

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on August 10, 2009. Those present were trustees Mr. Matthew J.D. Lynch, Mr. Jeffrey S. Markley and Ms. Linda W. White 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 collective bargaining strategy.

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 collective bargaining strategy.

The trustees returned from executive session after discussing the collective bargaining strategy reconvening their meeting at 7:10 P.M.

#### Hawksmoor Way

Mr. Rich Fishback, trustee of the Hawksmoor Homeowners' Association, presented a request to the Township Board of Trustees, asking the township to provide funding, either directly or through outside grants, to repair the erosion of the riverbank that threatens their main entrance. This is the only access for thirty homes and the damage would compromise the safety of all of the homeowners in the subdivision.

Mr. Lynch clarified that the Homeowners' Association is asking the township to assume the costs to secure the roadway north of the current project and prevent further erosion risking the stability of the entrance to their development. The costs range from \$10,000 to \$60,000.

Mr. Markley stated his concerns regarding the lengthy delay in obtaining permits, primarily from the US Army Corp of Engineers a permit can take approximately 12 to 18 months. Mr. Markley is also concerned about the permissiveness of improving personal property. We will need to proceed with the current project to stabilize the roadway first, since that project has already been awarded to a contractor.

The trustees were in general agreement to seek a legal opinion to determine the appropriate course of action. The board will also contact the Chagrin River Watershed Partners.

Mr. Markley will resend the draft of the Conservation Easement to the Homeowners Association, as well as the Township Administrator in order to proceed with the stabilization project.

#### Geauga County Recorder

Ms. Sharon Gingrich, County Recorder, in the past, Township Trustees were responsible for indentured residents. She went on to give a history of the indentured residents of Bainbridge Township and the overseers of these residents. She also explained that trustees of yesteryear were also responsible for line fences.

#### Township Investments

Mr. Alan Weilacher, from Morgan Stanley Smith Barney, was present to discuss the status of the Township's investments. As of August 10, 2009 the balance of the accounts are as follows: General Fund (Investment Funds remaining of Frohring Funds) \$6,303,370; Debt Reduction Fund (securing the bond for the Police Station) \$5,466,867; Ready Cash Fund (levied monies) \$3,289,119. Our total balance is \$15,059,356. Our total earnings since inception, which was November of 1999, is \$5,310,635.

Mr. Weilacher recommended not pulling investments early because we could not replace the investments at the current rates.

#### PUBLIC COMMENT

Mr. Simon of Rivers Edge asked the trustees to consider allowing senior residents to fish for free at Centerville Mills. The trustees asked the Park Board to discuss this further.

#### Gillmore Security

Alan Gillmore, Vice President of Sales for Gillmore Security, was asked to re-evaluate the system in the Town Hall particularly in the area of renovation. The current system is approximately 15 years old. To upgrade the Fire Alarm System, the components would cost \$17,927.00. To add burglary protection would cost the township \$3,134.00. The monthly monitoring fee, which would cover both fire and burglary, would be \$40.00.

This will be revisited at the next meeting.

## TRUSTEES CORNER

Mr. Lynch stated that Reverend Deborah Austen from Union Bethel has contacted him stating that the church has received some funding and said anything the Township could do would be appreciated.

The trustees were in general agreement not to make a contribution to the Back to School Carnival. The trustees would support the event personally but not as a board.

## FINANCIAL REPORT

### Blanket Certificate Renewal

Mr. Lynch made a motion to renew BC-33 Road Department Other, 2031-330-599-0000 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-41 Police Other, 2081-210-599-0000 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-44 Fire Department Repairs & Maintenance, 2181-220-323-0000 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-48 Fire Department Other, 2191-220-599-0000 for \$10,000.00 per the recommendation of the Fiscal Officer's office.

Mr. Markley seconded the motion that passed unanimously.

### Legal Expenses

Mr. Lynch moved to approve the purchase order request for Walter & Haverfield in the amount of \$2,000.00 per the recommendation of the Fiscal Officer's office.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch moved to approve the purchase order request for Littler Mendelson in the amount of \$6,500.00 per the recommendation of the Fiscal Officer's office.

Mr. Markley seconded the motion that passed unanimously.

Fiscal Officer Cherianne Measures presented the financial report for the township for the month of July 2009.

Mr. Lynch moved to approve the financial reports as presented by the Fiscal Officer.

Ms. White seconded the motion that passed unanimously.

Note: The financial report is attached to and becomes a permanent part of these minutes.

#### TOWN HALL

#### OLD BUSINESS

#### Landscape/Mowing Contract Discussion

Mr. Joyce, Township Administrator, stated the concerns with the current contractor for the landscaping. The trustees were in general agreement to have Mr. Joyce continue to look into what needs to be done. Mr. Markley suggested that the contract be valid for multiple years.

Mr. Joe Drake, owner of JFD Landscaping, expressed his concern with the township landscaping contract and the process with which it was awarded. He stated that the trustees should be more concerned with how they got into this mess in the first place. Mr. Drake also explained that a project of this magnitude should be bid out in the fall for the following season, not wait until the spring.

#### Kenston Lake Study

Dr. Judith Gooding has been in contact with Mr. Markley regarding the transparency of this board. Amy Brennan, from Chagrin River Watershed Partners, has sent information to Mr. Markley and he has given that information to Dr. Gooding. Mr. Markley has been working with Ms. Brennan to develop a scope of work and the required qualifications for the hydrogeologist study being requested by the EPA. The trustees were in general agreement to forward the information to Chagrin River Watershed Partners the request for the work to be done according to the Ohio EPA.

Mr. Joyce was asked to contact Ms. Brennan to request all documentation regarding the Kenston Lake Dam Grant. The records will then be compared to the records being held in the fiscal office of the township.

## NEW BUSINESS

### Resolution for Retire/Rehire Policy

Mr. Lynch is still working on this issue and it will be revisited in the near future.

### Resolution for Donation Policy

Mr. Lynch is still working on this issue and it will be revisited in the near future.

### Kenston Community Education Board Term Ending

Mr. Lynch announced the receipt of the resignation letter dated August 5, 2009 from Mark Tiefel stating his service on the KCE board expired as of July 31, 2009.

The trustees were in general agreement to accept Mr. Tiefel's letter clarifying his position with KCE.

Mr. Markley would like to thank Mr. Tiefel for his countless hours of dedication and effort during his term on the KCE Board.

## ROAD DEPARTMENT

### Asphalt Maintenance Seal

Mr. Lynch made a motion to accept the bid of Pavement Technology of Westlake, Ohio for 99,215 total square yards of asphalt maintenance seal at \$0.70 per square yard for a total of \$69,450.50 per the recommendation of Highway Superintendent Walter Rudyk for review.

Mr. Markley seconded the motion that passed unanimously.

### Restland Cemetery Fence Bids

Mr. Lynch noted that the necessary legal advertisement for furnishing the township with sealed bids for fencing for Restland Cemetery had been duly published in the News Herald on July 17, 2009 and July 24, 2009.

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

1. Auburn Fence  
18096 Munn Road  
Chagrin Falls, OH 44023

Certified Check for \$2,146.25 Enclosed

Bid 1 Amount - \$25,924  
Bid 2 Amount - \$14,250  
Bid 3 Amount - \$1,096  
Bid 3 Alternate Amount - \$2,131  
Bid 5 Amount - \$620

2. Great Lakes Fence Co.  
11111 Broadway Avenue  
Cleveland, OH 44125

Certified Check for \$1,920 Enclosed

Bid 1 Amount - \$24,000  
Bid 2 Amount - \$10,500  
Bid 3 Amount - \$1,100  
Bid 3 Alternate Amount - \$2,300  
Bid 5 Amount - \$500

3. Great Northern Fence Services  
185 Treat Road  
Aurora, OH 44202

Bid Bond Enclosed

Bid 1 Amount - \$24,180  
Bid 2 Amount - \$12,000  
Bid 3 Amount - \$860  
Bid 3 Alternate Amount - \$2,200  
Bid 5 Amount - \$360

4. Nationwide Construction Group  
53861 Gratiot  
Chesterfield, MI 48051

Bid Bond Enclosed

Bid 1 Amount - \$29,590  
Bid 2 Amount - \$17,143  
Bid 3 Amount - \$1,750  
Bid 3 Alternate Amount - \$3,394  
Bid 5 Amount - \$1,245

5. Estherlee Fence Co. Inc.  
11329 South Avenue, P.O. Box 275  
North Lima, OH 44452

Bid Bond Enclosed

Bid 1 Amount - \$27,500  
Bid 2 Amount - \$12,500  
Bid 3 Amount - \$1,200  
Bid 3 Alternate Amount - \$1,800  
Bid 5 Amount - \$500

6. North Fence & Concrete LLC.  
2189 Professor Avenue.  
Cleveland, OH 44113

Bid Bond Enclosed

Bid 1 Amount - \$26,450  
Bid 2 Amount - \$13,500  
Bid 3 Amount - \$2,500  
Bid 3 Alternate Amount - \$2,900  
Bid 5 Amount - \$950

The bids were referred to the Highway Superintendent for review and recommendation.

#### Salt Storage Dome Bids

Mr. Lynch noted that the necessary legal advertisement for furnishing the township with sealed bids for a Salt Storage Dome had been duly published in the News Herald on July 17, 2009 and July 24, 2009.

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

1. Seitz Builders  
8055 Broadview Road  
Broadview Hts., OH 44147

Bid Bond Enclosed

Bid Amount - \$289,500.00

The bid is referred to the Highway Superintendent for review and recommendation.

MINUTES

The minutes of the trustees' May 28, 2009 special meeting and July 13, 2009 and July 20, 2009 regular meetings were approved as read.

CHECKS DATED AUGUST 4, 2009 TO AUGUST 10, 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.

CORRESPONDENCE

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 9:55 P.M.