

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on November 1, 2004. Those present were trustees Mr. Samuel Desiderio, Mr. Charles Hesse and Mr. Christopher Horn and clerk Susan R. Angelino. Mr. Hesse presided and called the meeting to order at 6:08 P.M.

EXECUTIVE SESSION

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

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

The trustees recessed their regular meeting at 6:21 P.M. in order to go into executive session to consider pending litigation.

The trustees returned from executive session after considering pending litigation and reconvened their meeting at 8:07 P.M.

COMMENTS BY GUESTS AND VISITING PUBLIC

Residents Ted Seliga and Linda White asked the trustees about their public records request for e-mails relating to Centerville Mills. E-mails are being reviewed by the Geauga County Prosecutor's Office.

Resident Norm Schultz asked the trustees for copies of any communications or e-mails regarding Judson from July or August, 2003.

NEW BUSINESS

PROPOSED ZONING AMENDMENT Z-2004-3

The trustees acknowledged receipt of Bainbridge Township Zoning Commission's October 28, 2004 motion of approval of proposed zoning amendment Z-2004-3. Enclosed was a copy of the proposed amendment which was initiated by the zoning commission on September 30, 2004; a letter dated October 13, 2004 from the Geauga County Planning Commission wherein it noted that said commission on October 12, 2004 voted to recommend approval of Z-2004-3 with comments listed; and a copy of the application and the documents required for submission of said application for the proposed amendment. The Bainbridge Township Zoning Commission held a Public Hearing for Proposed Zoning Amendment Z-2004-3 on October 28, 2004.

Mr. Hesse moved that the Bainbridge Township Board of Trustees authorize the clerk to place the necessary legal notice in the News Herald for a Public Hearing for Proposed Zoning Amendment Z-2004-3 to be held at 8:00 P.M. on November 15, 2004.

Mr. Desiderio seconded the motion that passed unanimously.

CENTERVILLE MILLS

Mr. Hesse made a motion authorizing payment of \$1,794.00 to McPhillips Plumbing, Heating and Air Conditioning Co. for moving elbows and stack pipe on new boilers put in at the camp, per the recommendation of Maintenance Supervisor David Mitchell. (P.O. 409)

Mr. Desiderio seconded the motion that passed unanimously.

CLERK'S OFFICE

Mr. Hesse made a motion to authorize payment of \$2,568.00 to Love Insurance for (2) \$250,000.00 bonds; one for the clerk and one for the clerk's assistant, per ORC 507.03.

Mr. Desiderio seconded the motion that passed unanimously.

FINANCIAL REPORT

The trustees acknowledged receipt of the OCTOBER, 2004 Financial Statement of Receipts and Disbursements as prepared by the Clerk's Office.

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

POLICE DEPARTMENT

OLD BUSINESS

LIQUOR PERMIT

The trustees acknowledged receipt of a Notice of Legislative Authority from the Ohio Department of Liquor Control regarding an application for a class C1 permit:

From: Bainbridge CR Limited
DBA Bainbridge Shell
8501 E. Washington Street
Bainbridge Township
Chagrin Falls, Ohio 44023

To: Mayfield CR Ltd.
DBA Bainbridge Shell
8501 E. Washington Street
Bainbridge Township
Chagrin Falls, Ohio 44023

The trustees had no objection to this application based on the recommendation of Police Chief James Jimison.

LIQUOR PERMIT

The trustees acknowledged receipt of a Notice of Legislative Authority from the Ohio Department of Liquor Control regarding an application for a class D1 permit:

To: Empress Court Inc.
DBA Empress Court
8307 Washington Street
Bainbridge Township
Chagrin Falls, Ohio 44023

The trustees had no objection to this application based on the recommendation of Police Chief James Jimison.

COMPUTER CONSULTING

Mr. Hesse made a motion authorizing payment of \$10,000.00 to ABC Computing Service for computer consulting in the Police Department, per the recommendation of Lt. Bokovitz. (P.O. 410)

Mr. Desiderio seconded the motion that passed unanimously.

DARE Program

Mr. Hesse made a motion authorizing payment of \$1,873.75 to Odyssey for 288 Dare T-shirts for the Dare Graduation per the recommendation of Lt. Bokovitz. (P.O. 404)

Mr. Desiderio seconded the motion that passed unanimously.

POLICE STATION CHANGE ORDERS

Change Order #37

Mr. Hesse made a motion authorizing payment of \$16,491.00 to John G. Johnson to provide revisions to Range 164 per Construction Change Direction 012, per the recommendation of Horne & King and Heery International.

Mr. Horn seconded the motion that passed unanimously.

Change Order #42

Mr. Hesse made a motion authorizing payment of \$11,890.00 to John G. Johnson for exterior paint and additional work associated with the well due to EPA Requirements, per the recommendation of Horne & King and Heery International.

Mr. Horn seconded the motion that passed unanimously.

Resignation

The trustees accepted the resignation of Patrolman Robert Rank effective October 29, 2004.

FIRE DEPARTMENT

Tires

Mr. Desiderio made a motion authorizing \$1,825.00 to Wingfoot Commercial Tire Systems for (8) drive tires for Tanker 3135, per the recommendation of Fire Chief Brian Phan. P.O. 411)

Mr. Hesse seconded the motion that passed unanimously.

ROAD DEPARTMENT

Road Department Addition - Professional Services

Mr. Hesse made a motion authorizing payment of \$2,500.00 to Stephen Ciciretto, Architect for Construction Administration for the Road Department Addition. (P.O. 412)

Mr. Desiderio seconded the motion that passed unanimously.

Sugar Hill Trail Road Project

Mr. Desiderio made a motion authorizing payment of \$84,955.10 to Northeast Ohio Trenching Services, Inc. for the fourth (4th) invoice for the Sugar Hill Trail Road Project, per the recommendation of the Geauga County Engineer's Office.

Mr. Hesse seconded the motion that passed unanimously.

CEMETERY DEEDS

The trustees signed a cemetery deed record. Joan Demirjian and Ted Seliga attested to their signatures.

CHECKS DATED NOVEMBER 1, 2004

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

Mr. Desiderio seconded the motion that passed unanimously.

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

CORRESPONDENCE

Bainbridge Township Cemetery Advisory Board Meeting Minutes, dated September 28, 2004.

Copy of letter from Robert L. Phillips, Geauga County Engineer to Mr. Jason R. Fyffe, Ohio EPA, dated October 25, 2004. RE: Drainage Areas within UA's.

Letter from Tracy A. Jemison, Geauga County Auditor, dated October 28, 2004. RE: Pictometry Software Demonstration.

Bainbridge Township Zoning Commission Minutes, dated September 30, 2004.

Letter from Kenston Community Education, dated October 20, 2004. RE: Profit & Loss Statement ending August 31, 2004.

Memo from NOPEC, dated October 27, 2004. RE: NOPEC General Assembly Meeting Notice.

Bainbridge Township Board of Zoning Appeals Meeting Minutes, dated September 16, 2004.

Memo from the Geauga County Planning Commission, dated October 21, 2004. RE: The Woods of Wembley Subdivision Phase VII - Final Plat.

Memo from the Geauga County Planning Commission, dated October 21, 2004. RE: Canyon Lake Colony Subdivision No. 11 - Final Plat.

Letter from James R. Pokorny, Kenston Sports Club, LLC, dated October 14, 2004. RE: October 14, 2004 Bainbridge Township Board of Trustees Meeting.

OTHER MATTERS/QUESTIONS FROM PUBLIC

Resident Linda White commented on her concern with storm water run-off in the ditch on her property. Trustee Hesse will meet with Ms. White on November 3, 2004 at 11:00 A.M.

Resident Ted Seliga suggested to the trustees that they create a Centerville Mills Committee to assist them with plans for the property.

EXECUTIVE SESSION

Mr. Hesse moved that the Bainbridge Township Board of Trustees go into executive session to consider the employment of a public employee.

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

The trustees recessed their regular meeting at 10:22 P.M. in order to go into executive session to consider the employment of a public employee.

The trustees returned from executive session after considering the employment of a public employee and reconvened their meeting at 10:44 P.M.

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 10:45 P.M.