

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on September 15, 2008. Those present were trustees Mr. Matthew J. D. Lynch, Mr. Jeffrey S. Markley and Ms. Linda W. White and Fiscal Officer Sandra M. Cloninger. Mr. Lynch presided and called the meeting to order at 7:02 P.M. Mr. Markley was present until 11:07 P.M.

DEPARTMENT REPORTS

Fire Chief Brian Phan gave the Fire Department report for August, 2008. He reported also on the major damage and continuing power outage conditions caused by the recent storm.

PRESENTATION BY GUESTS

Kathryn Hammonds, Executive Director of Kenston Community Education addressed the Board of Trustees on the subject of potential recreational, educational and social uses of the former Early Learning Center/Bainbridge School. She requested that the Board hold off on the demolition of the school building while she does a needs assessment.

TOWN HALL

OLD BUSINESS

TAX LEVY RESOLUTION FOR 2009 COLLECTION

154-2008 Mr. Lynch moved to adopt the Resolution Accepting the Amounts and Rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor, reflecting the county auditor's estimate of tax rate to be levied at 3 mills inside the 10 mill limit and 20.75 mills outside the 10 mill limit.

Ms. White seconded the motion.

Vote: Mr. Lynch, aye; Mr. Markley, aye; Ms. White, aye.

CHAGRIN VALLEY ENGINEERING INVOICE

Trustee Markley read a statement about his relationship with Chagrin Valley Engineering, with whom the township entered into contracts for engineering services in 2007 for River Road Park and Restland Cemetery. The written statement is entered into the minutes and included in the public record.

Trustee Lynch commended Mr. Markley on being an extremely hard working and valuable member of the Board. He stated that he was reluctant to raise any issue that could be construed as a potential conflict of interest but that he had an unresolved question as to Mr. Markley's connection to Chagrin Valley Engineering through his involvement with Ohio Stream Preservation, a non-profit organization dedicated to conservation of streams and wetlands.

During the ensuing discussion, resident Mitch Fakadej said that the primary question was whether Mr. Markley was being compensated by OSP money-wise in any way. Mr. Markley stated that two of the five OSP Board members are employees of Chagrin Valley Engineering as is the OSP secretary-treasurer and that the five-member board approves his invoices and he is compensated for the time he puts in.

TOWN HALL

NEW BUSINESS

155-2008 Mr. Lynch moved to approve a change to the township investment policy to reflect current law which now allows the placement of investment funds in FDIC-Insured Certificates of Deposit with banks located outside the State of Ohio.

Mr. Markley seconded the motion that passed unanimously.

156-2008 Mr. Lynch moved to approve a purchase order for advertising expense payable to the Chagrin Valley Times in the amount of \$217.60 for the Property Superintendent position.

Ms. White seconded the motion that passed unanimously.

157-2008 Mr. Lynch moved to approve a purchase order for advertising expense payable to the News Herald in the amount of \$417.80 for the Property Superintendent position.

Ms. White seconded the motion that passed unanimously.

158-2008 Mr. Lynch moved to approve a purchase order for advertising expense payable to the West Geauga Sun in the amount of \$402.92 for the Property Superintendent position.

Ms. White seconded the motion that passed unanimously.

FIRE DEPARTMENT

159-2008 Ms. White moved to approve Professional Training & Travel Requests for Bainbridge Firefighters Nate Liptak and Matthew Zaller to attend a "Just Add Water" course to obtain a basic underwater scuba certificate to become a public safety diver, \$465 each, for addition of members to the Bainbridge Fire Department dive team.

Mr. Lynch seconded the motion that passed unanimously.

WAL-MART DONATION

160-2008 Mr. Lynch moved to acknowledge and accept with thanks the donation of \$2500 from Wal-Mart to the Bainbridge Fire Department.

Ms. White seconded the motion that passed unanimously.

ROAD DEPARTMENT

161-2008 Mr. Lynch moved to approve a purchase order request in the amount of \$2665 to AeroMax for line striping pursuant to a recommendation from Road Superintendent Alan Halko.

Mr. Markley seconded the motion that passed unanimously.

162-2008 Mr. Lynch moved to approve Change Order No. 1 dated August 25, 2008 resulting in the contract revision from \$635,593.00 to \$621,676.50 with C.I.R. Inc. for the Reconstruction of Lake Forest Trail (TR-486), Holly Springs Trail (TR 488) and Lake Forest Court (TR 153).

Ms. White seconded the motion that passed unanimously.

163-2008 Mr. Lynch moved to approve payment of the third invoice for the Reconstruction of Lake Forest Trail, Holly Springs Trail and Lake Forest Court, Contract #BAI-486/153/488-08 as submitted by C.I.R. Inc. in the amount of \$214,118.24.

Mr. Markley seconded the motion that passed unanimously.

PUBLIC COMMENTS

Resident Joe Oberle introduced the issue of the recent decision of the Board of Zoning Appeals decision regarding the VOPROCO development off Savage Road.

Mr. Lynch excused himself and left the room at 8:02 P.M. saying that he could not have direct involvement with the issue because of a family relationship with a resident who has filed an appeal in the case.

Several residents presented their concerns about the development, its density and its likely impact on the environment and property values.

Mr. Lynch returned to the meeting at 8:37 P.M.

CORRESPONDENCE

A complaint letter was received from a Solon resident regarding the traffic conditions and an apparent need to re-time the traffic lights at the entrances and exits at routes 422 and 306. Trustee Markley said that with the Board's permission he would take up the issue with ODOT and the Board was in agreement.

Geauga Metropolitan Housing Authority, dated September 10, 2008 thanking Road Superintendent Alan Halko for the ditch work completed on Medina Street and stating that the work was well done.

Geauga County Planning Commission, dated September 11, 2008 regarding provisions in the recently enacted House Bill 562.

Geauga Soil & Water Conservation District, dated September 3, 2008 regarding the Conservation Works of Improvement Process, 319 Grant paperwork and meeting with the county commissioners regarding the Cedar and South Street Flood Project.

Time Warner Cable, dated September 9, 2008 regarding Free Account Policy Changes.

CHECKS DATED 9-12-2008 TO 9-15-2008

164-2008 The trustees reviewed and Mr. Lynch moved to approve: Checks dated 9-12-2008 through 9-15-2008, numbered 11832 through 11875. (Number 11841 was voided.) Check 0011815 previously held back for further review was also approved.

Ms. White seconded the motion that passed unanimously.

Trustee Markley left the meeting at 11:07 P.M.

165-2008 Noting for the record Trustee Markley's confirmation of his financial relationship with Ohio Stream Preservation Mr. Lynch moved to approve payment of \$6896 to Chagrin Valley Engineering for work related to Restland Cemetery as follows:

- 1.) \$6396 for inspection services provided for work performed during the period 5-5-08 to 6-30-08, as detailed on Pay Request #1.
- 2.) \$500 for Task III Project Management & Contract Administration, Restland Cemetery Expansion, Task 75% complete.

Ms. White seconded the motion that passed unanimously.

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, Mr. Lynch moved to adjourn the meeting at 11:20 P.M.

Ms. White seconded the motion that passed unanimously.