

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on June 15, 2009. Those present were trustees Mr. Matthew J.D. Lynch, and Ms. Linda W. White and Fiscal Officer Mrs. Cherianne H. Measures. Mr. Jeffrey S. Markley was absent. Mr. Lynch presided and called the meeting to order at 6:45 P.M.

#### EXECUTIVE SESSION

Mr. Lynch made a motion to go into executive session to discuss the compensation of a public employee.

Ms. White seconded the motion that passed unanimously.

The trustees recessed their regular meeting at 7:00 P.M. in order to go into executive session to discuss the compensation of a public employee.

The trustees returned from executive session after discussing the compensation of a public employee reconvening their meeting at 7:03 P.M.

#### ZONING DEPARTMENT

Mr. Michael Joyce, Township Administrator, presented the Zoning Department report for the month of May 2009.

Ms. White asked Mr. Joyce what the status of the old Huntington Building was since it is now fenced in. Mr. Joyce stated that the building will be demolished and Key Bank will be located at that site.

Mr. Lynch asked Mr. Joyce about the letter from the Geauga County Planning Commission regarding the new regulations of adult oriented business. Mr. Joyce will be looking into the issue.

#### PUBLIC COMMENT

Mrs. Ann Myers asked what the status of the Savage Road project was. Mr. Joyce stated that the prosecutor's office stated the township does not have a liability issue regarding the utility poles being located too close to road way. The Road Superintendent has concerns about the road being opened during inclement weather. Ms. White would like to have caution signs put up near the utility poles. Mr. Rudyk will order signs to be posted in the southbound direction.

#### FIRE DEPARTMENT

Chief Brian Phan presented the monthly report for May of 2009. This is comparable to last years May report.

## JEDD

Mr. Chuck Riehl brought those in attendance up to date on the JEDD situation. Last time we were presented with a JEDD proposal, we were at an impasse to complete the JEDD. The City of Aurora is not bound by state legislature to make decisions, whereas townships are bound by state legislature.

Since the last proposal, Mr. John McGill has filed for personal bankruptcy which has been very difficult for him personally. However, the entities located on the McGill properties are not in jeopardy.

Ms. White would be more comfortable with a 60-40 split with Aurora. She would like to develop a JEDD that would encompass the remaining entities in the general area. Mr. Joyce feels this would include approximately 77 additional businesses.

Mr. Lynch asked Mr. Riehl if Aurora would be interested in an expanded JEDD and Mr. Riehl would estimate that Aurora would be interested in the possibility but could not speak on the behalf of the City of Aurora.

Mr. Lynch asked Mr. Riehl to work on an expanded JEDD with the exclusion of the previous statement of the close of the JEDD is it is determined to be illegal to give profits first to the developer.

The board is in general agreement to pursue a JEDD agreement with the City of Aurora and the appropriate businesses.

## CONSERVATION EASEMENT

Ms. White asked Mr. Riehl to look into implementing a conservation easement on twenty nine acres owned by the township on Chillicothe Road. This particular easement could be reversed by an amendment by a vote of the residents. Mr. Lynch would like to know what the term options are with the Ohio Land Conservancy and would prefer the residents be able to vote to remove the easement if a zoning change is made. Ms. White offered copies of the applicable maps to Mr. Riehl.

Mr. Chuck Hesse said they bought 50 acres to build the police department and for green space. Note: The 29 acres is part of that 50 acres.

Mr. Ted Seliga and Ms. Carol Lynch both have questions regarding the lack of a plan for township properties. Mr. Seliga is concerned about tying the hands of future boards by implementing a conservation easement. Ms. Lynch is concerned about Mr. Markley blogging about property plans or lack of plans.

The trustees were in general agreement to have Mr. Riehl contact Land Conservancy of Ohio to pursue an easement on the 29 acres located on Chillicothe Road owned by the Township.

TOWN HALL

OLD BUSINESS

Cemetery Fence

Mr. Lynch moved to authorize Mr. Steve Ciciretto to prepare a bid package for Cemetery Fencing and Gates.

Ms. White seconded the motion that passed unanimously.

Demolition of Bainbridge School

Mr. Ciciretto reviewed the bid results for the demolition of the Bainbridge School and recommended that the trustees accept the lowest bid, which was submitted by Ace Demo, Inc. located in Hiram, Ohio. The total bid is \$124,400.00 including the alternate to extend the well casing. This bid is valid for 60 days from the date of opening, which was June 8, 2009.

Mr. Joyce reminded the trustees that the Bainbridge School is currently being used for storage of town hall items during the renovation. The board may want to delay the start of the demolition by a month or two until which time the town hall items may be moved back to the town hall.

A decision will be made next week, June 22nd, as to the future of the Bainbridge School.

Mrs. Julia Newton of Carnes Road feels it would be a sin to the residents of this community to tear down that building. We have a very nice center right here that contains both our history and our future.

Mr. Lynch stated that a decision will be hashed out next week.

POLICE DEPARTMENT

Mileage Reimbursement

Mr. Lynch moved that we approve the purchase order request to Jon Bokovitz in the amount of \$1,456.18 per the recommendation of the police chief.

Ms. White seconded the motion that passed unanimously.

ROAD DEPARTMENT

OLD BUSINESS

Crack Sealing Program for 2009

Mr. Lynch moved to approve the purchase order to P.S. Construction Fabrics Inc. in the amount of \$28,125.00 per the recommendation of the Road Superintendent.

Ms. White seconded the motion that passed unanimously.

NEW BUSINESS

Chip Seal Sealed Bids

Mr. Lynch noted that the necessary legal advertisement for furnishing the township with sealed bids for Chip Seal of various roads in Bainbridge Township had been duly published.

Mr. Lynch proceeded to open the sealed bids which had been received within the specified time.

1. Ronyak Paving Inc.  
P.O. Box 567  
Burton, OH 44021  
  
Bid Bond Enclosed  
Bid Amount - \$94,045.00
2. Specialized Construction  
711 Harvard Avenue  
Cuyahoga Heights, OH 44105  
  
Bid Bond Enclosed  
Bid Amount - \$115,410.00
3. G.A.R. Paving  
10371 Kinsman Road, P.O. Box 477  
Newbury, OH 44065  
  
Bid Bond Enclosed  
Bid Amount - \$99,206.00
4. Hughes Contracting Inc.  
595 Waterloo Road Suite H  
Suffield, OH 44260  
  
Bid Bond Enclosed  
Bid Amount - \$85,076.00

The bids were referred to the Geauga County Engineer's office for review and recommendation.

Asphalt Resurfacing Sealed Bids

Mr. Lynch noted that the necessary legal advertisement for furnishing the township with sealed bids for Asphalt of various roads in Bainbridge Township had been duly published.

Mr. Lynch proceeded to open the sealed bids which had been received within the specified time.

1. Kokosing Construction Co.  
13700 McCracken Road  
Cleveland, OH 44125

Bid Bond Enclosed  
Bid Amount - \$798,519.34

2. Ronyak Paving Inc.  
P.O. Box 567  
Burton, OH 44021

Bid Bond Enclosed  
Bid Amount - \$733,794.46

3. Karvo Paving Company  
3432 State Road, Suite A  
P.O. Box 3198  
Cuyahoga Falls, OH 44223

Bid Bond Enclosed  
Bid Amount - \$841,207.50

4. The Shelly Company  
8920 Canyon Falls Blvd., Ste. 120  
Twinsburg, OH 44087

Bid Bond Enclosed  
Bid Amount - \$865,151.90

The bids were referred to the Geauga County Engineer's office for review and recommendation.

Levy Renewal

Mr. Lynch asked the Fiscal Officer to determine if the resolution to request a levy needs to be a unanimous vote or not.

Mr. Rudyk will be present next week with a proposed look at a budget without the expired levy.

Salt Storage Building

Mr. Ciciretto presented his recommendation on the proper procedures to be followed in order to complete the requested salt storage facility.

The job will need to be advertised for public bid to our specifications.

Mr. Lynch asked the Zoning Inspector to look into the possible zoning conflicts that may be an issue with this job.

CHECKS DATED JUNE 9, 2009 TO JUNE 15, 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 9:20 P.M.