

Monday, September 28,

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The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on September 28, 2020. Those present were Trustees Mr. Jeffrey Markley, Mrs. Lorrie Benza, and Mrs. Kristina O'Brien, and Fiscal Officer Mrs. Janice Sugarman. The meeting was also broadcast remotely through Zoom. Mrs. O'Brien presided and called the meeting to order at 6:00P.M.

EXECUTIVE SESSION

Mrs. O'Brien made a motion to go into executive session for the Employment and Compensation of Public Employees per Ohio Revised Code Section 121.22(G)(1) and Collective Bargaining per Ohio Revised Code Section 121.22(G)(4).

Mr. Markley seconded the motion. Vote followed: Mr. Markley, aye; Mrs. Benza, aye; Mrs. O'Brien, aye. Motion carried.

The trustees recessed their meeting at 6:00 P.M. in order to go into executive session.

Chief Lou Ann Metz was invited into the executive session at 6:00 P.M. and left at 6:56 P.M.

The trustees returned from executive session, after considering the employment and compensation of public employees and collective bargaining, and reconvened their regular meeting at 7:05 P.M. and everyone stood and recited the Pledge of Allegiance.

CHANGES TO THE AGENDA

None.

MINUTES APPROVAL

Mr. Markley moved to approve the minutes of the trustees' September 14, 2020 regular meeting and September 22, 2020 special meeting as written.

Mrs. Benza seconded the motion. Vote: Mr. Markley, aye; Mrs. Benza, aye; Mrs. O'Brien, aye. Motion carried.

DEPARTMENTAL REPORTS

POLICE DEPARTMENT

Lt. Robert Weir presented the police department report for the month of August 2020. He reported that there has been an uptick in Walmart thefts. This is due to the fact that Walmart has added a theft protection team, which has led to more arrests. In addition, he mentioned that car thefts are up and reminded residents to lock their cars and remove any valuables. He wanted to thank the residents and businesses of Bainbridge Township for their support, including all the meals and cards that the department has received. The complete police report is attached to and becomes a permanent part of these minutes.

FIRE DEPARTMENT

Chief Lou Ann Metz presented the fire department report for the month of August 2020. She reported that call volumes are getting back to normal. EMS billing and payments were down this month, but she expects that to bounce back next month. The complete fire report is attached to and becomes a permanent part of these minutes.

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ZONING DEPARTMENT

Mrs. Karen Endres presented the zoning department report for the month of August 2020. The zoning department collected \$3,525.00 in receipts with zero new home starts. They have been working on revising the zoning fee schedule and will have something for the trustees to review soon. The complete zoning report is attached to and becomes a permanent part of these minutes.

PUBLIC COMMENTS

None.

FIRE DEPARTMENT – NEW BUSINESSStepped Pay Grade Increase

Mr. Markley made a motion to approve the stepped pay grade increase for Firefighter David Justus to EMT-P Grade B at \$24.49/hour effective October 10, 2020 per the collective bargaining agreement and the recommendation of the fire chief.

Mrs. Benza seconded the motion that passed unanimously.

Leave of Absence Request

Mr. Markley made a motion to approve the leave of absence request from Firefighter Pete Anders for six months effective immediately through March 21, 2021 due to family issues per the recommendation of the fire chief. He may return early from leave if approved by the fire chief.

Mrs. Benza seconded the motion that passed unanimously.

Mr. Markley made a motion to also approve Pete Anders stepping down as the EMS Coordinator effective immediately per the recommendation of the fire chief.

Mrs. Benza seconded the motion that passed unanimously.

Appointment of EMS Coordinator

Mr. Markley made a motion to appoint Firefighter David Cooley as Interim EMS Coordinator with a quarterly stipend of \$250.00 effective immediately until a permanent coordinator has been selected per the recommendation of the fire chief.

Mrs. Benza seconded the motion that passed unanimously.

Fire Bond Refunding

Mr. Markley made a motion to approve resolution number 09282020-A authorizing the debt resolution providing the issuance and sale of bonds in the maximum principal amount of \$1,900,000 for the purpose of refunding for debt charges savings certain of the township's outstanding fire station improvement bonds which are series 2012 dated December 27, 2012.

Mrs. Benza seconded the motion that passed unanimously.

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POLICE DEPARTMENT – OLD BUSINESSVacation Payout Request

Mr. Markley made a motion to approve another one-time exception to the Personnel Policy Manual to allow township employees to cash out two weeks of vacation and carryover one week at the end of 2020 in addition to the options already available per the recommendation of the fiscal officer. This is due to the Covid-19 quarantine not allowing for vacations earlier in the year.

Mrs. Benza seconded the motion that passed unanimously.

POLICE DEPARTMENT – NEW BUSINESSLiquor Permits

The trustees acknowledged receipt of a letter from the Department of Commerce regarding all liquor permits in the township that will expire on December 1, 2020. Based on the recommendation of the police chief, the trustees were in general agreement and had no objection to the current list of permit holders in the township.

SERVICE DEPARTMENT – NEW BUSINESS319 Grant Paperwork

The trustees discussed the 319 grant paperwork, and Mrs. O'Brien will be working with Mr. Jim Stanek to complete the application process.

Fee Waiver Request – Pilgrim Lake Colony

Mr. Markley made a motion to approve the rental fee waiver request from the Pilgrim Lake Colony for the Bainbridge Town Hall for their annual meeting on November 1, 2020 in the amount of \$105.00 per the recommendation of the service director. A building attendant fee of \$45.00 will be paid.

Mrs. Benza seconded the motion that passed unanimously.

Request to Declare Obsolete

Mr. Markley made a motion to declare the following item obsolete and no longer needed by the township pursuant to ORC 505.10, per the recommendation of the road superintendent.

- Story & Clark upright piano

Mrs. Benza seconded the motion that was passed unanimously.

Approval to sell on Govdeals.com

Mr. Markley made a motion to allow the listing of the obsolete piano on Govdeals.com for sale in accordance with ORC 505.10, per the recommendation of the road superintendent.

Mrs. Benza seconded the motion that was passed unanimously.

TOWN HALL – OLD BUSINESSPPM Amendment - Telework Policy

Mrs. O'Brien will update the policy, and Mrs. Sugarman will send to departments for employee review before adopting as part of the Personnel Policy Manual. The review is part of the PPM amendment process.

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TOWN HALL – NEW BUSINESSPublic Hearing for Proposed JEDD

Mr. Markley made a motion to recess this regular meeting at 7:31 P.M. and call to order this public hearing to consider the proposed joint economic development district contract between Bainbridge Township and the City of Aurora.

Mrs. Benza seconded the motion that passed unanimously.

Legal notice of this public hearing was published in the News Herald Daily paper on August 27, 2020. Additionally, the proposed JEDD has been available for public examination and review at the Township Fiscal Office from 8:30 a.m. to 3:00 p.m. from August 27, 2020 through today, September 28, 2020.

The Permanent Parcel Numbers of all properties included in the joint economic development district and names of owners of these properties, as they appear on the county auditor's current tax list are:

The owner of record of the 22 parcels included in the proposed district is Geauga Lake, LLC.

The permanent parcel numbers of the properties are: 02-125100; 02-126100; 02-323900; 02-125400; 02-126300; 02-126500; 02-125600; 02-125900; 02-324100; 02-126200; 02-126600; 02-126700; 02-125800; 02-126000; 02-323800; 02-324000; 02-324300; 02-125300; 02-420210; 02-126400; 02-125700; 02-323700

Mrs. O'Brien called for comments in favor of the proposed JEDD.

Mr. Markley spoke on behalf of the board and thanked all involved in the process. Mrs. Benza thanked all the attorneys that helped the township.

Mrs. O'Brien called for comments against the proposed JEDD. There were none.

Mrs. O'Brien closed the public hearing at 7:35 P.M. and returned to the regular meeting.

Mr. Markley made a motion to adopt Resolution 09282020-B the Joint Economic Development District Contract between Bainbridge Township and the City of Aurora pursuant to Ohio Revised Code Section 715.72.

Pursuant to ORC Section 715.72(M)(1) the township chose not to submit this Resolution approving the Joint Economic Development District Agreement to the electors of the Township as:

1. The resolution has been approved by a unanimous vote of the members of the board of township trustees.

2. The creation of the joint economic development district is proposed at the request of a majority of the owners of land included within the proposed district. The Petition of Geauga Lake, LLC, an Ohio limited liability company, the only property owner in the district, is attached as Exhibit A is incorporated herein.

3. The territory to be included in the proposed joint economic development district is zoned in a manner appropriate to the function of the proposed district. The relevant Bainbridge Township Zoning Code provisions contained in the hearing file are incorporated herein.

In accordance with ORC Section 715.72(M)(3), the JEDD Agreement shall not be effective until thirty-one (31) days after the date of full execution thereof.

Mrs. Benza seconded the motion. Vote: Mr. Markley, aye; Mrs. Benza, aye; Mrs. O'Brien, aye. Motion carried.

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Oswald Business Associate Agreement

This is being tabled while Mrs. O'Brien discusses the hold harmless clause with the township attorney.

Proposed 32-hour Work Week Option

Mrs. O'Brien will be requesting information from the township's labor attorney before any action will be taken.

\$250.00 Deductible Discussion

The trustees are interested in frontloading the \$250.00 deductible on the medical insurance. Currently, Bainbridge Township pays the first \$2250.00 and the employee then pays the \$250.00 deductible. The trustees are proposing that the sequence of payment gets changed to the employee pays the first \$250.00 then Bainbridge Township pays \$2250.00. Lt. Robert Weir will share this information again with the Health Care Committee before any action is taken.

Halloween

As it is every year, trick-or-treating will be on October 31, 2020 from 6 – 8 P.M. The trustees ask that participants be smart and check with the Department of Health for guidelines.

ZONING DEPARTMENT – OLD BUSINESSPublic Hearing for Zoning Amendment Z-2020-4

Mr. Markley made a motion to recess this regular meeting at 8:03 P.M. and call to order this public hearing to consider Z-2020-4. This is the second continuation of the public hearing.

Mrs. Benza seconded the motion that passed unanimously.

Public Hearing: Z-2020-4 proposes to amend by rezoning or redistricting properties 02-262000, 16832 Chillicothe Road by Signature Square of Bainbridge, LLC, and 02-261900, Chillicothe Road by Signature Square of Bainbridge, LLC. The present zoning classification of property named in the proposed amendment is R-3A Rural Residential District. The proposed zoning classification of property named in the proposed amendment is CB Convenience Business District.

Mrs. O'Brien called for comments in support of the amendment. Those who spoke in favor were:

- Mr. and Mrs. Ted and Kelly Otero, Developers
- Kimm Leininger, Geauga Growth Partnership
- Emily Stevens, Resident, Laurel Springs
- Jarred Flynn, Resident, Peppermill Chase
- Henri Preuss, Resident, Kenston Lakes

Mrs. O'Brien called for comments in opposition of the amendment. There were none.

Mr. Andy Comer of TMS Engineers discussed the traffic impact study with the trustees. He mentioned that he is working closely with ODOT.

Mrs. Karen Endres reminded everyone that if the trustees approve rezoning, the applicant will still have to submit an application to the Board of Zoning Appeals to request variances for some of the proposed plans that would not conform to zoning.

Mrs. O'Brien closed the public hearing at 8:56 P.M. The trustees now have twenty (20) days to act on the amendment. A complete transcript of this hearing will be attached to and become a permanent part of these minutes.

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FISCAL OFFICE - NEW BUSINESSCredit Card Policy Update

Mrs. Sugarman will send to departments for employee review before adopting as part of the Personnel Policy Manual. The review is part of the PPM amendment process.

PURCHASE ORDER APPROVALS

Mr. Markley made a motion to approve the purchase orders listed below as submitted by the Fiscal Officer.

Mrs. Benza seconded the motion that passed unanimously.

Purchase Order Request List

1. Kolsom Tires – Six Tires for Engine 3177 - \$2,854.00 (Fire)
2. UL, LLC – Ladder Testing - \$3,000.00 (Fire)
3. Direct Construction, Inc. – Flooring Burns-Lindow - \$13,979.20 (General)
4. Lawson Products – Hydraulic Hose Crimping Machine - \$3, 477.63 (Roads)
5. Concord Road Equipment – Truck Repair - \$5,193.64 (Roads)

EMERGENCY PO RATIFICATION

Mr. Markley made a motion to ratify the purchase order listed below as submitted by the Fiscal Officer.

- Pro Acoustics – Audio Equipment – Dining Hall - \$4,843.20 (General)

Mrs. Benza seconded the motion that passed unanimously.

INVOICE APPROVALS

Mr. Markley made a motion to approve the invoices listed below as submitted by the Fiscal Officer.

Mrs. Benza seconded the motion that passed unanimously.

Invoices

1. Kokosing Materials – Road Materials - \$3,509.43 (Roads)
2. Kokosing Materials – Road Materials - \$4,905.45 (Roads)
3. Amazon Capital Services – TV and Accessories - \$7,865.73 (General)
4. Ronyak Paving – RS-BAI-V-2020 - \$422,293.75 (Roads)

BLANKET CERTIFICATE RENEWALS/APPROVALS

Mr. Markley made a motion to approve the blanket certificate listed below as submitted by the Fiscal Officer.

Mrs. Benza seconded the motion that passed unanimously.

Blanket Certificates

1. LCRF – Operating Supplies - \$30,000.00

Checks Dated September 15, 2020 through September 28, 2020

The trustees examined and signed checks and invoices September 15, 2020 through September 28, 2020 consisting of warrants #35329 through #35421 in the amount of \$453,786.17.

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

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CORRESPONDENCE

- 1. Signed copy of the Go Green Grant Agreement
- 2. Windstream Bankruptcy notification
- 3. NOPEC – Annual Meeting, November 10 at 10am virtually. Mrs. O’Brien will attend.
- 4. Personal bankruptcy case notification
- 5. City of Solon – Planning Department meeting September 29th at 7:30pm
- 6. Company 119 – Phase completed, looking for feedback
- 7. Geauga growth Partnership – Zoom meeting regarding Arborwear

PUBLIC INTERACTION

None.

LATE ADDITIONS

None.

EXECUTIVE SESSION

Mr. Markley made a motion to go into executive session for the Employment and Compensation of Public Employees per Ohio Revised Code Section 121.22(G)(1).

Mrs. Benza seconded the motion. Vote followed: Mr. Markley, aye; Mrs. Benza, aye; Mrs. O’Brien, aye. Motion carried.

The trustees recessed their meeting at 9:15 P.M. in order to go into executive session.

The trustees returned from executive session, after considering the employment and compensation of public employees, and reconvened their regular meeting at 10:15 P.M.

Since there was no further business to come before this regular meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 10:15 P.M.

Respectfully Submitted,

Janice S. Sugarman,
Fiscal Officer, Bainbridge Township

Date

Date

Date

Minutes Read: _____

Minutes Approved: _____

Signature Square Z-2020-4

Public Hearing Continuance – 9-28-2020

Mr. Markley moved to recess the regular meeting and open the public hearing at 8:03 P.M.

Mrs. Benza seconded the motion.

Vote: Mrs. Benza, aye; Mr. Markley, aye; Mrs. O'Brien, aye.

Mrs. O'Brien stated that this is the third continuation of the public hearing regarding Proposed Zoning Amendment Z-2020-4. She said this is a proposal to redistrict the two properties, one at 16832 Chillicothe Road and the other is the adjacent property by Signature Square of Bainbridge LLC. The present zoning classification of the property is R-3A (Rural Residential) and the proposed classification for the property named in the proposed amendment is CB (Convenience Business District).

Mr. Ted Otero, Mrs. Kelly Otero and Mr. Jared Flynn were present to represent this zoning amendment.

Mr. Otero stated that he wanted to recap since they have been here before. He said he wanted to take this time to thank the board for inviting them back and how open you have been and how honest you have been throughout this entire process. He said he knows that politics is not easy so he thanks you (Board of Trustees) for your service and your commitment to this community. He said he just wanted to touch on the fact that he knows up until this point, currently the lots that we are talking about are vacant, the houses have been torn down or have been burnt down because of disrepair. He said the lots today are an eyesore to that intersection and he didn't make them that way, they are in the same condition that they were when he purchased the lots. He said the Bainbridge Land Use Plan indicates that these lots are good potential for future commercial development. He said the 208 Water Management Plan indicates that these properties are good for future consideration for water and sewer extension and he thinks we all know that. He said they have a very thorough traffic study that shows that this development doesn't add to the traffic situation but improves the current traffic congestion and we have Mr. Andy Comer from TMS to answer any questions that you may have. He said they have achieved unanimous recommendations for approval for the rezoning from the Geauga Planning Commission as well as the Bainbridge Zoning Commission. He said they have the support of the Geauga Growth Partnership that stated their support in a letter to the township, also you have seen many emails coming your way in support and he is so amazed about so much support we have in the community for this amazing project and lastly and most importantly, the deed restrictions that run with the land, agreed by the homeowners of Dalebrook Estates allows for the commercial development of these properties and will always allow for the commercial development of these properties. He said they are not some big entity coming in and looking to develop these properties, we are one of you, we are your neighbor, we sit in the pews with people in church and on any given weekend you will find us shopping at Heinen's, CVS or a local restaurant or at a Kenston Football game.

He said they want to liven this community up and help it reach its full potential, we are not different than you, we are one of you, we are successful entrepreneurs within this community. He said they are one of the small businesses that this country has been built on and still makes it so successful today. He said this is something that should be celebrated and encouraged. He said he is a builder, it is what he does, he is a doer, he is a visionary, he sees something that is broken, under disrepair and he sees how to make it new and vibrant. He said the visionary on how this community is counting and this country to move forward in a well thought out and functional plan and he feels that is what they put together. He said he is sure back in the day when it was proposed that McDonald's was going to come to Bainbridge many fought that opposition, how could you bring fast food to Bainbridge but he asks you how many grandparents take their kids to breakfast and sit and have coffee, how many senior citizens, entrepreneurs sit and gather during the week, how many families stop off and pick up a quick meal to put on the table before practices, recitals and family outings and how many countless high school students have worked there for their first job to get responsibility to save for college or car. He said he is sure that there was opposition to CVS when it came to town or when Dunkin Donuts came to town, but how many of the local community benefit from taking their kids to the Minute Clinic for a quick prescription when they are sick or how many times do our residents stop at Dunkin Donuts for a quick coffee on the way to work. He said he would argue that some of the same people that will argue against this project frequent these establishments. He said he is sure that some of the community would be happy if Bainbridge remained in the past, like a black and white picture show these past picture shows that E. Washington and even Dalebrook used to be farmland. He said change happens and we all need to be good stewards and change responsibly but to fight change simply to fight change is not helpful to Bainbridge, our county or the country. He said they have put together a vision for these properties that is simply fantastic, we have been determined and unwavering in our efforts from day one and they have achieved approval from all of the surrounding stakeholders which include Dalebrook Estates, Key Bank, Dunkin Donuts to allow commercial development and to allow the adjoining easements of the commercial properties so he asks you, what more can they do. He said no one can predict the future but today he is certain that a good partner stands in front of you that is determined and focused to bring something amazing to Bainbridge, he doesn't think we should let this opportunity pass us by, he knows that there are risks but nothing great in life has ever been achieved without some measure of risk so he encourages you (Board of Trustees) to make the right choice for the majority of the Bainbridge residents and the surrounding communities, this is the best possible outcome for these lots and the best use of this land with the best possible plan, if not now then when. He said he wants to stand someday at the grand opening of this development shoulder to shoulder with you and say we did a great job and we brought something great to Bainbridge. He said he wants to thank you for your consideration and your due diligence and deliberation.

Mr. Markley said he doesn't know if there are any comments at this point but we still want to have a discussion. He said they have had a lot of conversations, and this has been going on for 2-1/2 years now, somewhere along there, when you started with a little informal presentation thing, what do you think and we kind of gave direction at that point, you took that route and a year plus later managed to get a lot done associated with that. He said there is the perception out there that this was a pre-approved project, that this already had at least one trustee's blessing on it before any measure of planning or obligation took place which couldn't be further from the truth. He said they had a fantastic meeting with the Dalebrook Homeowners' Association, we met for two hours or it took two hours to talk about all of their concerns and shared their innermost issues with the project and yes we did that in executive session, we did that in a way that allowed them to talk about any aspect of concern that they had, it also tied specifically to whether they also wanted to have sewer and water brought to their community because they had once requested that and he felt that was something that was worth bringing up to them, is this something you guys want in your neighborhood as well. He said he thinks it was a resounding no to that, he thinks, so we got that question asked and answered and he thinks that was helpful. He said there was a perception that the process we are going through, executive sessions with you folks, under the auspices of economic development and with the Dalebrook Association was somehow to avoid public scrutiny, again, it couldn't be further from the truth, we tried to include everyone and actually reached out to Dalebrook in order to hear their concerns and we got a big thank you letter from them saying thanks for listening to them and taking the time and answering all of their questions. He said there were two public hearings in the Zoning Commission meetings, it was very public and there was an opportunity for any comments and individuals had a chance to speak, they had the opportunity at one public hearing to talk about that and we had more people that had a chance to speak, he felt like they (Board of Trustees) heard loud and clear the concerns of Dalebrook and while there may be one or two that were left in that room still maybe unhappy with the possibility that this could materialize, we had no point in time promised them anything at that meeting and said that our concerns seem to be very similar if not identical to their concerns and then we would do our job to memorialize those concerns, get those identified and somehow materially corrected in whatever document you (Mr. and Mrs. Otero) are willing to put forward and you volunteered to put forward the deed restrictions to do that and while we have asked for assistance legally to address that we still have a little bit of work to do. He said you asked us to bullet point a list of those concerns together which we will do, we needed to speak first with Dalebrook and make sure that our concerns jive with their concerns and we were very pleased to see that they were nearly identical and there are a couple of people on right now that want to speak at the public comment point but he thinks we heard loud and clear what the concerns were and he thinks, if they are missing the mark at this meeting, he is sure they can let us know that but tonight's opportunity for a public hearing is to hear again, one more time, any different or new issues or again this proposal, then the trustees can decide to close the hearing or continue it again. He said he thinks he has heard enough, he doesn't think there is anymore reason to take other comments and again despite some concerns out there that we are doing behind closed doors, he thinks they (Dalebrook Estates) believe that we have been as up front from the very beginning, up front, honest and open about this in several different forms. He said you have been patient, the Dalebrook folks have been patient and he has no further concerns with respect to needing more information from the

constituents, our residents. He said he thinks we are going to need to memorialize and make sure that we have got these things locked down because as you said the project is a fantastic plan and he thinks the way it was presented architecturally and conceptually on the traffic, or the access management component it could very well solve a good number of problems and really set a fantastic tone for that corner which hopefully across the street might see the same the thing.

Mrs. Benza said she is picking up a little bit on what Mr. Markley said about the transparency. She said one of the concerns that we heard was that there may have been a lack of notice to the Dalebrook Estates residents, whether it was at the Zoning Commission public hearing stage or ours and we took the time and went through what the Ohio Revised Code requires and explained how it is that we had complied with the rules and shared, those who got the notice got it consistent with what the code required and she thinks there was an understanding of that, at least she hopes so and she agrees with Mr. Markley, it was a very open and very honest and really terrific meeting. She said they convened the first part of this public hearing a month ago and if you have not looked they actually had their zoning administrative assistant that transcribes our Zoning Commission and Board of Zoning Appeals meetings and a lot of times it is necessary for an administrative appeal so it can serve as a transcript, we actually attached to the minutes from that evening pretty much a verbiage synopsis and that is something that she also shared with the residents who were present from Dalebrook last week and they can look at it and again it goes to this point that Mr. Markley has talked about, there has been a lot of discussion, a lot of transparency. She said we have tried to be open and honest, we know that there are still some points that we did promise you that we would get some augmented bullet point items and we do need to do that but she would like to thank you (Mr. and Mrs. Otero) for all of the information that you have been so willing to share back with us, you appreciate that our residents and we have concerns and you have been willing to work with us and you have been patient in doing that. She said she knows there are still a couple of outstanding questions that need to be addressed and you are willing to work on them and she thanks you for that, we have to decide after we hear the public comments tonight, our next step, but she thinks so far the process has been absolutely wonderful and she really appreciates the opportunity to have been participating in it.

Mrs. O'Brien asked if there are any public comments in support.

Ms. Kimm Leininger stated that she wants to jump in, she did send a letter to all three trustees last week, she is with the Geauga Growth Partnership and she just wanted to encourage you to really think about this because she thinks in today's day and age this is a great opportunity for maximizing the tax revenue for Bainbridge, for the schools and now that we've got people working from home she thinks work is going to look a lot different as we go forward and she thinks you all realize that as well and this would really be a nice opportunity to provide something more for the Bainbridge Township community but also she thinks Bainbridge Township could be a go to place, a real destination opportunity for individuals to visit so they fully support this and she had some additional things in her letter but she thinks to her it is an opportunity to really maximize that tax revenue for the township and the schools, thank you.

Mrs. O'Brien asked if there is anyone else.

Ms. Emily Stephens of 8155 Carrington Place, said she has been a resident of Bainbridge for 14 years and before they moved to Bainbridge they lived in Lyndhurst and it was her dream to live in this community where there was just beautiful, pure, hilly, scenic and it remains so today and a day doesn't go by that she is not grateful for living here, she has three children in school they just love it here and she is one of the 26,000 cars that drive through that intersection numerous times and when she drives by that corner she winces, it is an eyesore and she is an artist, she owns a very small business in Bainbridge and she was kind of hoping that maybe some day she could even rent a space there, maybe, maybe not, we will see but when she saw the flyover she just fell in love with it, she shared it with her daughter and all of her friends and they asked when is this going to happen, there is a meeting tonight if you want to come and her daughter really wanted to come. She said she really thinks this will complete the puzzle there and she thinks it will be a fine addition to the community that she will continue to love and support and the tax revenue would be nice too and it will clean things up. She said she has been following Otero homes for a while. She thanked the board.

Mr. Jaredd Flynn of 8566 Peppermill Run stated that as the attorney for Signature Square and he is also a resident of Bainbridge and to first summarize what Mr. Otero said and what others have said if you look at our zoning application, on its face, it checks all of the boxes for these properties which are being consolidated and should be rezoned to commercial. He said through this entire process a process he thinks has been open and honest as you can possibly have, they went to Dalebrook, they went everyone in the community, all of the stakeholders and told them what we were doing before we came to the trustees and public hearing after public hearing after public hearing etc. and throughout that entire process we have shown that these properties aren't suitable for residential use and at not one of those meetings not one conversation, not one has anybody said to keep those properties residential, it is just not economically viable, there is no interest to keep those residential so the question becomes what is right so Mr. Otero put together this amazing plan and got him involved but he is also a resident of Bainbridge and it took ten seconds to realize how great this could be for the community and not just being an attorney and not just being his attorney but realizing like Ms. Stephens has indicated, that is an eyesore at that corner it is missing something and this community is also missing some of these things that Chagrin has, South Russell has and others and you have Mr. Otero's vision and Mrs. Otero's vision was to bring some of that home and as a resident of this community that gets him excited, he wants to see something with that and everyone we have talked to in the community feels the same way so he knows there are some people that misunderstood some words that were said about lawsuits and everything else, he thinks we explained why those things were said. He said Mr. Otero is a good steward of this community and he is as well and if everyone who sent letters in and he knows he has been copied on some of those emails he thinks you should take those things into consideration and say this is right and this is the right time and he thinks if you look at that you are going to realize everything we put together in that zoning application is the reason and the basis and we have said voluntarily to make everyone feel even better about the situation by filing deed restrictions, we have the HOA deed restrictions so all of the heavy lifting has been done so

the zoning application, the request for rezoning, that is all you need, everything in there points to yes this is the right thing for this property. He said the Planning Commission didn't think about deed restrictions, if you look at Linda Crombie's summary it checks all the same boxes of why this is the right and Mr. Otero summarized that in the very beginning as to why this property should be rezoned and Linda Crombie, in her report to the Zoning Commission highlighted the land use plan, vacant property, the HOA issue, the land immediately to the north being commercial and right across the street to the east beyond the intersection so he asks the trustees to look at that zoning application, that is all you need and look at and he thinks it will point to yes this is the right development at the right time and this property should be rezoned.

Mrs. O'Brien thanked Mr. Flynn and asked for comments not in support of this amendment.

Mr. Markley said he wants to address Mr. Flynn's thoughts and the reason not to rezone it commercial would be traffic, that is first and foremost because we are adding another commercial business into an intersection that is problematic and it is problematic not for the 26,000 that drive through but also for those of Dalebrook that deal with the turn arounds, it does not mean that we can't fix it, the plan seems to address conceptually how to fix that or just make it a little bit better. He said his thought process here was the reason on that zoning application that it could be denied as a CB, it could be the Wendy's, it could be that whatever of the allowable businesses there because of the traffic and if it was any other application without the amount of work that you guys put into it, it may be a far easier decision for him even though across the street it might be CB even though the Planning Commission has said that it is appropriate for commercial, even though the corridor seems to address that commercial is appropriate, no one is addressing how to deal with the traffic concerns that exist there and your plan does that.

Mr. Otero said there wasn't one instance that we altered from the original plan that we created, that in the original stance we never came to anyone else and said we would put the building closer to Dalebrook, why don't we move it towards the front or maybe we need an exit out to Key Bank or some other way, it was always a point between those properties and to come through Key Bank and that is why there is such support. He said in their application the reason he brings this up they did include their traffic impact study so he knows one of the big concerns, traffic is always the top one and no matter what, any time you have a commercial property or any development you are going to add some traffic it is just a matter of the impact so that is why we brought in Mr. Andy Comer but from the very beginning we had a traffic impact study done and we provided that to the Dalebrook homeowners, we also have a residential appraisal done, had a study on that, which we attached to our application so when he says everything is included in that application he believes that impact study and recommendation is in there which we included in the Dalebrook study, that is all going to get done so that is why when he said the Planning Commission was unanimous, the Zoning Commission was unanimous so they will turn it over to Mr. Comer.

Mrs. Benza said they did receive the recommendation letter from the county Planning Commission to the Zoning Commission and she can't find the minutes, the last of the minutes they have on their website is from November of 2019. She asked if somebody could see if they can get the minutes from the June Planning Commission meeting, she would like to see if there was a discussion.

Mr. Flynn asked if she read the follow-up memorandum to the Zoning Commission members when they recommended.

Mrs. Benza said they have not seen that.

Mr. Flynn said he can get a copy of that.

Mrs. Benza said that would be great, she got the letter, she would just like to see more of the report or the minutes where they discussed it at the Planning Commission meeting.

Mr. Markley said the other aspect of the application, any application looking to that rezoning will be the effect on the adjacent property owners, he would want to understand that nuance and again he knows you addressed that really well, there has been some commentary about it being an eyesore or whatever, it was an eyesore when it was Nash's and vacant for so long and that was removed, it is now kind of a woody corner that we have plenty of those along Washington Street, we have several of those along Rt. 306, it just happens to be the nature of it but his concern always has to be how are we going to address those people that live right behind the clanging dumpster, the patio music at 11:00 PM., your kids aren't sleeping because somebody has live music going, somebody has got a 5:00 AM dumpster pick up timeframe to dump, so we have to be very cognizant of that, that there are people living directly behind this property and again it goes back to a plan that is presented well, thought out well and if those things all work, you had mentioned checking the boxes, should this be a commercial development, okay because it is adjacent to a commercial development sure that might be a legitimate reason but there are these other caveats that he has to weigh and you guys have to address that so that is what he wanted to put out there and he thinks if it is fair to the Dalebrook Association or this comment, and he will give the other folks on line the opportunity to object to what he is saying if incorrectly. He said they don't know you like the people who sent in emails know you, those folks saw you come in and make a presentation and rightly or wrongly perhaps they were concerned about any legal issues that might confront them, they brought in their own attorney, they had negotiations with you and those went fairly well and you addressed those concerns. He said they believe that they've locked in those things with you should you proceed, right, and we are trying to do the same thing at the township level to echo those concerns and make sure we have captured everything. He said their comment and he will say it this way, he asked at the beginning of the meeting or fairly early in the meeting how many people in that room were against the project, every hand went up, there were 17 families represented, there are 49 families in there so his question actually was where are the rest of the folks, they couldn't make it or whatever but that 100% unanimous were not in favor of this and he thought that was interesting and by the end of two hour meeting he said if they build it

the way they are showing it with the access management would there be support, if he builds it like that absolutely.

Mrs. O'Brien said and the structure and the architecture.

Mr. Markley said we heard from the majority but if you are true to your word and the connections are there which so far it appears that that is totally the case, we just have to do this from a business standpoint and your testimonials came in glowing of course and so we are just there to act as almost that intermediary, if you really do what you say then the plan seems to be well received so that is the important piece and he thought that was a huge win coming out of that Dalebrook meeting.

Mr. Otero said that is how they left it with them as well, we were in agreement and again those deed restrictions are running with that land.

Mr. Markley said we just have to protect it as a township.

Mr. Flynn said they did have two meetings with the homeowners of Dalebrook that chose to attend but he doesn't know who shows up where and when and the information they are getting but clearly we can't hear every single family but we also met with the committee who makes the decisions for Dalebrook and informed them that they had to actually re-register and all of that but all those things are part of the process so he thinks when people saw and the presentation was the same as the first presentation it eased some of the fears and they understand that there were prior attempts to rezone this property, they do understand that and that is why we started with the HOA and tried to include them in the entire discussion and he thinks they did, those who wanted to participate.

Mr. Markley said he did speak with ODOT and they are still waiting on a couple of pieces.

Mrs. Otero said they are members of this community and their reputation as business owners, Otero is on that corner right now, it is next to Dunkin Donuts, their reputation is on the line here too and when we say we are going to do something you have no idea how much that means to both of us, she can't tell you just some of the support, she was in tears reading some of these, she is just so grateful and she feels so blessed to have that true support of their clients and friends, neighbors, it is awesome and she just wanted you guys to know we will do it, we will do this right and it is hard to be on this side, we are part of this community, we are going to be next to you and we are going to do what we say we are going to do.

Mr. Markley said sadly not everybody does it.

Mr. Andy Comer stated that the traffic impact study was prepared based on ODOT's requirements for state highway access management, they control the access to state route 306 where they are requesting the driveway so we are prepared to incorporate their procedures, we have submitted that to ODOT for their review, that study, and they have come back and supplied us a list of comments of things they would like to see addressed, there are a few revisions, some clarification on a few things and just some things to make us and to make Mr. Otero aware of in terms of what they need to submit to ODOT for final approval with the permit process. He said he doesn't think any of those comments are going to change any of the recommendations from the impact study. He said the key findings of the impact study being that yes there are existing traffic issues in that area, development with the access team as it is proposed with the cross access between Key with Dunkin Donuts putting in some restrictions with the Dunkin Donuts driveway, study the turn lane to the new driveway as well as past the driveway, those things aren't going to change based on that. He said what that will allow them to do is when they approve that study to get that access those things will all have to be performed, the turn lane will have to be put in, the final construction documents for the turn lane that will also include the access easements and whatnot to make sure that those cross accesses are going in because if they don't go in that changes the results of the study and ODOT would not then issue the permit. He said they don't feel like that is going to change with revisions, those recommendations are all going to be made and stay in there and then ODOT will have with their permit process that those things get done once they get turned in. He said we have seen cases where when things don't get done ODOT will barricade the driveway until they are done so they don't take issuing their permits and granting access lightly, if you try not to perform the turn lanes or even the access internally, they take that very seriously because as mentioned earlier a big component of the improvements is the access management, the ability to access multiple parcels on the corner without creating extra trips on Washington, on Rt. 306. He said in the traffic world having to pull out of one drive and go into another drive into an adjacent development is big, an increase in volume increases what we call conflict points and turn movements on the main road from the state aspect.

Mr. Markley said we call it horrible.

Mr. Comer said we will go ahead and get that done and include it in the final submission to ODOT. He said after they approved the study they will want all of that documentation with the plans for the turn lane and make sure it gets constructed appropriately with the appropriate materials, appropriate parking and signage and all that is done by the Ohio manual and traffic control devices for a state highway that is consistent with everything else on the state routes.

Mr. Markley asked how long you anticipate for your work to conclude getting to ODOT to which they can issue the additional permit.

Mr. Comer said they can't issue the additional permit until the construction drawings are done and then we can't get the easements, the entities are not going to give an easement on their property on residential property, so it is the cart before the horse, it needs to be CB for Key Bank and Dunkin Donuts, you were a part of that meeting when Dunkin Donuts said he was not going to give an easement onto residential property, he can't give up his turn lane if he doesn't know if this will be developed.

Mr. Markley said going back to the ODOT you have to reply to their list of comments.

Mr. Comer said correct we will list the comments, we are doing that right now, we are revising it right now.

Mr. Markley asked how much time it will take them to do it.

Mr. Comer said they will probably submit the study within a week or two weeks, they will revise the study as well as provide the disposition of their comments so that it speeds up the second review, usually the first reviews are long because they have to check the traffic, they have to check the calculations, they will provide the disposition of that study, he can't speak for what the review time is. He said usually the second review is a little bit quicker and at that point they would then issue what they call their conditional access permit based on the study.

Mr. Markley said and it is also part of your access management.

Mr. Comer said they will conditionally approve the traffic study and say the improvements of this study and the findings of the study are conducive to issuing this access based on these improvements and then you would submit the drawings for the turn lane and the agreements and they would issue the final access permit to go in the file.

Mr. Markley said in the event that we close the public hearing and not continue it tonight then the clock begins on us to make a decision, we have 20 days to make that decision so hence the question because if we have a few things left to wrap up we can make a decision between now and that 20 day period and that is if again there are any other public comments then he would need to see the continuation of the public hearing.

Mr. Henri Preuss of 17815 Kenston Lake Drive stated that he looked over the things that have been presented but if this development is anything like what Mr. Lanza put up, he has a service garage that doesn't look like a service garage and the two buildings that he built further down took care of all the background and everything and if this group here does the same thing and what they are saying all of the things that they have done he thinks it is going to be an asset to our community.

Mrs. O'Brien said we talked about that, he mentions Mr. Lanza and the big thing is those mounds, the noise reduction is a concern, obviously the traffic is a concern, securing easements, we have said it so many times, she is not going to keep repeating, but hear what your community is saying and people will come to you and say this is what was said, this is what will be.

Mr. Otero said he thinks people are excited about this and he is not quite sure on what can change in 20 days other than us doing a few things and getting that material if not mentioning the traffic study.

Mr. Markley said it is the paperwork.

Mrs. O'Brien said correct.

Mrs. Benza said and also perhaps we had had discussions about some deed restrictions and to the extent as far as the township's input on those, additional bullet points and the refinement on some of those.

Mrs. O'Brien said verification on what exactly so we are all on the same page.

Mrs. Benza said and we owe you that.

Mr. Markley said we need to make sure that we heard from the others one on one and got that opportunity, he couldn't be more happy on how that meeting went, not because it verified something that he thought, he actually heard some harsh truths in there too and concerns and they had the ability to address those.

Mrs. O'Brien said and in a respectful manner, very respectful.

Mrs. Benza said we really appreciated them coming in and sharing their thoughts with us.

Mrs. O'Brien said absolutely.

Ms. Stephens said she just wanted to add one more thing as you are talking about the residents of Dalebrook and she is trying to put herself in their shoes actually growing up in Europe, a walking town, we take our children every couple of years and one of the things they like about Europe the most is because you can walk everywhere so the residents of Dalebrook are really going to benefit from being able to walk to these wonderful businesses, she may even want to buy a house there. She said for the younger residents of Bainbridge, it is going to be so amazing.

Mrs. O'Brien said good to know. She thanked everyone for their comments. She said the board is trying to get to everything and everyone has been open, honest and fair and she thinks they have all of their information and she is good with closing the hearing and letting the clock begin. She said she is not ready yet to vote up or down on the resolution but she is ready to close the hearing.

Mrs. Benza said there are two other legal things that they need to have done so they are still working on that.

Ms. Karen Endres, Zoning Inspector said she wants to take this opportunity to remind people that we discussed the fact that the board will need to approve some aspects of this project once it is rezoned and there are some things that will require Board of Zoning Appeals approval, she is just trying to remind people all of the way through the process.

Mrs. O'Brien said that is a good point because obviously that site plan isn't final by any means, certain things are going to have to be addressed.

Mr. Otero said they purposely moved it.

Ms. Endres said parts of the plan she cannot approve administratively because they don't conform to CB, a multi-tenant building will have to go the Board of Zoning Appeals.

Mr. Otero said they will notify all of the stakeholders, it will all be coordinated.

Mr. Markley said all of the pieces will have to come together.

Mrs. O'Brien said she appreciates Ms. Endres' comments. She asked for a motion to close the public hearing.

Mr. Markley moved to close the public hearing at 8:56 P.M.

Mrs. Benza seconded the motion.

Vote: Mrs. Benza, aye; Mr. Markley, aye; Mrs. O'Brien, aye.

The Board of Trustees of Bainbridge Township, County of Geauga, Ohio, met in regular session on September 28, 2020, commencing at 7:00 p.m., at Bainbridge Town Hall, 17826 Chillicothe Road, Chagrin Falls, Ohio, with the following members present:

Mr. JEFFREY MARKLEY

MRS. KRISTINA O'BRIEN

MRS. LORRIE SASS-BENZA

The Fiscal Officer advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

MR. MARKLEY moved the adoption of the following Resolution:

RESOLUTION NO. 09282020-A

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$1,900,000 FOR THE PURPOSE OF REFUNDING FOR DEBT CHARGES SAVINGS CERTAIN OF THE TOWNSHIP'S OUTSTANDING FIRE STATION IMPROVEMENT BONDS, SERIES 2012, DATED DECEMBER 27, 2012.

WHEREAS, pursuant to Resolution No. 11142012-A, adopted by this Board on November 14, 2012 (the Original Bond Legislation), the Township issued its \$2,765,000 Fire Station Improvement Bonds, Series 2012, dated December 27, 2012, for the purpose stated in Section 1, which bonds are currently outstanding in the aggregate principal amount of \$1,885,000 and will mature on December 1 in the years 2020, 2022, 2024, 2026, 2028, 2030 and 2032 (the Outstanding Bonds); and; and

WHEREAS, this Board finds and determines that it is necessary and in the best interest of the Township to refund for debt charges savings all or a portion of the Outstanding Bonds (as such, the Refunded Bonds); and

WHEREAS, this Board finds and determines that it is necessary and in the best interest of the Township to issue the Bonds described in Section 1 to provide funds sufficient for that purpose, including the payment of expenses properly allocable to that refunding and to the issuance of the Bonds; and

WHEREAS, the Fiscal Officer, as fiscal officer of the Township, has previously certified to this Board that the estimated life or period of usefulness of the improvement described in Section 1 was, at the time of issuance of the Refunded Bonds, at least five years, and the maximum maturity of the Bonds described in Section 1 is at least December 1, 2032;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Bainbridge Township, County of Geauga, Ohio, that:

Section 1. Authorized Principal Amount and Purpose; Principal and Interest Payment; Denominations; Dating. It is necessary to issue bonds of the Township in an aggregate principal amount not to exceed \$1,900,000 for the purpose of refunding for debt charges savings certain of the Township's outstanding Fire Station Improvement Bonds, Series 2012, dated December 27, 2012, which were issued for the purpose of paying costs of renovating, enlarging, furnishing, equipping and otherwise improving the existing Township fire station and improving its site (the Bonds). The principal amount of the Bonds to be issued shall be the amount certified by the Fiscal Officer in the certificate awarding the Bonds and setting certain terms thereof pursuant to Section 7 (the Certificate of Award). The Bonds shall be designated "Fire Station Improvement Refunding Bonds, Series 2020" or otherwise as provided for in the Certificate of Award, shall be issued in one lot, and shall be issued only as fully registered bonds.

The Bonds shall bear interest (computed on the basis of a 360-day year consisting of 12 30-day months, unless otherwise determined in the Certificate of Award), payable on June 1 and December 1 (or such other semiannual dates or annual dates as determined by the Fiscal Officer in the Certificate of Award) of each year (the Interest Payment Dates), commencing on the initial Interest Payment Date determined in the Certificate of Award (which initial Interest Payment Date shall not be later than one year from the issuance date of the Bonds), until the principal amount has been paid or provided for. As referred to herein, Principal Payment Dates means December 1 (or such other semiannual dates or annual date as determined in the Certificate of Award) in each of the years in which principal on Bonds is payable, in some or all of the years 2021 through 2032 (or such other annual years as are determined in the Certificate of Award).

The Bonds shall be dated as of their issuance date or, as of such other date not more than 60 days prior to the issuance date as is determined in the Certificate of Award. Any provision herein notwithstanding, the entire principal amount of the Bonds may be represented by a single certificate with multiple payments of principal listed on a principal payment schedule attached thereto.

The Bonds shall be issued in a denomination or denominations specified in the Certificate of Award, as may be reflected in the aforementioned principal payment schedule, but in no case as to a particular maturity date exceeding the principal amount of Bonds maturing on that date. The Bonds shall mature on such Principal Payment Dates and in such amounts as shall be determined by the Fiscal Officer, subject to the provisions hereinbelow set forth, in the Certificate of Award, consistent with the Fiscal Officer's determination of the best interest of and financial advantages to the Township. The Bonds shall bear the rate or rates of interest per year as shall be determined in the Certificate of Award. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

The rate or rates of interest per year to be borne by any Bonds, and the principal amount of Bonds maturing on each Principal Payment Date, shall be such as to demonstrate debt charges savings to the Township due to the refunding of the Refunded Bonds, taking into account all expenses related to that refunding and issuance of the Bonds.

The Fiscal Officer may adjust the Interest Payment Dates and Principal Payment Dates within the parameters set forth in this Section and based on the Fiscal Officer's judgment as to the best interest of the Township. Any adjustments made pursuant to the authorizations set forth in this Section and this Resolution shall be set forth in the Certificate of Award.

Section 2. Optional Redemption Provisions. The Bonds may be subject to redemption prior to stated maturity as follows:

(a) Optional Redemption. If determined by the Fiscal Officer in the Certificate of Award to be advantageous to and in the best interest of the Township, the Bonds specified in the Certificate of Award shall be subject to optional redemption, in whole or in part (if in part as selected by the Township), with or without penalty or premium, by and at the sole option of the Township at any time or a specific time prior to maturity, each as designated by the Fiscal Officer in the Certificate of Award and as provided in this Resolution, plus, in each case, accrued interest to the redemption date, all as specified in the Certificate of Award, provided that the redemption price for the earliest optional redemption date shall not be greater than 103%.

Bonds to be redeemed pursuant to this paragraph (a) shall be redeemed only upon written notice from the Township to the Bond Registrar (as defined in Section 4), given upon the direction of this Board by adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as hereinafter provided, there shall be deposited with the Bond Registrar, on or prior to the redemption date, funds which, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus interest accrued to the redemption date, all of the redeemable Bonds for which notice of redemption has been given.

(b) Partial Redemption. If fewer than all of the Bonds of a single maturity are to be redeemed, the selection of Bonds to be redeemed, or portions thereof, shall be made by lot by the Bond Registrar in any manner which the Bond Registrar may determine.

(c) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (i) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (ii) the redemption price to be paid, (iii) the date fixed for redemption, and (iv) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the Township by mailing a copy of the redemption notice by first class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address then shown on the Bond Register (as defined in Section 6) maintained by the Bond Registrar. The failure of any registered owner of any Bond to be redeemed to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any other Bond.

(d) Payment of Redeemed Bonds. Notice having been mailed in the manner provided in paragraph (c) hereof, the Bonds and portions thereof called for redemption shall become due and

payable on the redemption date, and, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus interest accrued to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with interest accrued thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds, provided that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the Township to the extent not required for the payment of the Bonds called for redemption.

Section 3. Execution and Authentication of Bonds. The Bonds shall be signed by at least two members of this Board and by the Fiscal Officer, in the name of the Township and in their official capacities, provided that any or all of those signatures may be a facsimile. The Bonds shall be delivered in the denominations and numbers requested by the Original Purchaser (as defined in Section 7) and approved in the Certificate of Award, shall be numbered as determined in the Certificate of Award, and shall express upon their faces the purpose, which may be in summary terms, for which they are issued and that they are and shall be issued pursuant to Section 505.37(D) of the Revised Code, this Resolution and the Certificate of Award. No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond proceedings (for purposes of this Resolution, meaning this Resolution, the Certificate of Award, the Bond Registrar Agreement (if any), and such other proceedings of the Township, including the executed Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds) unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, this Resolution. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar, or by the Fiscal Officer if the Fiscal Officer is to be the Bond Registrar pursuant to Section 4. The same person need not sign the certificate of authentication on all of the Bonds

Section 4. Appointment of Bond Registrar. As used herein, "Bond Registrar" means the person or entity appointed pursuant to this Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds and until a successor Bond Registrar shall have become such and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar. In the Certificate of Award, the Fiscal Officer shall appoint the initial Bond Registrar, who may be the Fiscal Officer; provided that, if the Bond Registrar is to be a bank or trust company: (a) it shall be determined that said bank or trust company will not endanger the funds or securities of the Township; and (b) the Fiscal Officer shall sign and deliver, in the name and on behalf of the Township, a Bond Registrar Agreement between the Township and the Bond Registrar (the Bond Registrar Agreement); and (c) unless paid from other sources, the Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Bond Registrar

Agreement from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

Section 5. Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America, as determined in the Certificate of Award, without deduction for the services of the Bond Registrar as paying agent. Principal of a Bond shall be paid on each Principal Payment Date and interest shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day preceding that Interest Payment Date; provided, however, that so long as the entire principal amount of the Bonds is represented by a single certificate, payment of principal and interest may be made by wire or check or draft mailed to the person in whose name the Bond was registered on the applicable date of payment, with presentation and surrender of said certificate to be made to the Bond Registrar after payment of principal and interest at final maturity.

Section 6. Registration; Transfer and Exchange. So long as any of the Bonds remain outstanding, the Township will cause the Bond Registrar to maintain and keep, at an office satisfactory to the Fiscal Officer and the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the Bond Register). Subject to the provisions of Section 5, the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of this Resolution. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the Township nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the Township's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

Any Bond may be exchanged for Bonds of any authorized denomination upon presentation and surrender at the office of the Bond Registrar designated in the Certificate of Award or, if not so designated, then at the principal corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so, in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated office of the Bond Registrar, together with an assignment signed by the registered owner or by a person legally empowered to do so, in a form satisfactory to the Bond Registrar. Upon exchange or transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations requested by the registered owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the Township are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the Township. In all cases of Bonds exchanged or transferred, the Township shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Resolution. The exchange or transfer shall be without charge to the registered owner, except that the Township and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Township or

the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of this Board, evidencing the same debt, and entitled to the same security and benefit under this Resolution, as the Bonds surrendered upon that exchange or transfer. Neither the Township nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing or (ii) any Bond selected for redemption, in whole or in part.

Section 7. Award and Sale of the Bonds.

(a) To the Original Purchaser. In accordance with this Resolution, the Bonds shall be awarded and sold at private sale at a price of not less than 97% of par plus any accrued interest to the original purchaser as determined by the Fiscal Officer in the Certificate of Award (the Original Purchaser) in accordance with the Certificate of Award. The Fiscal Officer is authorized to and shall sign and deliver the Certificate of Award. The Fiscal Officer shall, in the Certificate of Award, determine the principal amount of the Bonds, designate the interest rate or rates the Bonds shall bear, establish the Original Purchaser and the purchase price of the Bonds, set the Interest Payment Dates and Principal Payment Dates and amounts, set any optional redemption provisions, and make all of the other designations herein authorized and directed to be made, all within the parameters set forth herein, and shall execute the Certificate of Award and shall cause the Bonds to be prepared, signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price. Any member of this Board, the Fiscal Officer and other Township officials, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements, bond purchase agreement, term sheet and other commitments, documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

(b) Financing Costs. The expenditure of the amounts necessary to pay the financing costs (as defined in Section 133.01 of the Revised Code) in connection with the Bonds is authorized and approved, and the Fiscal Officer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 8. Refunding; Call of Refunded Bonds. This Board determines that it is necessary and in the best interest of the Township to refund the Refunded Bonds. The Fiscal Officer is authorized and directed to give to The Huntington National Bank, as the authenticating agent, bond registrar, transfer agent and paying agent for the Refunded Bonds, or any successor thereto, on or promptly after the Closing Date, written notice of the call for redemption, and the Refunded Bonds shall be redeemed in accordance with the Original Bond Legislation and the Escrow Agreement (as defined in Section 9). The Township covenants for the benefit of the holders of the Refunded Bonds and of the Bonds, that it will at no time on or after the Closing Date take actions to modify or rescind that call for prior redemption, and that it will take, and will cause the bond registrar and paying agent for the Refunded Bonds to take, all steps required by the terms of the Refunded Bonds to make and perfect that call for prior redemption.

Section 9. Escrow Trustee. The Huntington National Bank is appointed to act as the initial Escrow Trustee with respect to the refunding of the Refunded Bonds; provided, however,

that the Fiscal Officer is authorized to appoint a different Escrow Trustee in the Certificate of Award after determining that such bank or trust company will not endanger the funds or securities to be held in trust for redemption of the Refunded Bonds and that proper safeguards are available for that purpose. The Escrow Trustee is authorized and directed to cause notice of the refunding of the Refunded Bonds to be given in accordance with the Escrow Agreement. At least two members of this Board and the Fiscal Officer shall sign and deliver, in the name and on behalf of the Township, the Escrow Agreement between the Township and the Escrow Trustee, in substantially the form as is now on file with the Fiscal Officer. The Escrow Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the Township and that are approved by the Fiscal Officer on behalf of the Township, all of which shall be conclusively evidenced by the signing of the Escrow Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Escrow Agreement (including the fees and expenses of a mathematical verification agent to be appointed in the Certificate of Award) from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

Section 10. Escrow Fund. There is created under the Escrow Agreement a trust fund designated the "Bainbridge Township Series 2012 Bonds Escrow Fund" which shall be held and maintained by the Escrow Trustee in trust for the registered owners of the Refunded Bonds and is pledged for the payment of principal of and interest on the Refunded Bonds, all in accordance with the provisions of the Escrow Agreement. The Fiscal Officer is hereby authorized and directed to pay or cause to be paid to the Escrow Trustee for deposit in the Escrow Fund (i) any available funds on deposit in the Bond Retirement Fund for the payment of debt charges on the Refunded Bonds determined by the Fiscal Officer to be applied for that purpose and (ii) proceeds from the sale of the Bonds, except any accrued interest and any proceeds to be used for the payment of any expenses properly allocable to the refunding of the Refunded Bonds or the issuance of the Bonds as determined by the Fiscal Officer, in the amount required, together with the funds referred to in clause (i), if any, to provide for the defeasance of the Refunded Bonds. Those funds are appropriated and shall be applied to pay principal of and interest on the Refunded Bonds, as provided in the Escrow Agreement.

The funds so deposited in the Escrow Fund shall be (a) held in cash to the extent that they are not needed to make the investments hereinafter described and (b) invested in direct obligations of, or obligations guaranteed as to payment by, the United States of America (within the meaning of Section 133.34(D) of the Revised Code) that mature or are subject to redemption by and at the option of the holder, in amounts sufficient, together with any uninvested cash in the Escrow Fund but without further investment or reinvestment, for the payment of principal of and interest and redemption premium on the Refunded Bonds as provided in the Escrow Agreement.

If U.S. Treasury Securities – State and Local Government Series are to be purchased for the Escrow Fund, the Original Purchaser and the Escrow Trustee are hereby specifically authorized to file, on behalf of the Township, subscriptions for the purchase and issuance of those U.S. Treasury Securities – State and Local Government Series. If, in the judgment of the Fiscal Officer, an open-market purchase of obligations described in (b) in the preceding paragraph for the Escrow Fund is in the best interest of and financially advantageous to the Township, the Fiscal Officer, or

any other officer of the Township, on behalf of the Township and in their official capacity, may purchase and deliver such obligations, engage the services of a municipal advisor, bidding agent or similar entity for the purpose of facilitating the bidding, purchase and delivery of such obligations for, and any related structuring of, the Escrow Fund, execute such instruments as are deemed necessary to engage such services for such purpose, and provide further for the payment of the cost of obtaining such services from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose.

Section 11. Application of Proceeds. Proceeds from the sale of the Bonds (except any accrued interest and original issue premium in excess of the amount necessary to accomplish the refunding of the Refunded Bonds and the payment of costs relating to the issuance of the Bonds and the refunding of the Refunded Bonds, which shall be paid into the Bond Retirement Fund) shall be paid into the Escrow Fund as and to the extent provided in Section 10, and are appropriated and shall be used for that purpose. Accrued interest and such excess premium received by the Township are appropriated and shall be used for the purpose of paying debt charges on the Bonds. Any proceeds received by the Township to be used for the payment of any expense relating to the refunding of the Refunded Bonds and the issuance of the Bonds shall be paid into the proper fund or funds, and are appropriated and shall be used for that purpose.

Section 12. Provisions for Tax Levy. There shall be levied on all the taxable property in the Township, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due. In each year, to the extent other money is lawfully available for the payment of the debt charges on the Bonds and is appropriated for that purpose, the amount of the tax shall be reduced by the amount of money so available and appropriated.

Section 13. Federal Tax Considerations. The Township covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Internal Revenue Code of 1986, as amended (the Code), or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The Township further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and to remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion and (c) it, or persons acting for it, will, among other acts of compliance,

(i) apply the proceeds of the Bonds to the governmental purposes of the borrowing, (ii) restrict the yield on investment property acquired with those proceeds, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer, as the fiscal officer, or any other officer of the Township having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation or treatment of the Bonds as “qualified tax-exempt obligations” if such designation or treatment is applicable and desirable, and to make any related necessary representations and covenants), choice, consent, approval, or waiver on behalf of the Township with respect to the Bonds as the Township is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections provided for in or available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Township, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the Township, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the Township regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt charges on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

Section 14. Certification and Delivery of Resolution and Certificate of Award. The Fiscal Officer is directed to deliver or cause to be delivered a certified copy of this Resolution and a copy of the signed Certificate of Award to the Geauga County Auditor.

Section 15. Satisfaction of Conditions for Bond Issuance. This Board determines that all acts and conditions necessary to be done or performed by the Township or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the Township have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 12) of the Township are pledged

for the timely payment of the debt charges on the Bonds; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 16. Retention of Bond Counsel. The legal services of Squire Patton Boggs (US) LLP, as bond counsel, be and are hereby retained. The legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the issuance and sale of the Bonds and the rendering of the necessary legal opinion upon the delivery of the Bonds. In rendering those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of the Township in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the Township or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those legal services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those legal services. The Fiscal Officer is authorized to provide for the payment of those fees and any reimbursements from the proceeds of the Bonds to the extent available and otherwise is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

Section 17. Retention of Municipal Advisor. The services of Sudsina & Associates, LLC, as municipal advisor, be and are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the Township in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, the Township or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. The Fiscal Officer is authorized to provide for the payment of those fees and any reimbursements from the proceeds of the Bonds to the extent available and otherwise is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

§ Section 18. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and of any of its committees concerning and relating to the adoption of this Resolution were taken in open meetings of this Board or of its committees, and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 19. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 20. Effective Date. This Resolution shall be in full force and effect immediately upon its adoption.

MRS. BENZA seconded the motion.

Upon roll call on the adoption of the Resolution, the vote was as follows:

MR. MARKLEY AYE
MRS. BENZA AYE
MRS. O'BRIEN AYE

FISCAL OFFICER'S CERTIFICATION

The above is a true and correct excerpt from the minutes of the regular meeting of the Board of Trustees of Bainbridge Township, County of Geauga, Ohio, held on September 28, 2020, commencing at 7:00 p.m., at Bainbridge Town Hall, 17826 Chillicothe Road, Chagrin Falls, Ohio, showing the adoption of the Resolution hereinabove set forth.

Dated: September 28, 2020



Fiscal Officer
Bainbridge Township, County of Geauga, Ohio

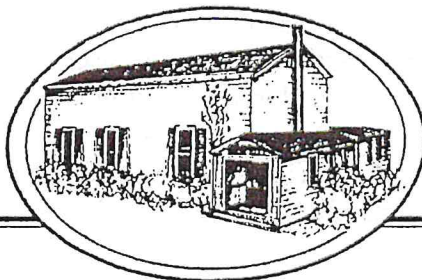
Bainbridge Township

TRUSTEES:

Jeffrey S. Markley
Kristina O'Brien
Lorrie Sass Benza
(440) 543-9871
(440) 543-4654 Fax

FISCAL OFFICER:

Janice S. Sugarman
(440) 543-9871
Fax (440) 543-1589



www.bainbridgetwp.com

BAINBRIDGE TOWN HALL

17826 Chillicothe Road

GEAUGA COUNTY

Chagrin Falls, Ohio 44023

BAINBRIDGE TOWNSHIP TRUSTEES GEAUGA COUNTY, OHIO

RESOLUTION 09282020-β

**TO APPROVE A JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT BETWEEN
BAINBRIDGE TOWNSHIP AND THE CITY OF AURORA PURSUANT TO OHIO REVISED
CODE SECTION 715.72.**

BAINBRIDGE TOWNSHIP BOARD OF TRUSTEES . GEAUGA COUNTY

SUBJECT: Joint Economic Development District Agreement by and between the City of Aurora and Bainbridge Township, Geauga County, Ohio (the "JEDD Agreement")

The Board of Trustees of Bainbridge Township, Geauga County, Ohio, met in regular session on the 28th day of September, 2020 with the following members present:

Kristina O'Brien
Jeffrey Markley
Lorrie Benza

Trustee Markley

moved for the adoption of the following resolution:

BE IT RESOLVED THAT, after providing written notice of and holding a public hearing in accordance with ORC Section 715.72(I), and having received the attached petition of the property owner, the only property owner located in the Joint Economic Development District, to be included in said District pursuant to ORC Section 715.72 (J), we hereby adopt and authorize the placement of our signatures upon the attached JEDD Agreement pursuant to ORC Section 715.72.

BE IT FURTHER RESOLVED that pursuant to ORC Section 715.72(M)(1) we choose not to submit this Resolution approving the Joint Economic Development District Agreement to the electors of the Township as:

1. The resolution has been approved by a unanimous vote of the members of the board of township trustees.
2. The creation of the joint economic development district is proposed at the request of a majority

IN WITNESS THEREOF, THE BOARD OF TRUSTEES OF BAINBRIDGE TOWNSHIP,
GEAUGA COUNTY, OHIO AND THE CITY OF AURORA HAVE CAUSED THIS AGREEMENT
TO BE EXECUTED BY THEIR DULY AUTHORIZED REPRESENTATIVES AS OF THE DATE
HEREINBEFORE WRITTEN:

CITY OF AURORA OHIO
an Ohio municipal corporation

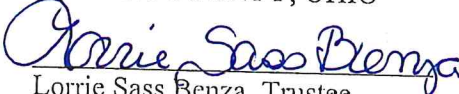
By: _____
Ann Womer Benjamin, Mayor
Date: _____, 2020

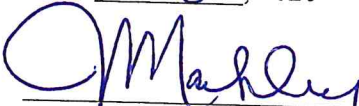
Approved as to form:


Dean E. DePiero City Law Director

THE BOARD OF TRUSTEES OF
BAINBRIDGE TOWNSHIP,
GEAUGA COUNTY, OHIO

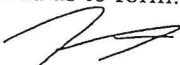
**** Pursuant to ORC 715.72(M)(3), this Agreement is not effective
until thirty-one (31) days after the date of full execution hereof. ****


Lorrie Sass Benza, Trustee
Date: 9/28, 2020


Jeffrey S. Markley, Trustee
Date: _____, 2020


Kristina O'Brien, Trustee
Date: 9.28, 2020

Approved as to form:



Thomas A. FitzSimmons, Special Counsel

Payment Listing

9/15/2020 to 9/28/2020

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
33788	01/13/2020	01/13/2020	AW	Iron Man Supply LLC	\$22.99 *	C
33788	09/25/2020	09/25/2020	NEG ADJ	Iron Man Supply LLC	-\$22.99	O
34737	06/11/2020	06/11/2020	AW	CHAGRIN VALLEY AUTO PARTS-NAPA	\$281.47 *	C
34737	09/28/2020	09/29/2020	NEG ADJ	CHAGRIN VALLEY AUTO PARTS-NAPA	-\$22.20	O
35329	09/15/2020	09/15/2020	AW	RONYAK PAVING, INC.	\$391,348.63	O
35330	09/15/2020	09/15/2020	AW	NEWS HERALD	\$184.15	O
35331	09/15/2020	09/15/2020	AW	Protegis Fire & Safety	\$343.00	O
35332	09/15/2020	09/15/2020	AW	VAN CUREN SERVICES	\$14,200.00	O
35333	09/15/2020	09/15/2020	AW	SiteOne Landscape Supply	\$95.12	O
35334	09/15/2020	09/15/2020	AW	TNT Exterminating	\$200.00	O
35335	09/15/2020	09/15/2020	AW	Litwin Paints and Supplies LLC	\$200.74	O
35336	09/15/2020	09/15/2020	AW	Allied Corporation	\$782.08	O
35337	09/15/2020	09/15/2020	AW	ROBECK FLUID POWER COMPANY	\$129.16	O
35338	09/15/2020	09/15/2020	AW	Solon Ace Hardware	\$66.97	O
35339	09/15/2020	09/15/2020	AW	Geauga Septic Service	\$210.00	O
35340	09/15/2020	09/15/2020	AW	TIME WARNER CABLE	\$1,200.00	O
35341	09/15/2020	09/15/2020	AW	JOHN BRETT	\$51.00	O
35342	09/15/2020	09/15/2020	AW	CHAGRIN VALLEY AUTO PARTS-NAPA	\$151.72	O
35343	09/15/2020	09/15/2020	AW	WAYNE BURGE	\$48.48	O
35344	09/15/2020	09/15/2020	AW	Amazon Capital Services	\$340.84	O
35345	09/15/2020	09/15/2020	AW	University Hospitals Occupational Health	\$860.00	O
35346	09/15/2020	09/15/2020	AW	SHI INTERNATIONAL CORP.	\$389.46	O
35347	09/15/2020	09/15/2020	AW	CINTAS CENTRALIZED AR	\$347.57	O
35348	09/15/2020	09/15/2020	AW	SUNRISE SPRINGS WATER CO.	\$98.00	O
35349	09/15/2020	09/15/2020	AW	BOUND TREE MEDICAL, LLC	\$1,299.98	O
35350	09/16/2020	09/16/2020	AW	MERITECH	\$123.12	O
35351	09/17/2020	09/17/2020	RW	Sheila M Salem	\$150.00	O
35352	09/17/2020	09/17/2020	RW	Megan Szczepinski	\$250.00	O
35353	09/17/2020	09/17/2020	AW	Cleveland Clinic at Work	\$263.00	O
35354	09/17/2020	09/17/2020	AW	University Hospitals Occupational Health	\$215.00	O
35355	09/17/2020	09/17/2020	AW	SUNRISE SPRINGS WATER CO.	\$11.00	O
35356	09/17/2020	09/17/2020	AW	CINTAS CENTRALIZED AR	\$42.80	O
35357	09/17/2020	09/17/2020	AW	International Assoc. of Arson Investigators	\$100.00	O
35358	09/17/2020	09/17/2020	AW	CUSTOM ELECTRIC SERVICE, INC.	\$258.00	O
35359	09/17/2020	09/17/2020	AW	CONCORD ROAD EQUIPMENT MFG., INC.	\$1,124.96	O
35360	09/21/2020	09/21/2020	AW	Amazon Capital Services	\$99.98	O
35361	09/21/2020	09/21/2020	AW	CERNI MOTOR SALES, INC.	\$912.40	O
35362	09/21/2020	09/21/2020	AW	CHAGRIN PET & GARDEN SUPPLY, INC.	\$49.92	O
35363	09/21/2020	09/21/2020	AW	CHAGRIN VALLEY AUTO PARTS-NAPA	\$428.91	O
35364	09/21/2020	09/21/2020	AW	CINTAS CENTRALIZED AR	\$534.57	O
35365	09/21/2020	09/21/2020	AW	Harrington Industrial Plastics LLC	\$70.24	O
35366	09/21/2020	09/21/2020	AW	KWIK KLEEN	\$50.75	O
35367	09/21/2020	09/21/2020	AW	LAWSON PRODUCTS, INC.	\$250.95	O
35368	09/21/2020	09/21/2020	AW	PETE & PETE CONTAINER SERVICE, INC.	\$560.00	O
35369	09/21/2020	09/21/2020	AW	SCHAEFFER MANUFACTURING COMPANY	\$1,948.65	O
35370	09/21/2020	09/21/2020	AW	Select Security	\$25.00	O

Payment Listing

9/15/2020 to 9/28/2020

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
35371	09/21/2020	09/21/2020	AW	STATE INDUSTRIAL PRODUCTS	\$255.42	O
35372	09/21/2020	09/21/2020	AW	TWINSBURG DEVELOPMENT CORP.	\$60.00	O
35373	09/22/2020	09/22/2020	SW	Skipped Warrants 35373 to 35373 Series 2	\$0.00	V
35374	09/22/2020	09/22/2020	AW	SiteOne Landscape Supply	\$363.47	O
35375	09/22/2020	09/22/2020	RW	The Woodsedge COA	\$250.00	O
35376	09/22/2020	09/22/2020	AW	Amazon Capital Services	\$45.97	O
35377	09/22/2020	09/22/2020	AW	ARIS COMPANY	\$158.00	O
35378	09/22/2020	09/22/2020	AW	ARMS TRUCKING COMPANY	\$434.52	O
35379	09/22/2020	09/22/2020	AW	AUBURN PIPE & PLUMBERS SUPPLY	\$714.80	O
35380	09/22/2020	09/22/2020	AW	BIOSOLUTIONS, LLC	\$927.50	O
35381	09/22/2020	09/22/2020	AW	BOUND TREE MEDICAL, LLC	\$942.90	O
35382	09/22/2020	09/22/2020	AW	CARTER LUMBER	\$332.69	O
35383	09/22/2020	09/22/2020	AW	CDW GOVERNMENT, INC.	\$753.98	O
35384	09/22/2020	09/22/2020	AW	CHAGRIN PET & GARDEN SUPPLY, INC.	\$280.95	O
35385	09/22/2020	09/22/2020	AW	CHAGRIN SAFETY SUPPLY, INC.	\$261.14	O
35386	09/22/2020	09/22/2020	AW	CHAGRIN VALLEY/SOLON TIMES	\$70.31	O
35387	09/22/2020	09/22/2020	AW	COLONY HARDWARE CORPORATION	\$1,103.95	O
35388	09/22/2020	09/22/2020	AW	EGREK ELECTRIC, INC.	\$1,527.50	O
35389	09/22/2020	09/22/2020	AW	HIGHWAY GARAGE, INC.	\$669.94	O
35390	09/22/2020	09/22/2020	AW	Iron Man Supply LLC	\$14.99	O
35391	09/22/2020	09/22/2020	AW	JOSEPH TOMAYKO	\$75.00	O
35392	09/22/2020	09/22/2020	AW	LawnMatters	\$2,000.00	O
35393	09/22/2020	09/22/2020	AW	NEWBURY AUTO PARTS, INC.	\$81.52	O
35394	09/22/2020	09/22/2020	AW	OSCAR BRUGMANN SAND AND GRAVEL, II	\$189.53	O
35395	09/22/2020	09/22/2020	AW	PenCo Industrial Supply, Inc.	\$5,192.00	O
35396	09/22/2020	09/22/2020	AW	STAMM CONTRACTING COMPANY INC.	\$728.00	O
35397	09/22/2020	09/22/2020	AW	TWINSBURG DEVELOPMENT CORP.	\$45.00	O
35398	09/22/2020	09/22/2020	AW	VAN CUREN SERVICES	\$3,500.00	O
35399	09/22/2020	09/22/2020	AW	WOLF CREEK CO.	\$20.22	O
35400	09/24/2020	09/24/2020	SW	Skipped Warrants 35400 to 35400 Series 2	\$0.00	V
35401	09/24/2020	09/24/2020	AW	JANICE SUGARMAN	\$19.99	O
35402	09/24/2020	09/24/2020	AW	Hill Manufacturing Company Inc.	\$689.00	O
35403	09/24/2020	09/24/2020	AW	HARPER WELL \$ PUMP, INC.	\$185.00	O
35404	09/24/2020	09/24/2020	AW	Veritiv Operating Company	\$82.09	O
35405	09/24/2020	09/24/2020	AW	ULLMAN OIL, INC.	\$7,526.60	O
35406	09/24/2020	09/24/2020	AW	GEAUGA COUNTY MAPLE LEAF	\$151.05	O
35407	09/24/2020	09/24/2020	AW	BOUND TREE MEDICAL, LLC	\$217.90	O
35408	09/24/2020	09/24/2020	AW	HIGHWAY GARAGE, INC.	\$1,825.11	O
35409	09/25/2020	09/25/2020	RW	Timber Trail Homeowners Assoc. Inc.	\$100.00	O
35410	09/25/2020	09/25/2020	AW	TNT Exterminating	\$200.00	O
35411	09/25/2020	09/25/2020	AW	TIME WARNER CABLE	\$6.39	O
35412	09/25/2020	09/25/2020	AW	CHAGRIN VALLEY AUTO PARTS-NAPA	\$227.28	O
35413	09/25/2020	09/25/2020	AW	Solon Ace Hardware	\$39.96	O
35414	09/25/2020	09/25/2020	AW	E & H Hardware Group, LLC	\$106.93	O
35415	09/25/2020	09/25/2020	AW	LAWSON PRODUCTS, INC.	\$109.30	O
35416	09/25/2020	09/25/2020	AW	CINTAS CENTRALIZED AR	\$248.08	O

Payment Listing

9/15/2020 to 9/28/2020

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
35417	09/25/2020	09/25/2020	AW	MERITECH	\$26.46	O
35418	09/25/2020	09/25/2020	AW	CERNI MOTOR SALES, INC.	\$483.29	O
35419	09/28/2020	09/28/2020	AW	Minuteman Press	\$360.98	O
35420	09/28/2020	09/28/2020	AW	SUNRISE SPRINGS WATER CO.	\$42.50	O
35421	09/28/2020	09/28/2020	AW	WELLS FARGO	\$168.00	O
Total Payments:					\$453,786.17	
Total Conversion Vouchers:					\$0.00	
Total Less Conversion Vouchers:					\$453,786.17	

Type: AM - Accounting Manual Warrant, AW - Accounting Warrant, IM - Investment Manual Warrant, IW - Investment Warrant, PM - Payroll Manual Warrant, PR - Payroll Warrant, RW - Reduction of Receipt Warrant, SW - Skipped Warrant, WH - Withholding Warrant, WM - Withholding Manual, WS - Special Warrant, CH - Electronic Payment Advice, IL - Investment Loss, EP - Payroll EFT Voucher, CV - Payroll Conversion Voucher, SV - Payroll Special Voucher, EW - Withholding Voucher, POS ADJ - Positive Adjustment, NEG ADJ - Negative Adjustment, POS REAL - Positive Reallocation, NEG REAL - Negative Reallocation

Status: O - Outstanding, C - Cleared, V - Voided, B - Batch

* Asterisked amounts are not included in report totals. These transactions occurred outside the reported date range but are listed for reference.

Bainbridge Twp. Fire Dept

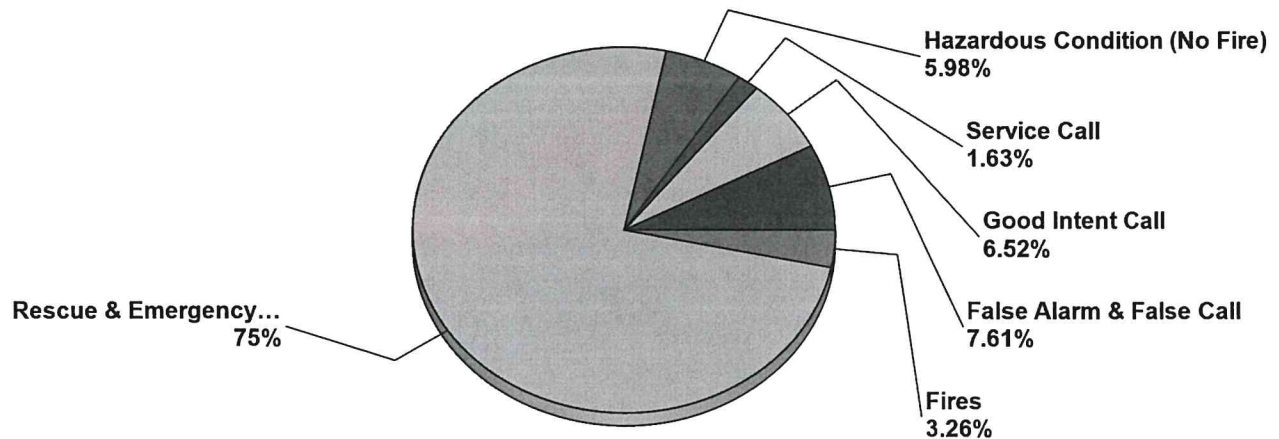
Chagrin Falls, OH

This report was generated on 9/1/2020 3:37:31 PM



Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 08/01/2020 | End Date: 08/31/2020



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	6	3.26%
Rescue & Emergency Medical Service	138	75%
Hazardous Condition (No Fire)	11	5.98%
Service Call	3	1.63%
Good Intent Call	12	6.52%
False Alarm & False Call	14	7.61%
TOTAL	184	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.



Detailed Breakdown by Incident Type		
INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	2	1.09%
131 - Passenger vehicle fire	1	0.54%
132 - Road freight or transport vehicle fire	1	0.54%
142 - Brush or brush-and-grass mixture fire	2	1.09%
311 - Medical assist, assist EMS crew	2	1.09%
321 - EMS call, excluding vehicle accident with injury	119	64.67%
322 - Motor vehicle accident with injuries	9	4.89%
323 - Motor vehicle/pedestrian accident (MV Ped)	1	0.54%
324 - Motor vehicle accident with no injuries.	6	3.26%
381 - Rescue or EMS standby	1	0.54%
412 - Gas leak (natural gas or LPG)	1	0.54%
421 - Chemical hazard (no spill or leak)	1	0.54%
424 - Carbon monoxide incident	3	1.63%
444 - Power line down	3	1.63%
460 - Accident, potential accident, other	3	1.63%
512 - Ring or jewelry removal	1	0.54%
554 - Assist invalid	1	0.54%
561 - Unauthorized burning	1	0.54%
611 - Dispatched & cancelled en route	4	2.17%
622 - No incident found on arrival at dispatch address	2	1.09%
631 - Authorized controlled burning	1	0.54%
651 - Smoke scare, odor of smoke	4	2.17%
652 - Steam, vapor, fog or dust thought to be smoke	1	0.54%
733 - Smoke detector activation due to malfunction	3	1.63%
735 - Alarm system sounded due to malfunction	3	1.63%
736 - CO detector activation due to malfunction	7	3.8%
743 - Smoke detector activation, no fire - unintentional	1	0.54%
TOTAL INCIDENTS:	184	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.



Bainbridge Township Police Department
Law Enforcement Incidents
August 2020

FBI NIBRS Group A Offenses

Arson	0
Assault Offenses	3
Bribery	0
Burglary / Breaking & Entering	1
Child Abuse	0
Criminal Damage /Vandalism	5
Domestic Violence	1
Drug Offenses	2
Embezzlement	0
Extortion / Blackmail	0
Fraud Offenses	9
Gambling Offenses	0
Homicide Offenses	0
Kidnapping / Abduction	0
Larceny / Theft - Petty	38
Larceny / Theft - Grand	0
Motor Vehicle Theft /Unauth Use	0
Pornography / Obscene Material	0
Prostitution Offenses	0
Receiving Stolen Property	0
Robbery	0
Sex Offenses - Forcible	0
Sex Offenses - Non forcible	0
Weapons Law Violations	0
Total Group A Offenses	59

FBI NIBRS Group B Offenses

Bad Checks	0
Curfew/ Loitering / Vagrancy	0
Disorderly Conduct	3
Driving Under the Influence	2
Drunkenness	1
Family Offenses - Non Violent	5
Harassment / Menacing	2
Liquor Law Violations	0
Runaway / Unruly Juveniles	0
Trespass	4
Voyeurism	0
All other arrestable offenses	2
Total Group B Offenses	19

Other Incidents

911 problem	11
Animal Complaints	11
Assist Fire Department	122
Assist other Agency	14
Citizen Assist	15
Citizen Dispute	3
Dead Body Found	0
Disturbances	11
False Alarm - Business	25
False Alarm - Residence	23
Info Report	15
Juvenile Complaint	1
Lost / Found Property	10
Miscellaneous	131
Missing Persons	1
Property Damage (accidental)	2
Suicidal Person	0
Suspicious Person / Vehicle	55
Traffic Accidents	41
Traffic Complaints	89
Traffic Stops	65
Vehicle Lockouts	30
Warrant Service	2
Total Other Incidents	677

Three Year Comparison

August 2020	755
August 2019	1077
August 2018	1239

Total Incidents August 2020 755

Total Incidents TYD 2020 8851

**BAINBRIDGE TOWNSHIP POLICE DEPARTMENT
MONTHLY ACTIVITY REPORT - AUGUST 2020**

OFFICERS	LAW INCIDENTS	ARRESTS - FELONY	ARRESTS - MIS.	TRAFFIC CITATIONS	WARNING CITATIONS	M/M CITATIONS
CHIEF BOKOVITZ						
LT. WEIR						
DET. SGT. DREGER		1				
SGT. BODOVETZ	4					
SGT. CHICKOS	9					
SGT. WEINER	10					
DET. SMITH	1	2				
DET. DENT	2	2				
PTL. BLASKO	30		1			
PTL. BOYLES	37		2	4		
PTL. DEBLAEY						
PTL. DISANTO	77	1	7	8		
PTL. FREW	77			1		
PTL. GREGORIN						
PTL. LACIVITA	68		4	6		
PTL. LAWRENCE	15		2			1
PTL. LUKAS, A	116		3	10		
PTL. LUKAS, J	78		7	11		
PTL. PATETE	27		2			
PTL. PONIKVAR	54	1	6			
PTL. POWESKI	30			1		
PTL. REARDON	38		2	1		
PTL. SOEDER	34		1	1		1
PTL. TUMA	28			1		
PTL. TYMOSZCZUK	12			1		
MONTHLY TOTAL	747	7	37	45	0	2
TOTAL YEAR TO DATE	8815	45	172	391	0	47

RECORDS CLERK	LAW INCIDENTS
DOWNS, L.	2
FLETCHER, L.	4
GRECEK, G.	2
MONTHLY TOTAL	8
TOTAL YEAR TO DATE	36

RECORDS ACTIVITY	AUG 2020	YTD
INCOMING PHONE CALLS	1061	7751
REPORT FEES	\$1.80	\$37.96
HOUSE CHECKS	96	3728

For the month of August, 2020

Approved by:

Ant. O. [Signature]

Bainbridge Township Monthly Permit Report

08/01/2020 - 08/31/2020

Permit Date	Bainbridge Permit Number	Permit Type	Description	Applicant Name	Fees	Parcel #	Parcel Address	Zoning	Subdivision
8/6/2020	16739	Above Ground Pool	18' round swimming pool	Leah Szemon	\$50.00	02-244700	8370 Craig Drive	R-3-A	Ravenwood
8/31/2020	16629	Accessory Residential Building	20' x 20' detached garage	Platinum Construction	\$100.00	03-004100	7047 South Street	R-3-A	Walker
8/28/2020	16732	Accessory Residential Building	16' x 32' accessory building	Oleh Shapowal	\$100.00	02-326650	8137 Pettibone Road	R-3-A	
8/25/2020	16708	Accessory Residential Building	12' x 14' accessory building	John Deering	\$100.00	02-138300	8605 Apple Hill Drive	R-3-A	Pilgrim Village
8/14/2020	16752	Accessory Residential Building	14' x 12' storage shed	Victoria Nassif	\$100.00	02-420534	17320 Tall Tree Trail	R-5-A	Canyon Lakes Colony
8/13/2020	16723	Accessory Residential Building	31' x 24' detached garage and drive extension	John Bobanga	\$100.00	02-391101	18125 Harvest Drive	R-5-A	
8/25/2020	16757	Comm Alteration	Modifications to allow two respite suites/no additional licensed beds	studio TECHNE/Kevin Cramer	\$200.00	02-154400	16575 Franklin Street	R-3-A	
8/6/2020	16740	Comm Alteration	Heinen's dock door addition to rear wall	Heinen's/Jeff Hunt	\$200.00	02-075400	8482 Washington Street	C-B	

8/5/2020	16718	Comm Alteration	Commercial alterations for Chipotle	RED Architects/Christopher Burroughs	\$200.00	02-420989	7020 Aurora Road	MUP	The Shops at Marketplace
8/10/2020	16746	Deck	Rear uncovered deck	Payne & Payne/Brett Dawson	\$50.00	02-421373	7422 Villa Ridge	R-5-A	Villas of Gates Landing
8/13/2020	16750	Fence	Fencing with gates/side & rear yard	James Yamsek	\$50.00	02-377700	8866 Taylor May Road	R-3-A	
8/19/2020	16748	Garage - Detached	26' x 24' detached garage	Noah Yutzy	\$100.00	02-419883	9600 Weathervane Drive	R-5-A	Weathervane Estates
8/19/2020	16691	In-ground swimming pool	In-ground pool and patio	Lighthouse Pools	\$100.00	02-419887	17970 Windy Lakes Circle	R-5-A	Weathervane Estates
8/18/2020	16753	Other	Roof mounted solar panels	Mariela Gonzalez	\$50.00	02-203700	18770 Elmwood Lane	R-3-A	Spring Valley
8/19/2020	16754	Patio	Concrete walk and patio with fire pit	Bryan & Theresa Kuch	\$50.00	02-386721	17181 Bittersweet Trail	R-5-A	Washington Post
8/18/2020	16751	Patio	Sidewalk and rear patio with a pergola	Cowboy Earthworks	\$50.00	02-421393	8198 Canyon Ridge	R-5-A	Canyon Lake Colony
8/31/2020	16762	Residential Addition	Family room addition & deck	William Fehrenbach	\$75.00	02-15440	16531 Townsend Court	R-3-A	
8/25/2020	16736	Residential Addition	18' x 22' 3 season room addition	Laura Lester	\$75.00	02-419963	17450 Lakesedge Trail	R-3-A	Canyon Lakes Colony
8/4/2020	16734	Residential Addition	Rear deck addition & front porch expansion	David Muraco	\$75.00	02-200820	7427 Pettibone Road	R-5-A	
8/26/2020	16861	Residential Alteration	Residential alterations - Phase 2 - no increase of building footprint	Mark Jerome	\$50.00	02-192700	17126 Catsden Road	R-5-A	
8/5/2020	16738	Use/Commercial	Restaurant/Chipotle Mexican Grill	Chipotle Mexican Grill/Julie Koratich	\$200.00	02-420989	7020 Aurora Road	MUP	The Shops at Marketplace

**BAINBRIDGE TOWNSHIP NEW RESIDENCE
TOTALS – AUGUST 2020
Receipts for August 2020 – \$3,525.00**

**August 2020 – 0
August 2019 – 1
August 2018 – 1**

**Year to Date 2020 – 14
Year to Date 2019 – 16
Year to Date 2018 – 21**

**BAINBRIDGE TOWNSHIP ZONING
PERMIT TOTALS – AUGUST 2020**

**August 2020 – 21
August 2019 – 20
August 2018 – 23**

**Year to Date 2020 – 155
Year to Date 2019 – 167
Year to Date 2018 – 177**