

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on October 26, 2009. Those present were trustees Mr. Matthew J.D. Lynch, Ms. Linda W. White and Mr. Jeffrey S. Markley and Fiscal Officer Mrs. Cherianne H. Measures. Mr. Lynch presided and called the meeting to order at 6:30 P.M.

EXECUTIVE SESSION

Mr. Lynch made a motion to go into executive session to discuss the pending litigation.

Ms. White seconded the motion that passed unanimously.

The trustees recessed their regular meeting at 6:31 P.M. in order to go into executive session to discuss the pending litigation.

The trustees returned from executive session after discussing the pending litigation reconvening their meeting at 7:25 P.M.

POLICE DEPARTMENT

Lt. Jon Bokovitz presented the monthly report for the Police Department for the month of September 2009. In the past week, one of the newer patrolmen, made an arrest on a routine traffic stop for a possession charge when the officer discovered seven pounds of marijuana in the vehicle.

Mr. Lynch asked Lt. Bokovitz to discuss the liquor permit request that the board requested a hearing on, since the use of Tanglewood Golf Course has not been determined by the Board of Zoning Appeals, whether the club will remain a private club or if it will become a public entity.

ZONING DEPARTMENT

Mr. Michael Joyce, Zoning Inspector presented the monthly report for the Zoning Department for the month of September 2009. Tanglewood Golf Course has been granted a three year conditional use permit.

Ms. White asked where the Giant Eagle drive thru will be located. Mr. Joyce said that the exact location has not been determined as of yet.

Mr. Markley asked what the normal fees should be for the South Franklin Circle zoning fees. Mr. Joyce informed him that the \$96,000 is the normal fee and that a verbal agreement that was supposedly reached but is not binding.

Mr. Lynch asked Mr. Joyce if he had determined the status of the gas drilling leases in Tanglewood. Mr. Joyce stated that the leases may have been completely dissolved with the bankruptcy of the golf course, but he was referred back to Geauga County Records Office for verification. Mr. Joyce stated that he has not been able to get that information without going to Chardon to sign for the records. Mr. Joyce will be in Chardon tomorrow and will sign for said records.

GEAUGA COUNTY MENTAL HEALTH BOARD

Mr. Jim Adams, with the Geauga County Mental Health Board, was present tonight to discuss the Mental Health Levy that is on the ballot in November. He discussed the issues that this funding assists with including D.A.R.E., Teen Institute, The Golden Ticket to Life, Red Ribbon Week, Asset Training, Early Intervention for Early Childhood Development, etc. Big Brothers/Big Sisters has been cut recently due to cuts in funding. This is a renewal levy, not a new levy. There were 37 programs that had to be eliminated because of the lack of funding. This is the only chance to pass this levy and it will only cost \$0.68 cents per year.

PUBLIC COMMENTS

Mr. Lynch stated for the record that there were two letters regarding the pending litigation that will be added to the minutes. The first letter was from Mr. George Quay regarding the condemnation of a home on Savage Road. The second letter was from the Bridgeway Homeowners Association regarding the removal of trees from the Vopropco property buffer areas.

Mr. Keck asked Mr. Joyce about the status of the youth coach that was asking parents to take signs. Mr. Joyce has contacted Jennifer Holzheimer, Sports Director for Kenston Community Education, who has been contacting and talking to individual coaches and has not been able to track it down as of this point in time.

TRUSTEES CORNER

Mr. Joyce has updated the board as to the progress of the waterline being installed and a request from the board for an inspector from the county at the construction meeting. Mr. Markley asked why the company was not boring under the roads instead of cutting through our roads. Mr. Joyce will convey the wishes of the board. The board was in general agreement to request an inspector at the required meetings.

Mr. Markley stated that he is tired of these decisions being made without coming before this board and then the township is responsible for repairing the roads. The board agreed with Mr. Markley regarding this subject. Mr. Markley asked when this project should be at the point of cutting. Mr. Joyce stated that the pipe is laid out but has not been trenched, and he thinks we might have a week or more.

Mr. Markley would like to know why there is a different standard for township roads versus county roads. The board was in general agreement to request an inspector from the county, however, this request will be held by the Township Administrator unless it needs to be sent before our next meeting.

Mr. Joyce stated that the Park Board did not hear a response from the youth sports regarding the usage of the fields. This board was in general agreement to wait until the Park Board has met and bring information forward to this board.

Mrs. Measures announced the Geauga County Township Association Quarterly Meeting to be held on November 11, 2009 at the Mapleview Church in Burton. Mr. Lynch, Mr. Markley, and Mrs. Measures will be attending. Ms. White will let the Fiscal Officer know before this Friday whether she will be attending or not.

Blanket Certificate Renewals

Mr. Lynch made a motion to renew BC-63 Administration Other account 1000-110-599-0000 for \$10,000.00 per the recommendation of the Fiscal Officer's Office.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch made a motion to renew BC-18 Centerville Mills Repairs account 1000-610-323-3000 for \$10,000.00 per the recommendation of the Fiscal Officer's Office.

Mr. Markley seconded the motion that passed unanimously.

FIRE DEPARTMENT

Part Time Employment

Chief Phan would like to set up interviews for two new part-time employees. Mr. Lynch is concerned that the township does not advertise for part-time employees for the Fire Department. Chief Phan stated that there is a recruitment policy in place with the Fire Company, which conducts all of the screening and background checks. Mr. Lynch would be more comfortable if there was consistency with the process that the other departments follow. Ms. White stated that this could be reviewed for the new contract.

Ms. White asked the Chief if the department has achieved their ISO certification and the Chief stated that the department has not completed their ISO certification.

TOWN HALL -- OLD BUSINESS

Town Hall Roof Replacement

Mr. Markley moved to approve the payment of the Town Hall Roof Replacement project from the investment funds.

Mr. Lynch seconded the motion that was passed unanimously.

Naming of New Park

After much discussion, Mr. Lynch moved to name the park at the location of the Old Bainbridge School, the Bainbridge Township Veterans' Memorial Park.

Mr. Markley seconded the motion that passed unanimously.

Pavilion for Veterans' Memorial Park

Mr. Lynch moved to approve the payment of the Pavilion for the Veterans' Memorial Park project from the investment funds.

Ms. White seconded the motion that passed unanimously.

Relocation of the Bissell House

Mr. Lynch moved to approve the payment of the Relocation of the Bissell House project from the investment funds.

Ms. White seconded the motion that passed unanimously.

Mr. Joyce was instructed by Mr. Lynch to contact Ullman Oil regarding the drainage and removal of an oil tank in the basement of the Bissell House.

Memorial for Veterans' Memorial Park

Mr. Lynch moved to approve the payment of the Memorial for the Veterans' Memorial Park project from the investment funds.

Mr. Markley seconded the motion that passed unanimously.

TOWN HALL -- NEW BUSINESS

November Meeting Schedule

There are five Mondays in the month of November. The trustees agreed to meet on November 2, 9, 16, 23, and 30, 2009. An executive session will be scheduled for November 9, at 6:15 P.M. to discuss the employment of public employees.

Fiscal Officer's Office Move

The board determined that the Township Administrator will contact the Road Superintendent to determine their availability as well as the Fiscal Officer to contact moving companies to gather quotes.

Ohio EPA 319 Grant Paperwork

Mr. Lynch moved to authorize Mr. Markley to execute the Fiscal Quarter for the Ohio EPA 319 Grant, per the recommendation of Chagrin River Watershed Partners.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to approve the invoice dated October 16, 2009 for Chagrin River Watershed Partners, Inc. in the amount of \$1,539.93 for the services provided for the Kenton Lake Dam Modification and Stream Restoration project.

Ms. White seconded the motion that passed unanimously.

Demolition of Pool at Centerville Mills

Mr. Lynch moved to accept the Certificate for Payment for ACE Demo dated October 15, 2009 for the demolition of the pool at Centerville Mills in the amount of \$16,832.00, per the recommendation of Mr. Stephen Ciciretto.

Ms. White seconded the motion that passed unanimously.

Legal Invoices

Mr. Lynch moved to approve the invoice dated October 18, 2009 for Littler Mendelson in the amount of \$1,056.00 for legal services rendered.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to approve the invoice dated October 18, 2009 for Littler Mendelson in the amount of \$280.50 for legal services rendered.

Ms. White seconded the motion that passed unanimously.

Architectural Invoices

Mr. Lynch moved to approve the invoice dated October 14, 2009 for Stephen Ciciretto in the amount of \$400.00 for the Partial Construction Administration for the Town Hall Roof Replacement.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to approve the invoice dated October 14, 2009 for Stephen Ciciretto in the amount of \$1606.32 for the Final Construction Administration for the Demolition of the Pool at Centerville Mills.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to approve the invoice dated October 14, 2009 for Stephen Ciciretto in the amount of \$500.00 for the Partial Construction Administration for the Salt Storage Dome.

Ms. White seconded the motion that passed unanimously.

POLICE DEPARTMENT

ABC Computing Invoice

Mr. Lynch moved to reissue a check to ABC Computing in the amount of \$1,121.25 for services rendered to the Police Department, per the recommendation of the Township Administrator.

Ms. White seconded the motion that passed unanimously.

ROAD DEPARTMENT

Pay Rate for Skilled Part Time Employees

The board discussed where the current benchmarks are to determine the appropriate pay rate and asked Mr. Rudyk to come back with a pay rate before a prospective employee has been selected.

Mr. Markley asked for a clarification for the position that we are hiring for, and that it is a part-time employee for plowing snow. Mr. Markley stated that Mr. Rudyk, as Road Superintendent, should be the individual to determine what skills are necessary and he is the one to "weed out" the applicants, based on a job description.

This has once again been put on hold until Mr. Rudyk can bring more information before this board.

Cartegraph Software

Mr. Joyce was researching the availability of a comparable program with the county that we could integrate into our IT upgrade. The board was in general agreement to have the Township Administrator and the Road Superintendent continue to research this project. Mr. Markley reminded the Road Superintendent that another question was the five-user license and determining if this in a one to five users, not just five users.

Chip and Seal Final Invoice

Mr. Lynch moved to approve the final invoice for Hughes Contracting dated October for the 2009 Chip and Seal Project for various roads in the amount of \$85,076.00, per the recommendation of the Geauga County Engineers Office and the Road Superintendent.

Mr. Markley seconded the motion that passed unanimously.

Snow Plowing Contract

The board was in general agreement to postpone a decision on this contract until more information is returned from the Road Superintendent.

Property Superintendent, Mr. David Mitchell, will be asked to come before the board to determine who will be plowing each of the township properties, preferably next week.

Tanglewood Guardrail

This topic has been postponed until more information is brought before this board.

CHECKS DATED OCTOBER 20, 2009 TO OCTOBER 26, 2009

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

Ms. White seconded the motion that passed unanimously.

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

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 9:13 P.M.