

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on September 29, 2008. Those present were trustees Mr. Jeffrey S. Markley and Ms. Linda W. White.

Trustee White called the session to order at 6:05 P.M. with Trustee Markley present. Ms. White moved to go into executive session to discuss pending litigation with the township's attorney and Mr. Markley seconded the motion. Trustee Lynch was absent until 7:00 P.M. and did not participate in the executive session because of a potential conflict of interest. Trustee Markley excused himself from the executive session at 6:15 P.M. when it became apparent that he also had a potential conflict of interest. Ms. White and the township's attorney came out of executive session at 6:23 P.M.

The general meeting was reconvened when Trustee Lynch called the meeting to order at 7:02 P.M. Those present were Trustees Lynch, Markley and White and Fiscal Officer Cloninger.

#### DEPARTMENT REPORTS

Police Chief Jim Jimison gave the Police Department report for August, 2008. He reported that the COPS Grant application for cameras on school buses had been denied.

Assistant Road Superintendent Walter Rudyk gave the Road Department report for August 2008.

Trustee Lynch asked if the County Engineer was reworking a plan for Hawksmoor Way. Mr. Rudyk replied that they were and Mr. Lynch asked him to have the Road Superintendent Alan Halko follow up on this and report back to the trustees about it.

#### PUBLIC COMMENTS

#### VOPROCO PROPERTIES

Mr. Richard Distad, a Bainbridge resident, presented petitions signed by a reported 100% of the residents of Bridgeway Estates. The petition read as follows:

September 22, 2008

Bainbridge Trustees  
17826 Chillicothe Road  
Chagrin Falls, Ohio 44023

Trustees,

We the undersigned, residents of Bridgeway Estates Homeowner's Association, Bainbridge, Ohio, oppose the recent Bainbridge Board of Zoning Appeals decision dated June 19, 2008, granting 22 cluster homes to Voproco Properties Inc. on property zoned R3A residential. We urge the Trustees to take action to limit the number of homes in the proposed development to 16, as outlined in the Bainbridge Township Zoning Resolution chapter 139.04. We oppose any change in the current zoning regulations to protect the character and well being of our neighborhood, maintain the rural character of Bainbridge, and protect the environment from flooding due to poor land management.

Mr. Distad read aloud a letter which he submitted to the Board of Trustees on behalf of the officers and trustees of the Bridgeway Estates Homeowners Association. A copy of this letter is attached to these minutes and included by reference.

#### STATISTICAL SURVEY

Mr. Ray Rosen recommended that the trustees investigate doing an annual, statistically valid survey of residents needs which is used in many cities in the U.S.

#### PRESENTATION BY GUESTS

##### Geauga Health Department

Judy Simmons from the Geauga County Health Department spoke about the 0.2 mill Replacement Health Levy that will be on the ballot on November 4, 2008.

##### Kenston Community Education

Ms. Kathryn Hammonds, Executive Director of Kenston Community Education conducted a discussion of perceived community needs which involved input from the Board and the audience.

##### Historical Society

Mr. Karl Kuckelheim, President of the Bainbridge Township Historical Society, presented the Historical Society's perspective on possible use of the Bissell-Tucek house and stated that there is a need for storage space for a collection of historical items.

Trustee Lynch inquired as to whether the Bissell-Tucek house has some distinctive historic value other than mere age, which might justify the cost of fixing it up and/or moving it.

TOWN HALL

OLD BUSINESS

Reservation Policy

The trustees reviewed and revised an amendment to the Reservation Policies for township facilities written by Trustee White. Trustee Markley presented a flow chart intended to clarify the reservation process.

Trustees Lynch and Markley commented that the township does not want to become too legalistic in its dealings with persons seeking to rent space. Mr. Lynch suggested that the new Property Superintendent should have the responsibility of handling this area and also that Kenston Community Education should play a role as well. Until that time it was suggested to use the policies presented.

178-2008 Mr. Lynch moved to adopt the reservation policies as amended.

Ms. White seconded the motion.

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

Mr. Markley said he voted no because he was still concerned about specific aspects of the rules.

GREAT LAKES ENERGY

Trustee Lynch agreed to contact Great Lake Energy about the Statement of Conveyance of current Agricultural Use Valuation property document recently received from them for parcel 02-729359.

TOWN HALL

NEW BUSINESS

It was announced that the township would host a paper-shredding service October 18, 2008 from 9:00 A.M. - Noon in the Town hall parking lot, at no charge to residents. The cost to the township is \$300.00.

Trustee White agreed to contact the Chagrin Falls Park Community Development Corporation regarding a resident's request to purchase parcels.

179-2008 Mr. Lynch moved to approve a purchase order in the amount of \$10,000 to Littler Mendelson to increase the open purchase order amount and cover their most recent billing for the 2008 fact finding for FOP Lodge 67 negotiations.

Ms. White seconded the motion that passed unanimously.

180-2008 Mr. Lynch moved to approve an open purchase order request in the amount of \$5000 for recurring legal fees, to be split between the Voproco case and other.

Ms. White seconded the motion that passed unanimously.

#### Trick or Treat Night

181-2008 Mr. Lynch made a motion to set the date and time for Halloween Trick-or-Treating in Bainbridge Township to October 31, 2008 from 6 to 8 P.M.

Mr. Markley seconded the motion that passed unanimously.

182-2008 Mr. Lynch moved to approve installation of a DSL line for the UAN by Netlink at a cost of \$50 set-up and \$49.95 per month.

Mr. Markley seconded the motion that passed unanimously.

Note: Fiscal Officer has subsequently determined that connection to existing DSL will be adequate and incur significantly lower cost.

#### POLICE DEPARTMENT

183-2008 Mr. Lynch moved to authorize Mike Joyce to communicate with Matt McGill and request the preparation of drawings as necessary for the Police Processing Center at North Market Place per Mr. Joyce's Email dated September 26, 2008.

Mr. Markley seconded the motion that passed unanimously.

184-2008 Mr. Lynch moved to accept the donation from Walmart to the Police Department of \$2500 (to be used for the Police Department operating fund) and \$1000 (for DARE) per the Donation Form submitted September 16, 2008.

Mr. Markley seconded the motion that passed unanimously.

185-2008 Mr. Lynch moved to approve a line item appropriation transfer within the Police District Fund of \$55,000 from Other Expense, 2081-210-599-0000 to OPERS, 2081-210-211-0000 to cover the cost of OPERS contributions through year end 2008.

Mr. Markley seconded the motion that passed unanimously.

186-2008 Mr. Lynch moved the renewal of BC 38 Police Utilities 2081-210-359-0000 for \$10,000 per the recommendation of the Fiscal Officer's Office.

Mr. Markley seconded the motion that passed unanimously.

#### PARKS DEPARTMENT

187-2008 Mr. Lynch moved to approve a purchase order request for \$3466.44 for field paint for River Road and Settlers Parks for the rest of the 2008 season that ends November 9, 2008, per the recommendation of Marty Sfiligoj, Park Board president.

Mr. Markley seconded the motion that passed unanimously.

188-2008 Mr. Lynch moved to approve an emergency purchase order request in the amount of \$539.00 to Chesterland Rental, 8020 Mayfield Road, for a man lift truck to be used to repair the wind-damaged safety net pole at River Road Park and to touch up paint on the Pavilion.

Mr. Markley seconded the motion that passed unanimously.

Trustee Markley said he would ask what the full plan is for use of the truck and see if there can be a more efficient use of the truck or a substitute.

#### ZONING DEPARTMENT

189-2008 Mr. Lynch moved to approve a purchase order request for \$170 and two Professional Travel and Training Requests for Zoning Inspector Mike Joyce and Assistant Zoning Inspector Shane Wrench to attend a NOACA Zoning and Planning Seminar on November 14, 2008 at 1299 Superior Avenue in Cleveland.

Mr. Markley seconded the motion that passed unanimously.

#### CHECKS DATED 9-25-2008 TO 9-26-2008

190-2008 The trustees reviewed and Mr. Lynch moved to approve: Checks dated 9-25-2008 through 9-26-2008, numbered 11905 through 11924 with the exception of number 11916 so that Trustee White can ask the Road Superintendent about purchase of a new chain saw.

Mr. Markley seconded the motion that passed unanimously.

#### CORRESPONDENCE

Christopher Hitchcock, Geauga County Treasurer 9-9-2008 regarding a slight increase in tax delinquencies.

Northeast Ohio Public Energy Council program participation renewal.

Gauga County Clerk of Courts re filing of Case No. 08A997, Quay vs. Board of Zoning Appeals.

Geauga County Clerk of Courts re filing of Case No. 08A1005, Oberle vs. Board of Zoning Appeals.

Ohio EPA Citizen Advisory regarding a voluntary emissions credit banking system.

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 10:03 P.M.

Ms. White seconded the motion that passed unanimously.