

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on April 28, 2003. Those present were trustees Mr. Samuel Desiderio, Mr. Charles Hesse and Mr. Christopher Horn and clerk Susan R. Angelino. Mr. Hesse presided and called the meeting to order at 6:15 P.M.

EXECUTIVE SESSION

Mr. Hesse moved that the Bainbridge Township Board of Trustees go into executive session to consider the purchase of property.

Mr. Desiderio seconded the motion. Vote: Mr. Desiderio, aye; Mr. Hesse, aye; Mr. Horn, aye.

The trustees recessed their regular meeting at 6:16 P.M. in order to go into executive session to consider the purchase of property.

The trustees returned from executive session after considering the purchase of property and reconvened their meeting at 7:10 P.M.

MINUTES

The minutes of the April 8, 2003 and April 21, 2003 regular meetings were approved as read.

COMMENTS BY GUESTS AND VISITING PUBLIC

Mia Moore from The Illuminating Company presented the trustees with serviceberry seedlings for the township to plant. Trustee Hesse agreed to pot and store seedlings until the fall when a designated place will be decided for them to be planted.

Dave Mitchell, an attorney representing the Chagrin Road Neighborhood Assoc., asked the trustees for an opportunity for the group to meet with them regarding the Judson Plan. May 5, 2003 at 7:30 P.M. was decided upon.

NEW BUSINESS

KNOWLES BUILDING COMPANY VS. TOWNSHIP OF BAINBRIDGE

Case NO. 97A537

Mr. Hesse made a motion to approve a second supplemental to the Consent Judgment Entry of 9/8/97 as referenced above, and requested by Builder Dave English, and approved by Geauga County Prosecutor John Tremsyn and Zoning Inspector Frank McIntyre.

Mr. Desiderio seconded the motion that passed unanimously.

OLD BUSINESS

CHAGRIN FALLS PARK - SPEED LIMIT SIGNS

Mr. Desiderio made a motion to reduce speed limits within Chagrin Falls Park to 25 mph and authorized the Highway Superintendent to post speed limit signs on Rocker and Woodland.

Mr. Hesse seconded the motion that passed unanimously.

MONTEFIORE HOUSING CORP. - TAX PAYMENT

Mr. Hesse made a motion to send a letter to Montefiore Housing Corp. requesting 2001 and 2002 Bainbridge Township taxes totaling \$44,363.00 as agreed upon in their Conditional Use Permit # BZA 99-1, dated May 20,1999.

Mr. Desiderio seconded the motion that passed unanimously.

(Note: Trustees were in agreement to not ask for reimbursement for school taxes.)

TANGLEWOOD LAKE DAM

BBC & M Design Invoice #27963

Mr. Desiderio made a motion authorizing payment of \$2,602.00 to BBC & M Engineering, Inc. for engineering design services relating to Tanglewood Dam/Tanglewood Trail Road Project, per the recommendation of Geauga County Engineer. (P.O. 149)

Mr. Hesse seconded the motion that passed unanimously.

NEW BUSINESS

ROAD DEPARTMENT

Purchase Order In Excess Of \$750.00 Limitation

Mr. Hesse made a motion authorizing payment of \$1,800.00 to EAB Truck Service for spring work and shocks for Truck #20 per the recommendation of Highway Superintendent Alan Halko. (P.O. 146)

Mr. Desiderio seconded the motion that passed unanimously.

Purchase Order In Excess Of \$750.00 Limitation

Mr. Hesse made a motion authorizing payment of \$7,075.00 to Van Curen Services, Inc. for removal of 33 trees on Geauga Lake Road per the recommendation of Highway Superintendent Alan Halko. (P.O. 150)

Mr. Horn seconded the motion that passed unanimously.

TANGLEWOOD SUBDIVISION

The trustees were in general agreement to proceed with the reconstruction of Sugar Hill Trail.

FIRE DEPARTMENT

Professional Training

The trustees were in general agreement for Firefighter Robert Vargo to attend a Fire Safety Inspector Certification Seminar on June 2 - 13, 2003 at a cost of \$400.00 per the recommendation of Fire Chief Brian Phan. (B.C. 26)

Purchase Order In Excess Of \$750.00 Limitation

Mr. Hesse made a motion authorizing payment of \$41,509.50 to Portage Motors, Inc. for (2) 2003 Dodge Durangos to replace (2) 1995 Chevrolet Caprices, per the recommendation of Fire Chief Brian Phan. (P.O. 147)

Mr. Desiderio seconded the motion that passed unanimously.

HERITAGE DEVELOPMENT COMPANY - MEMORANDUM OF UNDERSTANDING

Mr. Hesse made a motion authorizing the Geauga County Prosecutor's Office to pursue the \$50,000.00 owed by Heritage to the township pursuant to the Memorandum of Understanding dated October 16, 2000.

Mr. Desiderio seconded the motion that passed unanimously.

PREMIER PARKS VS. BAINBRIDGE TOWNSHIP BOARD OF TRUSTEES - CASE NO. 95M000240

Mr. Desiderio made a motion to enter into an amended Judgment Entry in regards to the above referenced case.

Mr. Horn seconded the motion that passed unanimously.

ZONING

PROPOSED ZONING AMENDMENT Z-2003-1

The trustees acknowledged receipt of Bainbridge Township Zoning Commission's April 24, 2003 motion of denial of proposed zoning amendment Z-2003-1. Enclosed was a copy of the proposed amendment which was initiated by The Winbury Group on January 30, 2003; a letter dated February 12, 2003 from the Geauga County Planning Commission wherein it noted that said commission on February 11, 2003 voted to recommend denial of Z-2003-1 with comments listed; and a copy of the application and the documents required for submission of said application for the proposed amendment. The Bainbridge Township Zoning Commission held a Public Hearing for Proposed Zoning Amendment Z-2003-1 on February 27, 2003, March 27, 2003 and April 24, 2003.

Mr. Hesse moved that the Bainbridge Township Board of Trustees authorize the clerk to place the necessary legal notice in the News Herald for a Public Hearing for Proposed Zoning Amendment Z-2003-1 to be held at 8:00 P.M. on May 19, 2003.

Mr. Desiderio seconded the motion that passed unanimously.

CLERK'S OFFICE

Land Bank Deeds

Mr. Hesse made a motion authorizing payment of \$1,125.00 to the Geauga County Sheriff's Office for preparation of (45) Land Bank Deeds. (P.O. 148)

Mr. Desiderio seconded the motion that passed unanimously.

KNOWLES INDUSTRIAL PARK

The trustees were in general agreement to support Noveon Chemicals Co. in Knowles Industrial Park and send a letter to Ohio Department of Development.

MAY MEETING SCHEDULE

The trustees were in general agreement to cancel the May 26, 2003 regular meeting and to hold a special meeting on May 7, 2003 to consider township projects and any other necessary business.

CORRESPONDENCE

Letter from Resident Linda White, dated April 23, 2003.
RE: Street Light Request.

NOACA Project Notification and Response Form, dated April 4, 2003. RE: FY 2004 Overall Work Program.

Letter from Residents David and Cathy Watterson, dated April 20, 2003. RE: Judson Retirement Community proposal.

Petition from Pettibone Road Residents, dated April 13, 2003. RE: Re-location of mailboxes.

Copy of letter from Gus Saikaly, Director of Geauga County Department of Water Resources to Hess & Associates, dated April 25, 2003. RE: Kenston Schools Sewer Service.

Memo from Resident Timothy Doll, dated April 23, 2003. RE: Thank you to road department personnel.

Letter from Adelphia, dated April 21, 2003. RE: New Rates.

Copy of letter to Bainbridge Partners LLC c/o Mr. Christopher Muzzin from Robert L. Phillips, Geauga County Engineer, dated April 17, 2003. RE: Hawksmoor 2.

Letter from Anne K. Murphy, Director of Stewardship and Conservation Resources of Chagrin River Land Conservancy, dated April 21, 2003. RE: Annual Conservation Easement Stewardship Program.

Copy of letter from the Geauga County Board of Commissioners to R. L. Phillips, Geauga County Engineer, dated April 22, 2003. RE: Resolution to order the improvement of Chagrin Road in Bainbridge Township.

Copy of letter from Geauga Soil & Water Conservation District to Mr. Jim Malik of Zarzycki-Malik Architects, dated April 22, 2003. RE: Fellowship Bible Church - Plan Review - Submittal #2.

Bainbridge Township Zoning Commission Minutes, dated March 27, 2003.

CHECKS DATED APRIL 28, 2003

The trustees examined the above checks and invoices for same, and Mr. Horn moved that these checks for outstanding obligations be accepted for payment.

Mr. Desiderio seconded the motion that passed unanimously.

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

EMPLOYEE JOB ANALYSIS STUDY

The trustees discussed and reviewed the employee job analysis study.

EXECUTIVE SESSION

Mr. Hesse moved that the Bainbridge Township Board of Trustees go into executive session to consider the purchase of property.

Mr. Desiderio seconded the motion. Vote: Mr. Desiderio, aye; Mr. Hesse, aye; Mr. Horn, aye.

The trustees recessed their regular meeting at 10:15 P.M. in order to go into executive session to consider the purchase of property.

The trustees returned from executive session after considering the purchase of property and reconvened their meeting at 11:25 P.M.

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 11:26 P.M.