

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on August 24, 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 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 pending litigation.

The trustees returned from executive session after discussing pending litigation, reconvening their meeting at 7:03 P.M.

FIRE DEPARTMENT

Fire Chief Brian Phan presented the monthly report for July of 2009.

The trustees asked for a clarification on the financials from the Fire Company regarding payroll and training. The trustees and the Fire Chief agreed to meet to discuss this with the Fire Company Board of Trustees. Mr. Lynch is meeting with Bryce Vasko, Fire Company President, on Wednesday.

Professional Training Request

Ms. White moved to approve the professional training request for Anthony Lombardo to attend paramedic training at Geauga Hospital in the amount of \$3,500.00.

Mr. Markley seconded the motion that passed unanimously.

The Board of Trustees were in general agreement to revisit the professional training request for James Riley until the financial questions concerning the Fire Company are answered.

ROAD DEPARTMENT

Road Superintendent Mr. Walter Rudyk presented the monthly report for July of 2009.

OLD BUSINESS

Hiring of New Employee

The Board of Trustees were in general agreement to postpone this discussion until the information is actually forwarded, apparently the email did not go through.

Hawksmoor Way

Mr. Markley gave an update on the project which is still on hold due to conservation easement delays. The pipe for the project is due in by mid to late September and once the work begins, it should only take ten days to complete once the pipe is installed.

NEW BUSINESS

Salt Storage Building

Mr. Lynch moved to award the bid for the Salt Storage Building to Seitz Builders from Broadview Heights for a total bid amount of \$289,500.00 per the recommendation of the Road Superintendent and Mr. Stephen Ciciretto.

Ms. White seconded the motion that passed unanimously.

Ms. White made a motion to approve the purchase of the Salt Storage Building to be paid from the Investment Funds.

Mr. Lynch seconded the motion that passed unanimously.

Restland Cemetery Fence

Mr. Michael Joyce, Zoning Inspector, explained the conflict of the Zoning Use for the land on which the Cemetery Expansion went in. Restland Cemetery is zoned as residential, the expansion is zoned passive park. The Geauga County Prosecutor's office is recommending that the Board of Trustees can move ahead with the fence project.

Mr. Lynch moved to complete an application to rezone parcel number 02-715000 from passive public park to residential (R3) before the Zoning Commission.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch moved to award the bid for the Cemetery Expansion Fence Project to Great Lakes Fence Co. from Cleveland for a total bid amount of \$36,100.00 per the recommendation of Mr. Stephen Ciciretto.

Mr. Markley seconded the motion that passed unanimously.

Ms. White made a motion to approve the purchase of the Restland Cemetery Fence to be paid from the Investment Funds.

Mr. Markley seconded the motion that passed unanimously.

New Truck Accessories

Mr. Rudyk, Road Superintendent, asked the board to approve the Fiscal Officer to advertise for bids for the necessary accessories for the two new trucks purchased for the Road Department due to the fact that there are no State Purchase opportunities in Northeastern Ohio.

Mr. Markley made a motion to authorize the Fiscal Officer to advertise for the accessories needed for the two new trucks per the recommendation of the Road Superintendent.

Mr. Lynch seconded the motion that passed unanimously.

Cemetery Tent Rental Rate

The board of trustees were in general agreement to table the discussion until the Cemetery Board meets and can make a recommendation.

Cemetery Deeds

Mr. Lynch moved to authorize the Board of Trustees to execute the Cemetery Deed for lot 25 Section 5 Graves 3, 4, 5. Joan Demirjian and Almast Finn attested to their signatures.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to authorize the Board of Trustees to execute the Cemetery Deed for Lot 35, Section 9, Grave 5. Joan Demirjian and Almast Finn attested to their signatures.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch moved to authorize the Board of Trustees to execute the Cemetery Deed for Lot 26, Section 12, Grave 3. Joan Demirjian and Almast Finn attested to their signatures.

Mr. Markley seconded the motion that passed unanimously.

Mr. Lynch moved to authorize the Board of Trustees to execute the Cemetery Deed for Lot 14, Section 9, Grave 3. Joan Demirjian and Almast Finn attested to their signatures.

Mr. Markley seconded the motion that passed unanimously.

ZONING DEPARTMENT

Mr. Michael Joyce, Zoning Inspector, presented the monthly report for July of 2009.

Bainbridge Township may be qualified to receive funding for the removal of blighted structures throughout the township. There is a list of eight properties currently and we should know if we will receive funding by the end of September.

Mr. Lynch asked the status of the property at Tanglewood west of the Chase Bank location. Mr. Joyce stated that the new owner has not applied for any zoning permits.

PUBLIC COMMENT

Ms. Almast Finn, of Carnes Road, stated she is rather disturbed by the fact that many people complained about the condition of the 422 Interchange, but there have not been any complaints regarding the property near River Road that had not been transferred to Mr. Edwards costing the township many thousands of dollars in property taxes over the years.

Mr. Karl Kuckelheim asked the status of the bricks that the Historical Society was to have received from the old Bainbridge School. The board of trustees agreed that the Road Department should move the bricks to a secure location.

Lighting at Old Bainbridge School Property

Mr. Joyce stated that we are currently paying for light poles at the property of the Old Bainbridge School and only four are functioning. This issue will need to be looked at after the use of the property is determined.

MEMORIAL PARK

Mr. Ciciretto discussed the various components of the proposed park. Much discussion followed concerning the type of granite used for the monuments and the benches. Mr. Ciciretto estimated that the cost of the monuments would be approximately \$25,000 and would like the board to approve to advertise for bids.

Mr. Karl Kuckelheim suggested that a committee be formed to assist with the coordination of names and other pertinent information to ensure the accuracy and completeness of the lists. Mr. Lynch asked Mr. Ciciretto to keep in contact with Mr. Kuckelheim regarding this matter.

Mr. Ciciretto then discussed the pavilion, or gazebo, which would cost approximately \$75,000.00. The electrical work will be covered under the costs of moving the Bissell house.

The next part of the park is the relocation of the Bissell House, without the addition of the public restrooms. The original estimate of \$50,000 does not include some of the updates or utility tie-ins.

The fourth component would be the site work to complete the grounds.

Ms. White stated that there was a plaque that Property Superintendent Mr. David Mitchell removed from the Old Bainbridge School that is being refurbished by Mr. Charles Nichols and she would like it to be mounted within the new park.

Mr. Thomas Keck suggested the park be named the Bainbridge Heritage Park.

Mr. Henri Preuss reminded the board that he does not understand the rush to put this park in when the board still has not completed the River Road Park.

The Fiscal Officer, again, reminded the board of trustees her concerns with the rate at which this board is spending the investment funds. According to Alan Weilacher, with Morgan Stanley Smith Barney, the township has \$1,400,000 in cash. The trustees have before them tonight projects to be paid for with this money totaling \$1,125,000. Mrs. Measures reminded the board that, although we can have all of our investments converted to cash within three days, it is not recommended to pull the investments before their maturity dates.

Mr. Lynch moved to authorize the Fiscal Officer to advertise for bids for the memorial portion of the park.

Ms. White seconded the motion. Vote followed: Mr. Lynch, aye; Ms. White, aye; Mr. Markley, abstain.

Mr. Markley is not opposed to the individual components of the park, however, he is in a quandary to the process from the beginning. He does not feel the public has had the appropriate input nor the civic club or the veterans either. Mr. Markley is also concerned about the location of the park. He have a demolition site that needs to have something done with that property. Mr. Markley will abstain from all of the votes due to his displeasure with the process.

Mr. Lynch moved to authorize the fiscal officer to advertise for bids for the pavilion portion of the park.

Ms. White seconded the motion. Vote followed: Mr. Lynch, aye; Ms. White, aye; Mr. Markley, abstain.

Mr. Lynch moved to authorize the fiscal officer to advertise for bids for the moving of the Bissell House.

Ms. White seconded the motion. Vote followed: Mr. Lynch, aye; Ms. White, aye; Mr. Markley, abstain.

FISCAL OFFICER CORNER

Town Hall Renovation Invoice Approval

Mr. Lynch made a motion to approve the Application and Certification for Payment for Dial Electric in the amount of \$5,960.16, leaving a balance of \$1,257.24, per the recommendation of Mr. Stephen Ciciretto.

Ms. White seconded the motion that passed unanimously.

Bainbridge School Demolition

Mr. Lynch made a motion to approve the Application and Certification for Payment for Ace Demo in the amount of \$96,599.00, leaving a balance of \$6,726.00, per the recommendation of Mr. Stephen Ciciretto.

Ms. White seconded the motion that passed unanimously.

Cancellation of Insurance Policy on Bainbridge School

Mr. Lynch made a motion to cancel the insurance policy covering the Bainbridge School effective August 17, 2009 at 12:01 A.M. per the recommendation of the Fiscal Officer's office.

Ms. White seconded the motion that passed unanimously.

M.A.T. Cleaning

Mr. Lynch made a motion to approve the purchase order request dated August 18, 2009 for M.A.T. Cleaning Services, Inc. in the amount of \$1,250.00 for the stripping and waxing of the tile floors at the Police Department per the recommendation of the Police Chief.

Ms. White seconded the motion that passed unanimously.

TOWN HALL

OLD BUSINESS

Policy Updates

Mr. Lynch presented a draft of a proposed Rehiring of a Retired Employee. He asked that a decision not be made this evening, but rather take some time to review what he has presented.

Mr. Greg Koltas expressed his knowledge of the subject and made a few suggestions as far as setting time limits in order to have better control of the costs incurred by the township.

Mr. Frank Lanza suggested setting an age of retirement. Mr. Lynch reminded the public that any policy proposed will be reviewed by our legal counsel.

Ms. White explained that the township does not have a policy on gift amounts or when gifts should be sent. Ms. White recommended having a policy in place.

Background checks cannot be run through our Police Department's LEADS program. Mr. Markley would like a clarification on why we cannot use this program since we are paying dearly for the LEADS program.

Project Approval -- Investment Funds

Ms. White made a motion to approve the Town Hall Renovation at a cost of \$150,000 to be paid for with the Investment Funds per the recommendation of the board.

Mr. Lynch seconded the motion that passed unanimously.

Ms. White made a motion to approve the Bainbridge School Demolition at a cost of \$125,000 to be paid for with the Investment Funds per the recommendation of the board.

Mr. Lynch seconded the motion that passed unanimously.

Ms. White made a motion to approve the Hawksmoor Way Road Stabilization Project at a cost of \$350,000 to be paid for with the Investment Funds per the recommendation of the board.

Mr. Lynch seconded the motion that assed unanimously.

Ms. White made a motion to approve the Kenston Lake Dam Project at a cost of \$200,000 to be paid for with the Investment Funds per the recommendation of the board.

Mr. Lynch seconded the motion that passed unanimously.

Legal Level of Control

Mr. Lynch moved that we change the legal level of control from fund - function - object to fund - function - personal services and other, per the recommendation of the Fiscal Officer.

Ms. White seconded the motion that passed unanimously.

Legal Expenses

Mr. Lynch moved to approve three invoices -- invoice 202189 for \$588.40, invoice 202188 for \$1,476.50, and invoice for \$252.10 -- for Walter & Haverfield in the total amount of \$2,317.00 per the recommendation of the Fiscal Officer's office.

Ms. White seconded the motion that passed unanimously.

Mr. Lynch moved to approve four invoices -- invoice 3470742 for \$495.00, invoice 3470740 for \$66.00, invoice 3470739 for \$412.50, and invoice 3470737 for \$594.00 -- for Littler Mendelson in the total amount of \$1,567.50 per the recommendation of the Fiscal Officer's office.

Ms. White seconded the motion that passed unanimously.

TOWN HALL

New BUSINESS

Rate Resolution

Mr. Lynch made a motion to accept the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the Geauga County Auditor.

Mr. Markley seconded the motion that passed unanimously.

Note: The rate resolution is attached to and becomes a permanent part of these minutes.

Amended Appropriation

Mr. Lynch moved to approve resolution TR-2009-0824-A making additional appropriations for the current year, per the recommendation of the Fiscal Officer.

Mr. Markley seconded the motion that passed unanimously.

Note: The amended appropriation resolution is attached to and becomes a permanent part of these minutes.

PARKS DEPARTMENT

House & Pool Demo at Centerville Mills

Mr. David Mitchell stated that the bid packages have been completed for the demolition of the pool at Centerville Mills and is awaiting approval to advertise for bids. However, the house should be a separate job.

Mr. Lynch moved to authorize the Fiscal Officer to advertise for bids for the demolition of the pool at Centerville Mills.

Mr. Markley seconded the motion that passed unanimously.

Restrooms at River Road Park

Mr. Henri Preuss, Vice Chairman of the Park Board, presented a recommendation of restrooms to be installed at River Road Park and possibly even Settlers Park.

To install the waterless restrooms at Settlers Park for two stalls, would cost approximately \$32,000.

To install the waterless restrooms at River Road Park for four stalls, would cost approximately \$65,000. The park board is waiting for direction from this board of trustees. Discussions followed as to whether we can access water through a well at River Road Park in order to install restrooms at the park. Ms. White expressed her concerns with the possibility of vandalism if we install water and flush toilets as well as the expense of city water and county sewer.

Mr. Lynch asked the Park Board to investigate the chemical restrooms for Settlers Park and research the possibilities available at River Road.

Fence at Basketball Court at Centerville Mills

Mr. Mitchell stated that he has already removed approximately half of the fence around the basketball court. Mr. Mitchell is cleaning and crack sealing the court trying not to disturb the lines.

Mr. Markley asked the status of the Settlers Park basketball court. Mr. Mitchell states that it needs resealed and painted.

Cabins - Auction at Centerville Mills

Mr. Mitchell stated that he has spoken to surrounding communities that no longer hold public auctions and now use eBay instead. Mr. Lynch will check with the County Prosecutor to determine the requirements when selling public property.

MINUTES

The minutes of the trustees' August 18, 2009 special meeting were approved as read and August 10, 2009 regular meeting were approved as amended.

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

Invitation by United Way Services of Geauga County. RE: Networking Event to be held September 17, 2009 at Pine Lake Trout Club.

Letter from Kenston Community Education, dated August 18, 2009. RE: Profit and Loss Statement for September 1, 2008 through July 31, 2009.

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.