

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on January 18, 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. Markley presided and called the meeting to order at 7:00 P.M.

MINUTES

Mr. Markley moved to waive the reading of the minutes and approve the minutes of the regular meetings of the board from December 14, 2009, December 21, 2009 as read.

Mr. Lynch seconded the motion that passed unanimously.

Mr. Lynch would like to amend the minutes from the regular meeting of the board from January 4, 2010. Mrs. Benza recommended that the Fiscal Officer prepare a dictation of the tape from the discussion of the previous meeting pertaining to the appointments.

AGENDA

Mr. Lynch asked the Chairman about the policy change regarding preparation of the agenda. Mr. Markley felt that the Fiscal Officer should prepare the agenda, not the Township secretary. Mr. Lynch will send Mr. Markley a copy of the policy he is concerned about. Mr. Markley will revise the policy and present the proposed changes at the next meeting of the board. Mrs. Benza clarified that from this point forward, until a new policy is adopted, the deadline for agenda items is Friday at noon to the Fiscal Officer.

ROAD DEPARTMENT

Mr. Walter Rudyk, Road Superintendent, presented the monthly report for the month of December, 2009. Mr. Markley thanked the employees for their services over the holidays.

Mr. Gil Myers asked what the purpose was for the fire hydrants along Chagrin Road that are not in service. The hydrants have not been put in service yet but will be before the next phase of Canyon Lakes is started or for the development of the Meldon property. Mr. Markley will look into the purpose of the hydrants.

Mr. George Quay requested that the logs remaining from the improvement

of Savage Road be cleaned up in the spring. Mr. Rudyk responded that he will contact Mr. Phillips at the Geauga County Engineer's office regarding this matter.

Geauga County Highway Mileage Report

Mr. Rudyk explained that the County is now calculating miles to the thousandths of a mile rather than to the hundredths of a mile.

Mr. Markley moved to approve the 2009 County Highway Mileage report stating that Bainbridge Township contains 85.495 miles.

Mr. Lynch seconded the motion that passed unanimously.

Amendments to the County Highway System

Mr. Rudyk would like to defer Pettibone Road, Chagrin River Road, Taylor May Road and Crackel Road. The total mileage would be 6.84 miles deferred to the county.

Mr. Rudyk was then asked to rank the existing County Highways; Chagrin Road, Bainbridge Road, Franklin Street and Washington Street. Mr. Markley stated that the board will determine what the ranking qualifications should be and will return at the next meeting.

Change Order -- Phil Miller Construction

Mr. Rudyk explained that the change order was based on requirements of the Ohio Environmental Protection Agency.

Mr. Markley moved to approve the Change Order dated December 3, 2009 to Phil Miller Construction for the Hawksmoor Way project in the amount of \$9,838.34.

Mr. Lynch seconded the motion that passed unanimously.

Tree Removal within the Township Right of Way

Mr. Markley moved to approve the purchase order request dated January 12, 2010 to VanCuren Services Inc. in the amount of \$14,875.00 for the removal of trees within the Township Right of Way, per the recommendation of the Road Superintendent.

Mr. Lynch seconded the motion that passed unanimously.

New Fuel Tank Installation

Mr. Rudyk presented to the board the installation costs of a new 10,000 gallon fuel tank would be \$100,000. It would cost an additional \$25,000 to remove or abandon the old tanks. Mr. Rudyk stated that it would take anywhere from 14 to 21 years to recover those costs, depending on the freight savings per gallon of fuel. This was a quote based on work that Ullman Oil had done for another customer.

There is a smart link system, available at no charge, that would monitor our fuel levels and would provide for faster, more automatic, service and delivery. The smart link system is available for use on our existing tanks.

The board was in general agreement to have Mr. Rudyk gather exact information and formal quote for installing the Smart Link System on our existing tanks.

FIRE DEPARTMENT

Assistant Fire Chief Bill Lovell presented the monthly and year-end report for December of 2009. Assistant Chief Lovell also addressed the increased staffing and the benefits already recognized from the increase.

Mr. Markley asked the Assistant Chief to request the Chief to gather information and prepare a presentation on soft billing of residents to the Board for their work session to be held on January 30th. Assistant Chief Lovell recommended that, should the trustees decide to move forward with the soft billing of residents, the plan should be set to start at some future date to allow for advanced educational opportunities to the residents.

Pre-Emption Device

Mr. Markley moved to approve the purchase order request dated November 18, 2009 to Geauga County Engineer in the amount of \$8,348.00 for the pre-emption device for the traffic signal at Washington Street and Snyder Road, per the recommendation of Assistant Chief Lovell.

Mrs. Benza seconded the motion that passed unanimously.

Mr. Markley moved to approve the payment of this cost from the investment funds, approving a transfer from the general fund to the fire department fund.

Mr. Lynch seconded the motion that passed unanimously.

TOWN HALL

OLD BUSINESS

Mike Joyce Resolution

Mr. Lynch moved to pass a revised resolution honoring Mr. Michael Joyce's service to the township.

No second...Mr. Lynch will return with the resolution at the next meeting.

Employee Personnel Policy Manual

Mr. Lynch proposed a new section to the policy manual number 9.4 addressing the annual appointments. Mr. Lynch would like to adopt this policy in order to provide at-will employees with notice of changes in employment.

Mr. Markley feels the proposed new section is a great start to the revisions and updates needed to the Employee Personnel Policy Manual. Mrs. Benza also feels that this is a very good beginning.

Mr. Lynch moved to approve the proposed policy section.

Mr. Markley seconded the motion.

Mr. Markley made a motion to postpone the vote on this policy.

Mrs. Benza seconded the motion to postpone. Vote followed: Mr. Markley, aye; Mr. Lynch, nay; Mrs. Benza, aye.

Mrs. Benza asked that the policy be reviewed by legal counsel. Mr. Lynch agreed to email the policy to Mrs. Rebecca Schlag, Assistant Geauga County Prosecutor.

Mrs. Ann Myers expressed her displeasure with this board and the

performance of the board over the last two meetings.

Mrs. Benza read a prepared statement to clear up many misconceptions. Mrs. Benza stated that she did meet with many people between November 4th and December 31st of 2009 regarding Bainbridge Township organization, projects, progress, and personnel. All of the meetings were held in public, and absolutely none were held secretly. Since January 1, 2010, Mrs. Benza has not met with either of her two fellow trustees unless the meeting was fully sunshined and open, or in a duly called executive session. The decision concerning organizational decisions was not made on a whim. Mrs. Benza stated that the decision made on January 4, 2010 is done, and she feels that it is time to progress with the business of Bainbridge Township and move forward.

Mr. Markley stated that the decision to discharge Mr. Joyce was not made on a whim. He also held many meetings in public locations with employees and residents prior to December 31, 2009. It was through these meetings that he was able to come to the eventual conclusion. He would like to move beyond this decision and get back to the business of the township.

Kenston Lake Dam Grant 319

Mr. Markley moved to approve the invoice from Chagrin River Watershed Partners in the amount of \$695.40, and authorized Mr. Markley to sign the necessary reports for the grant.

Mr. Lynch seconded the motion that passed unanimously.

NEW BUSINESS

Separation Pay

Mr. Markley moved to approve the separation pay to Mr. Michael Joyce, effective January 4, 2010, in the amount of \$13,460.00 payable immediately.

Mrs. Benza seconded the motion that passed unanimously.

Architectural Invoice

Mr. Markley moved to approve the invoice dated January 6, 2010 to Mr. Stephen Ciciretto for the reimbursement of the purchase of a mirror and light fixture for the restroom in the new Fiscal Office in the lower level in the amount of \$72.38.

Mr. Lynch seconded the motion that passed unanimously.

POLICE DEPARTMENT

Professional Training Request

Mr. Markley moved to approve the professional training request dated January 6, 2010 for Patrolman John Bodovetz to attend a Crime Scene Management class on February 5, 2010 in Richfield at a total cost of \$50.00, per the recommendation of the Police Chief.

Mrs. Benza seconded the motion that passed unanimously.

Mr. Markley moved to approve the professional training request dated January 6, 2010 for Patrolman Jon Newcomb to attend a Crime Scene Management class on February 5, 2010 in Richfield at a total cost of \$50.00, per the recommendation of the Police Chief.

Mrs. Benza seconded the motion that passed unanimously.

ZONING DEPARTMENT

Liquor License Hearing

Mrs. Benza briefed the public on the status of the withdrawal of the objection to the transfer of the ownership of the liquor license. Mrs. Benza then went on to explain that the Zoning limitations should keep the use of the facility consistent with the past use as far as the liquor license and use of the club house is concerned.

The board of trustees was in general agreement to withdraw their objection to the transfer of the liquor license, and thereby cancel the said hearing originally set for January 19, 2010 at 3:30 P.M. at the office of the Geauga County Commissioners.

CHECKS DATED DECEMBER 21, 2009 TO DECEMBER 31, 2009

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

payment.

Mr. Lynch seconded the motion that passed unanimously.

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

TRUSTEE MEETING SCHEDULE

The January 30, 2010 meeting will be a special meeting including a work session to discuss the management of the General Fund. The board will meet February 1, February 8, February 15, and February 22, 2010.

PUBLIC COMMENT

Mr. Markley stated that Mr. Karl Kuckelheim wanted to remind the public that September of 2011 marks the bicentennial anniversary of the original settlement of Bainbridge Township.

Mr. Joe Oberley would like to comment on what he has read in the newspapers. He has concerns about the enforcement of the zoning regulations. Mr. Oberley asked if this board is committed to enforce and defend the zoning regulations of the township.

Mr. Markley stated that he is committed to defending our zoning and is also committed to developing a planning effort consistent with our zoning regulations.

Mrs. Benza stated that she is very dedicated to defending our zoning regulations. As the liaison to the Zoning Department, she plans to take a very active role in improving communication between the Zoning boards and the Board of Trustees.

Mr. Lynch also stated that he is dedicated to defending our zoning regulations. He stated that the zoning regulations should be updated and current without being pliable and manipulatable by developers.

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 10:08 P.M.