyone to be aware of their options. Mr. Bryant said he didn't think we had time to plan our needs by May and wasn't a fan of August elections. He said he would like to spend more time in Work Session to take care of the priorities we have. He said we need to determine the causes of our problems, how to address them and to discuss our equipment replacement schedule. Mr. Pittman said he did understand the need for equipment, but what is used most and what not and can something be put on the back burner for a while.

Fire Department Goals for 2013 - Chief Pavlak said his goals for 2013 are evolving right now. He said we know our major goals. Mr. Pittman said if you have any goals in writing bring them in to our next work session.

Parking at White Fence Farms – Chief Pavlak said he did not make contact with the HOA. He said he is getting a list of who to talk to and he said there were Citizens who would like to meet directly with the Township. The Board said they were agreeable to that.

8. **New Business**

Fiscal Office

A. Approval of Minutes

Mr. Bryant moved to approve the minutes for the Work Session and the Regular Session. Mrs. Daugherty seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

B. Payment on Bills

Mr. Pittman moved to accept the Payment of Bills as presented. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

Service Department

D. 2012 Township Highway System Mileage Certification

Resolution #2013.02.04.02

WHEREAS, this Board of Township Trustees has received the 2012 Township Highway System Mileage Certification from the Greene County Engineer; and,

WHEREAS, this Report has been reviewed by Anthony W. Lamb, Roads and Services Supervisor, and was found to be accurate as presented; and,

WHEREAS, this Report indicates the 2012 Ohio Department of Transportation changes in road mileage,

NOW THEREFORE, BE IT RESOLVED, that this Report, as presented and reviewed, is accepted by this Board of Township Trustees.

FURTHER, BE IT RESOLVED that a signed copy will be returned to the Greene County Engineer.

Mr. Bryant moved to accept the Resolution as presented. Mr. Pittman seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

E. 2012 Annual Report of Township Roads

Resolution #2013.02.04.03

WHEREAS, the Board of Trustees has received the Annual Township Road Inventory Report from the Greene County Engineer; and,

WHEREAS, this Report has been reviewed by the Roads and Services Supervisor, Anthony W. Lamb, and found to be accurate as presented; and,

WHEREAS, this Report indicates the road names, length in miles, their condition as well as work completed the past twelve (12) months,

NOW THEREFORE, BE IT RESOLVED, that this Report, as presented and reviewed, is accepted by this Board of Township Trustees.

FURTHER BE IT RESOLVED, a signed copy shall be returned to the Greene County Engineer.

Mrs. Daugherty moved to accept the Resolution as presented. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

F. Collective Bid Agreement with the Greene County Engineer

Resolution# 2013.02.04.04

WHEREAS, this Board of Trustees has agreed to participate in the Collective Paving Program and the Collective 422 Chip Seal (County doing the work) 2013 Program offered by the Greene County Engineer; and,

WHEREAS, this opportunity enables Sugarcreek Township to participate in a competitive bidding contract that the Greene County Engineer offers to all government entities of Greene County; and,

WHEREAS, this cooperative Collective Bid Program affords significant savings to Sugarcreek Township through the economies of scale realized by group purchasing and unified contract administration,

NOW THEREFORE, BE IT RESOLVED, that this Board of Trustees, by executing the attached document, does hereby enter into said agreement and authorizes payment for the Township's proportional share of roadwork completed.

Mr. Pittman said additional information was still needed and moved to Table the Resolution. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

9. Trustee/Staff Discussion

Chief Pavlak said the Department was moving into their new schedule of 24 hours in compliance with the ACA. He said February will start to show the impact of the ACA. He said the Department has a HAZMAT course that requires eight to sixteen hours of training. With the 24 and 28 hour guide lines he can't re-certify and stay in those guidelines. Mr. Bryant said answers will come to light as we really realize what the ACA means. He said compliance seems overly strict. He said one week over 28 hours should not edict the status for a year and thinks there will be an average. Chief Pavlak said he has changed some of their every day training to handle some of this. Mr. Bryant said we need someone to explain all of this to us and asked Cara to have Mr. Tiffany contact an expert to come visit us.

Mr. Bryant said he spent some time going through the goals for 2013 and put some priorities together for the Township. He said he would like to go over it in Work Session for comments. Mrs. Daugherty said she hasn't printed her copy out yet but thought it was great. She thanked Mr. Bryant for preparing it.

Chief Pavlak said Tom Koogler wants to breathe new life into the County Wide Communications Center. He said he is planning a meeting and hoped interested parties would attend. Mr. Bryant said he would like to be one of those sites. Chief Pavlak said they had previously discussed paying for this with a quarter of a percent sales tax. He said he thinks we should be a player in this. Chief Flick said the meeting is February 19th and the County feels this is an important project. Mr. Bryant said consolidation is where everything is going. Chief Flick said the meeting was at 2:30 in the afternoon.

10. Public Comments

Mr. Martin said if you meet with a Commissioner be careful since there is no agreement between them. Chief Pavlak said it was just a discussion right now and he wanted to see what was being discussed. Mr. Martin said State law says an Entity can let an employee go when ever they want. He said a judge has now stood that on its head. He said a dismissal of a County employee should have been upheld but the judge said no. If this is not appealed it could be a problem for all entities. Mr. Martin said when going into Executive Session be very explicit about it, especially about personnel. Mr. Bryant said we are trying to get better with that.

Mrs. Daugherty moved to adjourn. Mr. Bryant seconded. Roll was called with the vote being as follows:

Mrs. Daugherty – Yes
Mr. Bryant – Yes
Mr. Pittman – Yes

The meeting adjourned at 9:05 pm.