

Monday, December 12,

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The Bainbridge Township Board of Trustees met in Regular session at the Bainbridge Town Hall on December 12, 2011. Those present were trustees Mrs. Lorrie Sass Benza, Mr. Jeffrey Markley, and Mr. Matthew J.D. Lynch, and Fiscal Officer Mrs. Cherianne H. Measures. Mrs. Benza presided and called the meeting to order at 6:00 P.M.

EXECUTIVE SESSION

Mrs. Benza made a motion to go into executive session to discuss the collective bargaining strategy, per Ohio Revised Code Section 121.22(G)(4) and employment of a public employee, per Ohio Revised Code Section 121.22(G)(1).

Mr. Lynch seconded the motion that passed unanimously.

The trustees recessed their regular meeting at 6:01 P.M. in order to go into executive session.

The trustees returned from executive session, after discussing the collective bargaining strategy and employment of a public employee, reconvening their regular meeting at 7:00 P.M.

DEPARTMENTAL REPORTS

FINANCIAL REPORT

Mrs. Cherianne Measures, Fiscal Officer, presented the financial report for the Township for the month of November, 2011.

NOTE: A copy of said report is attached to and becomes a permanent part of these minutes.

PARKS/PROPERTIES DEPARTMENT

Mr. David Mitchell, Property Superintendent, presented the monthly report for the Parks/Properties Department for the month of November, 2011.

ROAD DEPARTMENT

Mr. Walter Rudyk, Road Superintendent, presented the monthly report for the Roads Department for the month of November, 2011 at the previous meeting. However, Mr. Rudyk wanted to inform the public of a failed culvert pipe on Rivers Edge. The pipe was originally installed in 1977. The trustees approved to request the engineering services of the County Engineer for the necessary repairs to this roadway as there is a second pipe that was installed at the same time, and should it fail also, there will be a number of homes that would be inaccessible. The trustees were in general agreement to have the Road Superintendent submit a proposal to the Geauga County Engineer for snow plowing services for the 2011-2012 winter season. Mr. Rudyk went on to explain which roads were county roads and which ones were state roads and who was responsible for maintaining said roads. Finally, Mr. Rudyk informed the trustees that we have received the Christmas tree grant.

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PRESENTATION BY GUESTSKENSTON LAKE STREAM RESTORATION PROJECTAmy Brennan – Chagrin River Watershed PartnersJoel Bingham – EnviroScience

Mrs. Amy Brennan, with Chagrin River Watershed Partners, thanked everyone for their patience during this whole process. The trustees, the Road Department, and most importantly the residents have all been very patient and understanding throughout this whole ordeal. Mrs. Brennan then introduced Mr. Joel Bingham, with EnviroScience. Mr. Bingham proceeded to recap the whole project from beginning to end, including photographs along the way. He addressed some of the impediments along the way such as removing all of the muck and sediment, and having to keep the equipment on timber mats in order to prevent sinking the machines. In the process of this restoration, EnviroScience had to keep track of the wetlands that were impacted and needed to be replaced on site at a ratio of at least one to one. Fortunately, they were able to restore more than the amount impacted. There were over 620 plants and shrubs planted on the job site.

Mrs. Brennan then went on to review the recommendations of Chagrin River Watershed Partners, including the need to maintain home septic systems because of some of the discharge locations. She also reviewed lists of recommended plants and shrubs based on the type of area they are to be planted in. This list has been mailed to the residents affected by this restoration project.

Mrs. Benza thanked both organizations for their cooperation and expertise with this project as well as the patience of the residents. Mrs. Benza then announced that anyone wishing to speak with Mrs. Brennan and/or Mr. Bingham, may proceed to the front hall for further discussions.

PUBLIC COMMENTS

Mr. Henri Preuss explained to the trustees his eyewitness account of the need for Fire Department staffing levels while setting up Christmas lights at the Burns Lindow Building there appeared to be four fire calls within the brief time he was working.

FISCAL OFFICE – NEW BUSINESS

Mr. Markley made a motion to approve the purchase order requests list as prepared by the Fiscal Officer.

Mr. Lynch seconded the motion that passed unanimously.

The list as presented is as follows:

Purchase Order Requests

1. McClean Company – Road & Bridge – Full Fenders for Wheel Loader – \$1,957.03
2. Akron Veterinary – Police – Referral and Emergency Surgery – \$3,213.76

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Mr. Markley made a motion to approve the invoice list as prepared by the Fiscal Officer, with further review of number 5 and excluding number 6.

Mr. Lynch seconded the motion that passed unanimously.

The list as presented is as follows:

Invoice Approval Requests

1. Littler Mendelson – Legal Services for General Labor – \$247.50
2. Littler Mendelson – Legal Services for 2011 FOP Fact Finding – \$673.70
3. Littler Mendelson – Legal Services for 2011 OPBA Fact Finding – \$2,225.38
4. Walter & Haverfield – Legal Services for Voproco Zoning Matter – \$1,598.12
5. Walter & Haverfield – Legal Services for Bainbridge Auburn JEDD – \$168.00
6. B & J Environmental, Inc. – CVM Water Analysis Testing – \$1,556.00
7. EnviroScience – Kenston Lake Stream Restoration – \$5,764.01
8. Ronyak Paving, Inc. – Final Invoice 2011 Asphalt Resurfacing Project – \$97,094.10
9. Gutoskey and Associates – Original Engineering and Construction Management for Town Hall Drainage, Grading and Pavement Improvement Project – \$24,667.50

Transfer Approval

Mr. Markley made a motion to approve the fund transfers as listed below, per the recommendation of the Fiscal Officer.

Mrs. Benza seconded the motion that passed unanimously.

In accordance with Resolution 08222011-B in which \$2,751,028.84 was appropriated to General Fund Transfers Out, the Fiscal Officer requires trustee board approval to move the balance of the monies into the appropriate funds, other than the Fire Station Addition/Renovation Special Reserve Fund. The amounts for purchases approved from the Investment Funds to be transferred per department are as follows:

Road Department:	
Their portion of the Gas Pump Replacement	\$ 2,812.50
Police Department:	
Their portion of the Gas Pump Replacement	\$ 2,812.50
Telephones for IT Upgrade	\$ 20,622.78
	<u>\$ 23,435.28</u>
Fire Department:	
Their portion of the Gas Pump Replacement	\$ 2,812.50
Computers	\$ 2,332.56
Computer Software	\$ 1,136.00
Architectural Fees	\$218,500.00
	<u>\$224,781.06</u>

FIRE DEPARTMENT – NEW BUSINESS

Employment of Public Employee

The trustees acknowledged the resignation of Firefighter/Paramedic Mr. Joe Minite from the Bainbridge Township Fire Department effective December 1, 2011, per the recommendation of the Fire Chief.

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PARKS/PROPERTIES – OLD BUSINESSHeritage Park Update

Mr. Markley made a motion to approve the change order request for Mr. Joe Gutoskey in the amount of \$19,332.50 for additional services for the Town Hall Drainage, Grading and Pavement Improvement Project.

Mrs. Benza seconded the motion that passed unanimously.

PARKS/PROPERTIES DEPARTMENT – NEW BUSINESSTownship Property Consolidation

Mr. Markley conveyed the concerns of the Geauga Soil & Water Conservation District in regards to the detention basins in proximity to the property lines of multiple parcels that the township owns. Two solutions exist, first and preferred would be to consolidate the parcels into one and remove said property lines. Second, we could do deed restrictions on both parcels. The trustees were in general agreement to obtain quotes for both options, determine the need to do either, and the consequences of doing nothing.

Kenston Community Education Board Appointments

Mrs. Benza informed the trustees of the need to find two board members for the open positions on the Kenston Community Education Board for the Bainbridge representatives.

Bissell House Agreement

The trustees asked the Property Superintendent the status of the agreement between the Historical Society and the Township regarding the use of the Bissell House. Mr. Mitchell explained that he has given his suggestions to Mr. Karl Kuckelheim, and is waiting for a response.

POLICE DEPARTMENT – OLD BUSINESSFOP Collective Bargaining Agreement

Mr. Markley made a motion to approve the collective bargaining agreement between Bainbridge Township and FOP Lodge 67 effective from January 1, 2011 through December 31, 2012, per the recommendation of legal counsel.

Mrs. Benza seconded the motion that passed unanimously.

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ROAD DEPARTMENT – NEW BUSINESSTanglewood Entrance

Mr. Rudyk presented information collected regarding said project. The Tanglewood Homeowners Association wanted other options for repair as well as various choices of materials. The Geauga County Engineer would like cost commitments from both Bainbridge Township and the Homeowners Association before providing the necessary engineering services.

TOWN HALL – NEW BUSINESSGift Baskets for Volunteer Boards

The trustees were in general agreement to send Lowes Fruit Baskets to the members of the Board of Zoning Appeals, Zoning Commission, Cemetery Board and Park Board.

Chagrin Valley Inter-Governmental Council Collaboration Survey

The trustees will review the survey questions and provide collaborated answers at the Special Meeting to be held on Wednesday, December 14, 2011.

Cell Tower Lease Agreement

As a follow up to the presentation, Mrs. Benza would like to send the proposed lease agreement to Mr. Todd Hunt at Walter & Haverfield for review to maximize the benefit to the township.

Trustee Meeting To Be Held in Chagrin Falls Park

The trustees agreed to revisit this item after January 1st.

Land Bank

The trustees agreed to review this topic extensively in the upcoming year.

Energy Conservation Program Request for Qualifications

After the presentation earlier this year by the Brewer-Garrett Company, who provided a sample Request for Qualifications, the trustees were in agreement to add this topic to the Project List.

Spirit of Bainbridge 2012 Schedule

The board was in general agreement to have the Fiscal Officer author the first article due the first week in January, with the balance to be determined after the first of the year.

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ZONING DEPARTMENT – NEW BUSINESSZoning Resolution Rewrite Proposal

Mrs. Benza explained that the township has received a written proposal. The Zoning Commission and Zoning Inspector will review the proposal for the appropriate scope of work.

Board of Zoning Appeals Appointments

Mrs. Benza made a motion to reappoint Mr. Michael Lamanna to the Board of Zoning Appeals for a term of five years commencing January 1, 2012.

Mr. Lynch seconded the motion that passed unanimously.

Community Challenge Planning Grant Program

Mr. Markley explained that the township did not receive the grant. However, we will receive feedback in order to improve for the next opportunity.

PUBLIC COMMENT

Dr. Judith Gooding asked about the Special Meeting and Mrs. Benza explained that the multiple Special Meetings are for the purpose of executive sessions in order to interview candidates for the position of Service Director.

Mrs. Gina Zahn asked why the cell tower at the Road Department/Settlers Park is only a 3G tower when 4G capabilities exist. The board did not have any answers.

Mrs. Ann Myers asked if the residents should be concerned about the multiple executive sessions regarding discipline of a public employee and then witnessing the board accept multiple resignations. Mrs. Benza explained that the board is trying to follow the personnel policy manual more closely, thus resulting in more executive sessions. However, the resignations are not related to the executive sessions and there is no reason for alarm.

CHECKS DATED NOVEMBER 29, 2011 THROUGH DECEMBER 12, 2011

The trustees examined and signed checks and invoices for same dated November 29, 2011 through December 12, 2011 consisting of warrants 16880 through 17033 for a total amount of \$490,103.47. Payroll records were examined and signed for November 19, 2011 through December 2, 2011 including payroll checks 8847 through 8952 for a total amount of \$126,827.55.

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

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CORRESPONDENCE

- Geauga County Engineer Memo regarding County Highway System Re-Designation
- Bainbridge Township Zoning Commission Meeting Minutes October 26, 2011
- Mrs. Linda White fax regarding McGill Property Group
- Geauga County Board of Elections Certificate of Result of Election Passing of Fire Levy
- Geauga County Board of Elections Certificate of Result of Election Passing of Road Levy
- The Flag Store regarding new Geauga County Flag
- Geauga Soil & Water Conservation District Site Inspection for Town Hall Drainage, Grading and Pavement Improvement Project
- Chagrin River Watershed Partners Meeting Agenda
- TriStar Cell Tower Landowner News Newsletter
- ODNR Letter & Literature regarding Abandoned Mine Land

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 9:38 P.M.

Respectfully Submitted,

Cherianne H. Measures,
Fiscal Officer, Bainbridge Township

_____ Date

_____ Date

_____ Date

Minutes Read: _____

Minutes Approved: _____