

Monday, January 4,

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The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on January 4, 2010. Those present were trustees Mr. Matthew J.D. Lynch, Mr. Jeffrey S. Markley, Mrs. Lorrie Sass Benza and Fiscal Officer Mrs. Cherianne H. Measures. Mr. Lynch presided and called the meeting to order at 6:45 P.M.

EXECUTIVE SESSION

Mr. Markley made a motion to go into executive session to discuss the employment of a public employee per Ohio Revised Code Section 121.22(G)1.

Mrs. Benza seconded the motion that passed unanimously.

The trustees recessed their regular meeting at 6:46 P.M. in order to go into executive session to discuss the employment of a public employee.

The trustees returned from executive session, after discussing the employment of a public employee, reconvening their meeting at 7:07 P.M.

ORGANIZATIONAL MEETING REQUIREMENTS

ELECTION OF OFFICERS

Mr. Lynch made a motion to nominate Mr. Markley for 2010 Chairman of the Bainbridge Township Board of Trustees.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch made a motion to nominate Ms. Benza as 2010 Vice-Chairman of the Board of Trustees.

Mr. Markley made a motion to nominate Mr. Lynch as 2010 Vice Chairman of the Board of Trustees.

Mr. Lynch rescinded his motion.

Mrs. Benza seconded the motion that passed unanimously.

Mrs. Measures passed the gavel to Chairman Markley.

ROBERT'S RULES OF ORDER

Mr. Markley moved that the Bainbridge Township Board of Trustees adopt Robert's Rules of Order as the official rules of operating business which may be abridged as necessary.

Mrs. Benza seconded the motion that passed unanimously.

Mr. Markley stated that the Public Comments available at the beginning of the meeting should pertain to agenda items and the Public Comments at the end of the meeting should be any additional comments or concerns regarding Township business.

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PAST ACTIONS

The trustees wished to have the record show that all past actions taken by the Bainbridge Township Board of Trustees, unless subsequently rescinded or superseded, are still "in full force and effect."

RESOLUTION TO COMPLY WITH OHIO REVISED CODE 149.43

Mr. Markley moved that the Bainbridge Township Board of Trustees readopt the "Public Record" Resolution originally passed on July 21, 1980 as well as those subsequent changes by law.

Mrs. Benza seconded the motion that passed unanimously.

Note: A copy of said resolution is attached to, and becomes a permanent part of, these minutes.

RESOLUTION TO COMPLY WITH ORC 121.11 (G)

Mr. Markley moved that the Bainbridge Township Board of Trustees readopt the "Public Meeting" Resolution per O.R.C. 121.22 (G) and that said resolution remain the same as 2009.

Mrs. Benza seconded the motion that passed unanimously.

Note: A copy of said resolution is attached to, and becomes a permanent part of, these minutes.

TRUSTEE MEETING SCHEDULE FOR 2010

Mr. Markley moved that the Bainbridge Township Board of Trustees adopt for 2010 the trustee's meeting schedule as every Monday at 7:00 P.M. Work sessions will be added as needed, attempting one Saturday morning each month.

Mrs. Benza seconded the motion that passed unanimously.

Note: A copy of said meeting schedule is attached to, and becomes a permanent part of, these minutes. This schedule should also include all Park Board Meetings, Chagrin River Watershed Partner Meetings, and Chagrin Valley Intergovernmental Council Meetings.

COMPENSATION FOR TRUSTEES AND FISCAL OFFICER

The trustees noted for the record, that they, as well as the fiscal officer be compensated for their services in equal bi-weekly payments with any adjustments to be made in December.

Trustee Matthew Lynch informed the Board that he would like his compensation reduced by 10% due to the struggling economy.

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BENEFITS

Medical and Major Medical - All full-time employees as well as the trustees and fiscal officer are eligible for these benefits. Those who enroll assume 10% of the cost for the same. Township personnel are offered UnitedHealthcare. Mr. Markley, Mrs. Benza and Mrs. Measures will not be taking the medical benefits.

Life Insurance - Full-time employees: \$18,000; Trustees and Fiscal Officer: \$18,000.

Weekly Disability Income - Full-time employees receive 60% of their weekly income.

Dental - All full-time employees, the trustees and the fiscal officer are covered at no cost to them should they choose to enroll.

Additional benefits are included in the Personnel Policy Manual which has been distributed to all full-time employees since 1987.

HOLIDAYS

Mr. Markley moved that the Bainbridge Township Board of Trustees observe the following holidays for non-bargaining employees:

New Year's Day
Martin Luther King Day
President's Day
Memorial Day
Independence Day
Labor Day
Columbus Day
Veterans Day
Thanksgiving and the Day After
Christmas Day

In addition to those listed, each employee shall be entitled to three(3) personal holidays. These personal holidays are to be scheduled with the concurrence of the department head and may be scheduled a minimum of four hours at a time.

Mr. Lynch seconded the motion which passed unanimously.

EMPLOYMENT POLICIES AND PROCEDURES

The trustees are in general agreement that the 2003 Personnel Policy Manual will remain in effect and will be updated as necessary throughout the year.

ROAD DEPARTMENT

The trustees noted that, per O.R.C. 5571.02, the Bainbridge Township Board of Trustees will operate the Road Department with a Township Highway Superintendent in 2010.

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TOWNSHIP APPOINTMENTS - 2010

Mr. Markley made a motion to affirm the following appointments for 2010:

Fire Chief	Brian A. Phan
Police Chief	James P. Jimison
Interim Zoning Inspector	Shane Wrench
Highway Superintendent	Walter Rudyk
Township Administrator	Vacant
Property Superintendent	David Mitchell

Mrs. Benza seconded the motion.

Mr. Lynch asked that the following section be transcribed verbatim and does not reflect our traditional minute format.

Mr. Lynch: Explain to the public in your executive session to "inaudible".

Ms. Sass Benza: No.

Mr. Markley: What I will just say.

Mr. Lynch: Some justification.

Ms. Sass Benza: I don't think you should.

Mr. Lynch: Because what has been proposed under this motion is that to "inaudible" relieve Mike Joyce.

Mr. Markley: Well after tonight, after tonight's meeting.

Mr. Lynch: And both in his role as Township Zoning Inspector. It is an interesting turn of events and some of you may recall discussions we had like the "audible" where ice had knocked the gutter off the building and it became very apparent to me early on that the day to day operation of this township and budget and "inaudible" was not affected by the Board of Trustees "inaudible" and raised a need about the position of Township Administrator. It is also interesting to note that although I raised these issues in 2008 and it was not the first time they were raised, in November 2007 before I took office, the previous board including Mr. Markley discussed whether or not the "inaudible" in whether that is something we should look into and at that time Mr. Markley was quoted in the paper as saying the on the Township Administrator that it depends on the type of work involved in the township that work would include coordinating many projects of the park as well as taking care of the JEDD. This would not include hiring more people, it would be a change of job description and I think it would be the background to the discussion and when I came into office in 2008 that discussion continued through 2008 until the end of 2008 when in 2009 after I can't even tell you how many discussions we had about the need for a Township Administrator but in September of 2008 in yet another article in which the trustees had various quotes in a local paper about the need for a Township Administrator, Mr. Markley said at that time quote I am certainly in favor of it right now, it is not the trustees job to run the township on a day to day basis he said, a township like ours should have a Township Administrator. I agree and I agreed with Jeff then and in early 2009 a motion was made, I believe I made the motion in which we decided that after some discussion both in public and executive session to have Mike Joyce take the role as Township Administrator and then finally on February 9th I made a motion to create the part-time Township Administrator position under the Ohio Revised Code which by the way defines the Township Administrator's duties, it was seconded by Linda White and passed unanimously, that is no objection and no discussion which was reflected in the record. It is extraordinary to me that after frankly some years of discussion about the need for a Township Administrator, quite publicly stated by Mr. Markley that he called an executive session, was it Friday.

Mr. Markley: Uh-huh.

Mr. Lynch: Friday, in an email I received today saying that we must have an executive session at 6:45, a 15 minute executive session at which point he informed me and I wrote down what you said Jeff that you had this thought process over the last couple of months.

Mr. Markley: Uh-huh.

Mr. Lynch: Although there has been not just a little discussion there was no discussion about the possibility of eliminating or altering or letting Mike go or anything along

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those lines. I find it frankly draconian that this board has had the tremendous service of Mike as Zoning Inspector and Township Administrator within a 15 minute session decide that they are going to eliminate those positions and let him go and frankly, although not illegal I presume that the Lorrie Sass as trustee elect and Mr. Markley as sitting trustee must have had these discussion long ago because they were certainly in general agreement as to what they were going to do tonight and I think it is, it is just wrong but if this board seriously wants to consider eliminating or rewriting the Township Administrator position okay, then let's do that, but let's not come into this room in a 15 minute discussion with no input from the public and I might add no input from our Township Administrator who I presume this is all new to you Mike.

Mr. Joyce: Absolutely.

Mr. Lynch: Most of us if we were called in by our boss and told we were going to be shown the door the next day, we would be wondering what the hell happened and frankly I am wondering what the hell is going on. I find this incredible we would do this to someone who has given us good service and if I am not mistaken Jeff weren't you on the board when they hired Mike.

Mr. Markley: Yes, you mean as Zoning Inspector.

Mr. Lynch: As Zoning Inspector.

Mr. Markley: Yes, absolutely.

Mr. Lynch: You were on the board when we hired him as Township Administrator too.

Mr. Markley: Yes, yes indeed.

Mr. Lynch: And when he was hired as the Zoning Inspector we had an Assistant Inspector at the time.

Mr. Markley: We did.

Mr. Lynch: Alright. So I really, organizational chart for the township you can see the trustees, the township administrator and the various departments. I showed you the spider web it used to be, our organizational chart and you can understand why I think this is appropriate because we had all kinds of various input directly to the board including should we "inaudible" to eliminate the Township Administrator position but whether I made the mistake or not the much graver mistake to make that decision with no public input, with no opportunity for the employee who is about to be eliminated to even understand what the circumstances of eliminating the position are. This is not transparency in government this is just, just bullying and I recommend that this motion be denied.

Mr. Markley: Further discussion I think Mr. Lynch you point out these articles very succinctly and actually I agree with every one of them, I made the motion today on the appointment to vacate the Township Administrator role, not to eliminate it because I still think the administrator role could be very valuable in this township.

Mr. Lynch: In executive session I asked if you were firing Mike and you said oh no, we are just not appointing him. You are firing him.

Mr. Markley: Okay.

Mr. Lynch: So both positions.

Mr. Markley: Can I finish?

Mr. Lynch: Sure.

Mr. Markley: Okay. So my perspective.

Mr. Lynch: If you are going to do it just man up to it and tell everybody that is what you are going to do.

Mr. Markley: No, what I am going to continue to say, I've got a I mean you had a very elaborate presentation here and I appreciate that.

Mr. Lynch: Considering you gave me all about three hours notice.

Ms. Sass Benza: Let's grow up a little bit. You had your say. My recommendation would be to have him have his say and if we need to have further discussion we will. The motion on the table is for a series of appointments, there has been no motion as I understand it to abolish the position that is "inaudible", simply leave it vacant right now.

Mr. Lynch: There is a motion on this table which has the effect of discharging Mr. Joyce from all of his duties for the township, that is the motion, you can you can dress it up anyway you want, that's the motion.

Mr. Markley: I am just going to go I am just going to go ahead and finish on the Township Administrator because I think that was the role we were first talking about, I think that there is an opportunity for us to revisit this powers and duties of Township Administrator, we didn't talk about it at all in executive session because, not just tonight, but when we hired the individual because there wasn't any time to talk, you don't it's not appropriate to talk about the Township Administrator position in executive session. If you

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are creating a position that has got to be done in public and I can't tell you that there has been a whole lot of public comments by the previous board on the Township Administrator role. It came to us in executive that Mike Joyce should be hired as Township Administrator. I supported the concept of hiring a Township Administrator and the role that someone like that might play. I was convinced that as a part-time, for this township, part-time would probably be the best way to approach it because we don't need a full-time administrator and as such I voted yes to appoint the Township Administrator at the time but again the position of Township Administrator was not discussed in public to any great length or any great detail as to whether it was necessary, what the job description would entail and as a result I think we need to hold off on reappointing anybody for the Township Administrator until such time as we have a better handle on what we want from this. I don't necessarily agree with that chart up there that Mr. Lynch put together. I think that you've got a board of trustees and everything is funneled through the Township Administrator and I think that that takes something away from the relationship between the department heads and the township trustees and I think that's the relationship that we need to continue to foster, I don't like the idea that everything is funneled through one person. I think there is a, I think that there is some opportunity for real problems and miscommunication and as such I want, I want to discuss this further.

Mr. Lynch: May I ask a question?

Mr. Markley: One last point though. In conjunction with discussing this Township Administrator role we also need to discuss how liaisons fit back into this picture. Liaisons will be discussed later in the meeting or at least their appointments made. It was interesting as I found that even though previous boards of trustees had liaisons there wasn't appointments formally in the organizational meetings, I think that they shared and rotated roles as time went on. We've come to see that that wasn't the case in 2006 and 07 there were fairly fixed appointments even though I lobbied to have a particular liaison role or at least have the opportunity to explore different roles and that wasn't afforded me so we have to continue to look at the definition of liaison, the definition of Township Administrator before we appoint anybody to those to that position, that is the Township Administrator.

Mr. Lynch: If you believe that either the organizational chart should be altered in some way or that the Township Administrator's job description should be altered in some way or both, you can do that without discharging the employee that is in that position today, I mean you could all relieve all of the township employees including all of the department heads, including "inaudible", all serve at the board's pleasure.

Mr. Markley: At the board's pleasure, right.

Mr. Lynch: If we spend the next oh I don't know maybe a whole hour analyzing those issues, even a week from now or 2 weeks from now or 3 weeks and we make a thoughtful determination that either there should be no Township Administrator or that the Township Administrator should be have a different role or that Mike Joyce is just not the proper person for that, that can be done.

Mr. Markley: Uh-huh.

Mr. Lynch: Don't do it, to my mind in a in a closed door session and then come out and announce well we are just not going to appoint somebody.

Ms. Sass Benza: Let me follow up with a question.

Mr. Lynch: Let me get an answer to that question.

Ms. Sass Benza: Well.

Mr. Lynch: Why couldn't you do it that way?

Ms. Sass Benza: Can I expand on the question?

Mr. Lynch: Well while you expand on your questions I'd like to answer my question which is what is this rush that you have to do this in a 15 minute session, you can't spend the next 2 or 3 weeks or whatever it takes to properly address this question of his appointment?

Mr. Markley: True. Certainly there is no rush but "iaudible".

Mr. Lynch: Well if I can't.

Mr. Markley: I will answer your question, give me a second. Go ahead Lorrie.

Ms. Sass Benza: I am just wondering as I understand it the code says that if the position of administrator is, if the position is retained but but the actual person filling it for any reason does not fill it then the duties of it fall back on the Chairman. You've just been appointed Chairman.

Mr. Markley: Right.

Ms. Sass Benza: The question I would have is and this is why it goes hand in hand with Mr. Lynch's question is, is is, are those duties something that you have sufficient time to take on until we we get a firmer handle on this particular issue.

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Mr. Markley: I think it is incumbent on me having read this long before today that that, I mean I understand the concepts here, I understand the scope of work and to answer your question, yes, I am prepared to take that role, that role on now for a very, very short time and move forward with that. To answer Mr. Lynch's question, because the appointments were necessary were needed to be made tonight, we had to address those tonight and the opportunity to do so was not on New Year's Day, on Friday when we had the opportunity to call or convene a an executive session.

Mr. Lynch: Inaudible.

Mr. Markley: We have to make the appointments and so "inaudible".

Mr. Lynch: You can make the appointment on Monday and change it the next Monday, there is no urgency.

Mr. Markley: I think my point to that or my response to that would be why make an appointment that is going to we are going to change that job description and it could be significant.

Mr. Lynch: Well, well.

Mr. Markley: And as you pointed out.

Mr. Lynch: You make an assumption, why don't we analyze it whether we are going to change the job description before you before you say we are going to do it.

Mr. Markley: And you just said yourself that we also might change the personnel, he might not be the appropriate person at that point.

Mr. Lynch: If someone else is that might be the case I don't know. I don't prejudge him.

Mr. Markley: Given the fact that there was an appointment to be made tonight, we are holding it vacant, it doesn't mean that Mike can't be brought back in that position but I think at this point we need to, I think we need to reevaluate the position.

Mr. Lynch: Are you serious? You are going to discharge him tonight, think about it for what two weeks, three weeks.

Mr. Markley: I really would like to be done with this in two to three weeks.

Mr. Lynch: And then re-offer him the job, is that what you're suggesting?

Mr. Markley: Just to see if that is the proper fit.

Ms. Sass Benza: "Inaudible".

Mr. Lynch: Now if you really think that you might do that, all the more reason to delay discharging him so that he doesn't actually basically get fired and then you try to rehire him three weeks from now at which point I don't know he might have a little bit of an issue don't you think. Really Jeff, this is, this is absurd.

Ms. Sass Benza: Well. Is there any point in the discussion that we've not yet explored because I would say that if there is not we have a motion on the table.

Mr. Lynch: I have a question because you raised an interesting point that and I don't know if you have the code section but there is a section of the code that deals with Township Administrator that talks about the the undertaking of duties and I don't know if that is 032, there is a section that essentially describes what happens if the Township Administrator is out sick and the chairman takes his duties on a temporary basis, that that chapter is not intended to be discharging a Township Administrator, hold the position open and then let the chairman directly do the Township Administrator's job on an indefinite basis, that is not the purpose of that statue.

Mr. Markley: No, I agree.

Mr. Lynch: And that, that is what you and Jeff suggested.

Mr. Markley: Let me be clear.

Mr. Lynch: And let me say this, I'll just be flat "inaudible", if that's your intention then I think that must be your motivation because I can't figure out what your motivation is here.

Mr. Markley: Fair enough. Let me be clear. As chairman I have no interest in serving as a Township Administrator, I have no interest in micro-managing this township in any way. We've got.

Mr. Lynch: Hold on.

Mr. Markley: We've got capable department heads, we've got a capable fiscal officer and staff, we have capable, very capable employees. I think we did very well up until last year running this township and I think we can go back to that for a brief period of time to, to to solicit some of the department head input on how their relationship with the Township Administrator faired, what things could be improved, what could be made different and at which point then we can really go back and look and see if there if there's a role or not for anyone in this, in this township.

Mr. Lynch: Jeff, I don't want to say, you have been saying for two years it would be a good idea, a good thing.

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Mr. Markley: And I am not saying anything different now.

Mr. Lynch: Well then I.

Mr. Markley: That is why I made the motion to vacate that position.

Mr. Lynch: Jeff, I would implore you to table this motion at least for this two or three week or month period that you are talking about and let that investigation or discussion go on about the role of the Township Administrator's job description and so forth and then make a decision. I mean I don't know it just seems like bullying you come in on your first day and you are going to discharge the Township Administrator and what is the reason.

Ms. Sass Benza: I don't think we want to go there.

Mr. Lynch: Well I think you are going to have to go there.

Ms. Sass Benza: No.

Mr. Markley: I think they serve, these positions are all at will positions, they serve at the pleasure of the board, it is no longer the pleasure of me personally. Does anybody else, does anybody else.

Ms. Sass Benza: "Inaudible".

Mr. Markley: Yeah right and I think that's as far as I want to take it.

Ms. Sass Benza: And I would urge this board to be very cautious depending upon the outcome of this motion with any kind of comments, you all know what I am talking about.

Unidentified person: Is it power is that what you mean?

Ms. Sass Benza: No that is not what I mean.

Unidentified person: Oh.

Mr. Lynch: She is worried about the township being sued. I'm worried about running the township.

Mr. Markley: Yep that is exactly my "inaudible".

Unidentified person: "inaudible".

Mr. Markley: Excuse me Mr. Keck, excuse me now.

Mr. Lynch: It is clear we need the Township Administrator. I won't argue the point about what exactly his duties should be because, because that is really not the argument, the argument here is do we eliminate an employee who has served us well as the Township Administrator for the last year or so and well as our Zoning Inspector prior to that and I think it is, you got the votes, you can do what you want.

Mr. Markley: Any other discussion?

Ms. Sass Benza: No.

Mr. Markley: And the motion seconded by Ms. Sass.

Ms. Sass Benza: I think I seconded it.

End of verbatim transcript.

Vote followed: Mr. Lynch, nay; Mr. Markley, aye, Mrs. Benza, aye. All appointments with be made as listed previously.

Trustees' Note for Clarification - All of the above employees are exempt employees per the Fair Labor Standards Act; and neither they nor other exempt employees, shall be required to submit time cards.

PUBLIC COMMENT

Ms. Carol Fitch was amazed that the township would let such a valuable person go.

Mr. Keck stated that several weeks ago when Mr. Seliga mentioned Mr. Joyce's future and Mr. Keck asked the board if there was any truth to the rumors and each member said that there was not and he asked if the board members had discussed Mr. Joyce's position as Township Administrator and the reply was that no discussion had taken place regarding this individual.

Mr. Henri Pruess asked if it would be possible to retain Mr. Joyce as Zoning Inspector while relieving him as Township Administrator. Mr. Markley stated that the economic forecasting does not justify the need for two Zoning Inspectors.

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GEAUGA COUNTY HEALTH DISTRICT ADVISORY COUNCIL

The trustees were in general agreement that Mr. Lynch should represent Bainbridge Township on the Geauga County Health Advisory Council.

TOWNSHIP BUILDING & PARKS RATES

Mr. Markley made a motion to retain the 2009 Town Hall, Burns-Lindow, Centerville Mills, Settlers Park and River Road Park rates for 2010.

Mr. Lynch seconded the motion that passed unanimously.

Note: A copy of said rates is attached to, and becomes a permanent part of, these minutes.

CEMETERY RATES

Mr. Markley made a motion to adopt the revised Cemetery rates as recommended by the Cemetery Board for the year 2010.

Mrs. Benza seconded the motion that passed unanimously.

Note: A copy of said rates is attached to, and becomes a permanent part of, these minutes.

FEE SCHEDULE FOR COPIES OF TOWNSHIP DOCUMENTS

The trustees were in general agreement to retain the present rate schedule for copies which is as follows:

The fee for all black and white copies of documents, is 5 cents per copy and color copies are \$2.00 per copy per the recommendation of the legal division of the State Auditor's Office. Disk media copies are \$1.00 per diskette and CD Rom.

ZONING FEE SCHEDULE

Mr. Markley made a motion to retain the 2010 Zoning Certificate Fee Schedule.

Mr. Lynch seconded the motion. Mr. Lynch, nay; Mr. Markley, aye; Mrs. Benza, aye.

Note: A copy of said schedule is attached to, and becomes a permanent part of, these minutes.

MILEAGE REIMBURSEMENT FOR 2010

Mr. Markley made a motion to set the Bainbridge Township mileage reimbursement of 50 cents (pursuant to IRS Code) per mile, for miles driven by authorized township personnel using their own vehicle for documented township business.

Mrs. Benza seconded the motion that passed unanimously.

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OHIO TOWNSHIP ASSOCIATION CONVENTION

Mr. Lynch moved that the township reimburse any trustee, fiscal officer, deputy fiscal officer or fiscal officer who attends the Ohio Township Association Winter Convention to be held in Columbus, Ohio from February 17, 2010 - February 20, 2010 for mileage, parking, lodging, and any other necessary expenditures.

Mrs. Benza seconded the motion that passed unanimously.

FIRE PREVENTION PERMITS

The trustees were in general agreement that the Fire Prevention Permit System of 1990 remain in effect for 2010.

OHIO FIRE CODE/OHIO BASIC BUILDING CODE

Mr. Markley moved adoption of the following resolution:

“WHEREAS, the Bainbridge Township Board of Trustees have previously, by resolution, adopted by incorporation the Ohio Fire Code and Ohio Basic Building Code; and

WHEREAS, the Ohio Fire Code and Ohio Basic Building Code have been ammended subsequent to the inital adoption by incorporation by the Board of Township Trustees of Bainbridge Township;

NOW, THEREFORE, BE IT RESOLVED that all amendments to the Ohio Fire Code and Ohio Basic Building Code are hereby adopted and incorporated by the Bainbridge Township Board of Trustees.”

Mrs. Benza seconded the motion that passed unanimously.

TRANSIENT VENDOR RESOLUTION

The trustees wish to have noted for the record that the Transient Vendor Resolution as adopted December 10, 1983, is still “in full force and effect.”

Note: Transient Vendor Permit will be issued only after review and recommendation of the Zoning Inspector.

ADVANCE ON TAXES COLLECTED

Mr. Markley moved that the Bainbridge Township Board of Trustees authorize the Fiscal Officer to request an advance of the real estate taxes, first half collection, in the maximum amounts available in the General, Road and Bridge, Fire District and Police District Funds upon receipt of the schedule of dates for advances as determined by the Geauga County Auditor.

Mrs. Benza seconded the motion that passed unanimously.

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POLICE DEPARTMENT

Mutual Aid Agreement - The trustees were in agreement to readopt the present Police Mutual Aid Agreement as last revised on January 1, 1987.

Parking Regulations - The trustees wished to have noted for the record that, per a Resolution adopted October 15, 1983, there was established in Bainbridge Township a Parking Violation Bureau which provided for the enforcement of the Bainbridge Township Parking Regulations, effective November 19, 1983.

FIRE DEPARTMENT

The trustees were in agreement to readopt the present Fire Department Mutual Aid Agreement as amended on December 17, 1995.

FALSE SECURITY ALARM PROCEDURES

The trustees were in general agreement to put in effect the False Security Alarm System Resolution as adopted December 15, 1990 and amended on April 1, 2007 per the Ohio Revised Code Section 505.511.

TRUSTEE DEPARTMENT LIAISONS

Police Department - Mrs. Benza
Fire Department - Mrs. Benza
Road Department - Mr. Markley
Zoning - Mrs. Benza
Parks - Mr. Markley

ROAD DEPARTMENT

Mr. Rudyk presented the board with an update of the past four days and the call outs. The crews have been out for at least 12 to 16 hours each day allowing the employees to go home and rest before returning the next morning.

TOWN HALL

OLD BUSINESS

Purchase Order Request -- New Copier (Town Hall)

Mr. Markley made a motion to approve the purchase order request dated December 30, 2009 for Meritech for \$185.00 per month for 60 months for the lease of a Konica Minolta bizhub C352 Full Color Printer, Copier, Scanner and Fax for Town Hall Administration and Zoning Department and authorizing the chairman to execute the contract.

Mrs. Benza seconded the motion that passed unanimously.

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Purchase Order Request -- Fire/Security Monitoring System

Mr. Markley made a motion to approve the purchase order request dated December , 2009 for YPS for the installation and monitoring of fire detection system for the township properties and security for the Fiscal Office at a cost of \$8,430.00 and a quarterly monitoring fee of \$822.00 and authorizing the chairman to execute said contracts.

Mrs. Benza seconded the motion that passed unanimously.

NEW BUSINESSJanuary Meeting Schedule

The board was in general agreement to meet on January 11th, 18th and 25th, 2010.

Liquor License Hearing

The board was in general agreement to have Mrs. Rebecca Schlag for the January 11th Trustees meeting as a presentation by guest to discuss the Liquor Licence Hearing.

Mr. Markley will contact both the county prosecutor and the interim zoning inspector Mr. Shane Wrench. Mr. Lynch will contact the Tanglewood Lake Association regarding the meeting next week.

Geauga Soil & Water Conservation District

Mr. Markley made a motion to approve the invoice from Geauga Soil and Water Conservation District dated December 15, 2009 for the Phase 2 Program Expenses in the amount of \$224.00.

Mrs. Benza seconded the motion that passed unanimously.

ROAD DEPARTMENTCemetery Deed

The trustees signed a Cemetery Deed for lot 32 Section 12 Grave 5. Donna Patz and Charles H. Nichols attested to their signatures.

POLICE DEPARTMENTCollective Bargaining Contract -- Sergeants

Mr. Markley made a motion to approve the Collective Bargaining Agreement between Bainbridge Township and the OPBA Sergeants effective from January 1, 2009 through December 31, 2010, and authorize the board to execute the contract.

Mrs. Benza seconded the motion that passed unanimously.

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Collective Bargaining Contract -- Dispatchers

Mr. Markley made a motion to approve the Collective Bargaining Agreement between Bainbridge Township and the OPBA Dispatchers effective from January 1, 2009 through December 31, 2010, and authorize the board to execute the contract.

Mr. Lynch seconded the motion that passed unanimously.

ZONING DEPARTMENTSeverance Pay

Mr. Lynch asked what the severance pay would be for Mr. Joyce. Mrs Measures stated that she will have those figures at next week's meeting.

PUBLIC COMMENT

Mr. Karl Kuckelheim asked the status of the sign in front of the Fire Department. Mr. Markley stated that the county is looking into the voltage spikes and the switch-over.

Mr. Mitch Fakadej stated that the additional container was never delivered and the Recycling Center was a disaster due to people leaving items on the ground around the containers. Mr. Markley replied that he has received phone calls from people wanting to form a committee in order to avoid closing the facility. Mr. Markley stated that the township has no intention of closing the entire facility, but cardboard recycling costs the township money and if anything is removed it might be the cardboard. Several options are available. Mr. Fakadej stated that the website for Geauga Trumbull Waste Management has a spot for filing complaints.

Mr. Lynch announced that he will be seeking the Republican nomination in May for the State Representative to the 98th District. Provided Mr. Lynch wins the May primary election, he will then be the Republican candidate in the November General election. In the event that Mr. Lynch does win the November election, it would then be necessary for him to resign as Bainbridge Township Trustee effective January 1, 2011, cutting short his full term as trustee by one year. The board wishes Mr. Lynch well on this venture.

CORRESPONDENCE

The Chagrin Valley Intergovernmental Council Meeting will be held on Saturday, January 9, 2010 in Moreland Hills.

Monday, January 4,

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Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 8:52 P.M.

Respectfully Submitted,

Cherianne H. Measures,
Fiscal Officer, Bainbridge Township

Date

Date

Date

Minutes Read: _____

Minutes Approved: _____