

Stark County Park District Park Board – Regular Meeting Minutes
Sippo Lake Clubhouse
November 6, 2019
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(AGENDA ITEM: 3)

- 1. CALL TO ORDER** – The regular meeting of the Stark County Park Commission was called to order by Andy Hayden at 2:01 p.m.

A. Roll Call of Members:

MEMBERS PRESENT:

Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

STAFF PRESENT:

Robert Fonte, Director
Barbara Wells, Financial Manager
Corianne Kocarek, Clerk to the Board
Dani McGuinness, Human Resources Manager
Sarah Buell, Administration & Projects Manager
Dan George, Chief of Public Safety
Justin Laps, Captain
Mike Duplay, IT Administrator

GUESTS PRESENT:

Eric Pugh
Dean Pugh
Tom Seifert

B. Adoption of Agenda

D. Freeland MOVED to adopt the agenda as amended, which was SECONDED by B. Bryan

DISCUSSION:

None

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

2. PUBLIC COMMENT

None

3. STAFF PRESENTATION – Dan George, Chief of Public Safety

D. George was congratulated by A. Hayden for his 20 years of service to the Stark County Park District and wished him well on his upcoming retirement

D. George shared a video presentation from the Ranger for a Day event held on September 21, 2019. D. George prefaced the video by stating that this was the third year for the event and there were between 400 and 500 people in attendance

After the video, D. George shared with the Board that the Public Safety Department has done a great job this year keeping the parks and trails safe; they only had one major case this year so far involving a 37 year old male and a 13 year old girl at Petros Lake Park and the suspect was apprehended

DISCUSSION:

A. Hayden asked about the status of the attacker originating in the Portage County area

J. Laps stated that, that case took place in September of 2018

D. George further stated that the case is not closed, the suspect is still in custody in Portage County and his sentence will be over 100 years before the charges will be pressed for the crime that took place in Stark County

- **Reference 101**

D. George further stated that the Public Safety department is doing a great job, it will be hard to leave them. It's been wonderful working with everyone at Stark Parks

R. Fonte stated that he cannot say enough good things about D. George. Our staff could not have had a better person to train them

4. APPROVAL OF MINUTES:

WHEREAS, minutes from the October 2, 2019 Regular Park Board meeting have been submitted for review.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to approve the minutes from the October 2, 2019 Regular Park Board meeting as submitted.

P. Quick MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

None

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

5. FINANCIAL REPORTS

WHEREAS, the monthly Financial Report and Summary Financial Reports for the period ending September 30, 2019 have been submitted to the Board for review.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to approve and accept for audit the Financial Reports and Summary Financial Reports for the period ending September 30, 2019 as submitted.

B. Bryan MOVED to adopt this resolution, which was SECONDED by P. Quick

DISCUSSION:

None

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

6. APPROVAL OF PAYROLLS AND BILLS

WHEREAS, copies of payrolls and bills for the period ending September 30, 2019 were submitted for the Board's review in accordance with Resolution #98-133.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to approve and accept for audit the payrolls and bills for September 30, 2019 as submitted.

P. Quick MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

A. Hayden asked about the removable anklets, are those for falcons at the Wildlife Conservation Center?

S. Buell answered they can also be referred to as jesses

B. Wells pulled the invoice in question for the details and stated they were referred to as "raptor supplies"

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

7. OLD BUSINESS

A. Informational: Upcoming Events

DISCUSSION:

A. Hayden noted the Volunteer Dinner and asked for the RSVP date

D. McGuinness could not recall the specific date, but asked the Park Board to let us know if they can come

• **Reference 102**

B. Informational: Proposed Updated Language: 509:05 Model Rockets and Remote Controlled Devices (Exhibit A)

DISCUSSION:

P. Quick asked if Mr. Lokken had been advised of the proposed change and location

R. Fonte responded that J. Laps had been in contact with Mr. Lokken, as well as the sportsman's clubs regarding the non-motorized sail boat and with Mr. Lokken's approval he is willing to test out Devonshire Park

A. Hayden confirmed with the updated language it is still only for battery operated devices

R. Fonte answered that the power of Mr. Lokken's device is by sail (wind), not motorized

C. Informational: Stark Parks Inclusion Vision (Exhibit B)

DISCUSSION:

None

8. NEW BUSINESS

A. RESOLUTION: #19-11-080: Stark Parks Diversity and Inclusion Policy (Exhibit C)

WHEREAS, it was determined by the Diversity and Inclusion Committee that a Diversity and Inclusion Policy be created; and

WHEREAS, the Stark Parks Diversity and Inclusion Policy was presented to the Park Board at the October Board meeting held on October 2, 2019; and

WHEREAS, the update policy is attached as Exhibit C.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to adopt the updated Diversity and Inclusion Policy as attached in Exhibit C.

D. Freeland MOVED to adopt this resolution, which was SECONDED by P. Quick

DISCUSSION:

A. Hayden stated it was just as discussed at the last meeting

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

B. RESOLUTION: #19-11-081: Clean Ohio Trail Fund Application – Iron Horse Trail Phase IV

WHEREAS, the Stark County Park District Board of Park Commissioners approved the filing of a Clean Ohio Trail Fund (COTF) grant application for the Iron Horse Trail Phase IV with Resolution #19-01-015;

WHEREAS, COTF provides Seventy Five Percent (75%) of the funds for projects, requiring matching funds of a minimum of Twenty Five Percent (25%); and

WHEREAS, the required match due from the Park District will be One Hundred and Sixty Three Thousand Five Hundred and Eighty One Dollars (\$163,581.00) if the grant is awarded; and

WHEREAS, Stark Parks will use force account labor to account for the required match; and

WHEREAS, the Park District is seeking Four Hundred and Ninety Thousand Seven Hundred and Forty Three Dollars (\$490,743.00) from the Ohio Department of Natural Resources; and

WHEREAS, the total project cost is Six Hundred Fifty Four Thousand Three Hundred and Twenty Four Dollars (\$654,324.00); and

WHEREAS, the Park District must obligate the funds required to complete the proposed project.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to

- **Reference 103**

authorize the Park Director to execute any documents necessary to complete the Iron Horse Trail Phase I and agrees to obligate the funds required, in the form of force account labor, to satisfactorily complete the proposed project.

D. Freeland MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

R. Fonte stated this resolution was requested by the granting authority. The Park Board would still have the opportunity to give the money back if the Park District is awarded the grant and forego the project

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

C. RESOLUTION: #19-11-082: Tam O'Shanter Company Equipment Purchase Agreement (Exhibit D) and Massillon Cable TV Easement (Exhibit E)

WHEREAS, the Stark County Park District has purchased or is under contract to purchase approximately two hundred (200) acres of property known as the Tam O'Shanter Park; and

WHEREAS, Stark Parks has been approached by Massillon Cable TV to place an easement for telecommunications on the property Stark Parks owns and property that is under contract for Stark Parks to purchase; and

WHEREAS, Stark Parks will benefit from the easement by having future access to the telecommunications services; and

WHEREAS, the Ohio Public Works Commission has approved the easement as being allowable under the deed restrictions that exist on the property already purchased and under contract to be purchased; and

WHEREAS, an Equipment Purchase Agreement outlines the remaining personal property and furniture at the Tam O'Shanter site related to the outdoor pavilion, picnic tables, picnic benches, liquor permit and other related items as outlined in the attached Exhibit D; and

WHEREAS, the cost of the equipment is Twenty Five Thousand Dollars and Zero Cents (\$25,000.00); and

WHEREAS, Fifteen Thousand Dollars and Zero Cents are required to be paid upon execution of the Equipment Purchase Agreement and Ten Thousand Dollars and Zero Cents (\$10,000.00) will be paid by Massillon Cable TV to the Sellers of Tam O'Shanter as the current owners of that property; and

WHEREAS, the amount of Ten Thousand Dollars (\$10,000.00) will then be deducted from Stark Parks' final property purchase of the Tam O'Shanter property.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the Park Director to sign the Equipment Purchase Agreement, attached as Exhibit D and approved to legal form and sufficiency by Attorney William Morris.

BE IT FURTHER RESOLVED, by Stark County Park District Board of Park Commissioners to authorize the Park Director to sign the Easement Agreement for Massillon Cable TV and approved to legal form and sufficiency by Attorney William Morris.

B. Bryan MOVED to adopt this resolution, which was SECONDED by R. Dubikar

DISCUSSION:

A. Hayden clarified that the easement will be deducted from the purchase price and then reviewed by the Attorney William Morris

R. Fonte responded that was correct

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

D. RESOLUTION: #19-11-083: Memorandum of Understanding with University of Mount Union

WHEREAS, the Stark County Park District entered into an Interagency Agreement with the City of Alliance and the University of Mount Union on February 26, 2019; and

WHEREAS, the University of Mount Union did not anticipate needing to purchase stone this year for the Iron Horse Trail; and

WHEREAS, in 2020, the University of Mount Union will reimburse the Stark County Park District for the purchase of an amount not to exceed Ten Thousand Five Hundred Dollars (\$10,500.00) worth of stone and hauling for the Iron Horse Trail; and

WHEREAS, the University of Mount Union will enter into a Memorandum of Understanding (MOU) stating they will reimburse the Stark County Park District in 2020 upon receipt of an invoice.

NOW, THEREFORE, BE IT RESOLVED, that the Stark County Park District purchase an amount not to exceed Ten Thousand Five Hundred Dollars (\$10,500.00) worth of stone and hauling for the Iron Horse Trail in accordance with this Memorandum of Understanding and be reimbursed in 2020.

BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to designate Robert A. Fonte, Park Director, as agent and authorize the Park Director (agent) to sign/execute the Memorandum of Agreement subject to approval to legal form and sufficiency by Attorney William Morris.

D. Freeland MOVED to adopt this resolution, which was SECONDED by B. Bryan

DISCUSSION:

A. Hayden asked if this was for stone and hauling

B. Wells answered, yes, hauling is about \$4.00 per ton

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

E. RESOLUTION: #19-11-084: 2019 Project List and Budget-Fry Family Park Project-Budget Adjustment

WHEREAS, the Stark County Park District Board of Park Commissioners approved the Fry Family Park Project as part of the 2019 Project List & Budget with Resolution #19-02-018; and

WHEREAS, it is recommended that a change order budget be created to address changes from items found in the field through the end of 2019; and

WHEREAS, it is the recommendation of the Park Director to allocate an amount not to exceed Ten Thousand Dollars (\$10,000.00) from the Net Project Dollars Available to the Fry Family Park project on the 2019 Project List & Budget to use for change orders and/or unanticipated costs to allow the project to progress.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the allocation of the funds in an amount not to exceed Ten Thousand Dollars (\$10,000.00) from the Net Project Dollars Available to the Fry Family Park project on the 2019 Project List & Budget.

BE IT FURTHER RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize transfer/s of an amount not to exceed Ten Thousand Dollars (\$10,000.00) from the Project Fund Unallocated (072.28.0000.65000) to the appropriate accounts for change orders/and or unanticipated costs to allow the project to progress.

P. Quick MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

A. Hayden asked if this only covered change orders

B. Wells stated it also covers any other unanticipated costs, like those associated with running the water line

A. Hayden asked if it is not used, it is moved back to the unallocated project fund?

B. Wells answered yes

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

F. RESOLUTION: #19-11-085: Aqueduct Bridge Debris Removal Muskingum Watershed Conservancy District Grant Acceptance

WHEREAS, the Muskingum Watershed Conservancy District (MWCD) has funding available for debris removal; and

WHEREAS, Stark County Park District applied for funding to remove debris build up on the Aqueduct Bridge, located over the Tuscarawas River; and

WHEREAS, the total project cost is Four Thousand Three Hundred and Sixty Dollars (\$4,360.00) to remove and haul away the debris; and

WHEREAS, Stark County Park District requested and has been awarded Two Thousand Eight Hundred and Sixty Dollars (\$2,860.00) from MWCD to fund the project; and

WHEREAS, the Tuscarawas County Commissioners have sent the Stark County Park District a Letter of Commitment to contribute One Thousand Five Hundred Dollars (\$1,500.00) towards the debris removal; and

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the Park Director to accept the Muskingum Watershed Conservancy District Grant and execute any documents necessary to complete the removal of debris along the Aqueduct Bridge.

BE IT FURTHER RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize transfer/s of an amount not to exceed Four Thousand Three Hundred and Sixty Dollars (\$4,360.00) from the Project Fund Unallocated (072.28.0000.65000) to the appropriate accounts for the Aqueduct Bridge Debris Removal project.

B. Bryan MOVED to adopt this resolution, which was SECONDED by P. Quick

DISCUSSION:

A. Hayden stated that sometimes we forget all of the work that goes on behind the scenes, like this; this grant is a partnership with Muskingum Watershed and with Tuscarawas County Commissioners

B. Wells stated that is correct, and if you add the two contributions up, it covers the entire cost of the project

A. Hayden further commented that he appreciates the work the Park District does

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

G. RESOLUTION: #19-11-086: Stark County Park District Levy: 1.0 mill renewal

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

- **Reference 106**

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of a renewal of a tax for the benefit of the Stark County Park District for the above-stated purposes in the amount of one (1) mill for each one dollar in valuation, which amounts to the \$0.10 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by a one (1) mill renewal levy at the Primary Election on March 17, 2020.

P. Quick MOVED to adopt this resolution, which was SECONDED by B. Bryan

DISCUSSION:

R. Fonte stated that this and the following resolutions are all of the options for the Park Board to choose at the December meeting. The Auditor has to certify them first, then you will make a decision. This keeps all of the choices in front of you

A. Hayden asked why we have to go back and certify them all again?

B. Wells stated that in October there are re-appraisals done so you will have more accurate numbers by certifying them again

R. Fonte stated that this will give the Auditor permission to give values and then you will be able to remove some of the options from the table

A. Hayden stated like if the Board feels they are not realistic?

R. Fonte agreed, correct, it is your decision

A. Hayden stated if it failed, I feel anything over what we originally asked for are unrealistic

R. Dublikar stated that the Board should keep all of the options open. He asked for further clarification on the difference between a renewal and a replacement

B. Wells answered that a renewal levy keeps the same valuation of the year it was passed regardless of any developments, a replacement levy is based on current property valuations and new construction

B. Bryan agreed that the Board should keep all of the options and review the Auditors valuations

R. Dublikar stated that we will see the actual numbers next month

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

H. RESOLUTION: #19-11-087: Stark County Park District Levy: 1.0 mill replacement

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of a replacement of a tax for the benefit of the Stark County Park District for the above-stated purposes in the amount of one (1) mill for each one dollar in valuation, which amounts

to the \$0.10 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and

2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by a one (1) mill replacement levy at the Primary Election on March 17, 2020.

R. Dublikar MOVED to adopt this resolution, which was SECONDED by D. Freeland

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

I. RESOLUTION: #19-11-088: Stark County Park District Levy: 1.0 mill replacement and 0.2 mill new

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of the replacement of one (1) mill of an existing levy and an increase of 0.2 mills, to constitute a tax for the benefit of the Stark County Park District for the above- stated purposes at a rate not exceeding 1.2 mills for each one dollar in valuation, which amounts to \$0.12 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by the replacement of one (1) mill of an existing levy and an increase of 0.2 mills at the Primary Election on March 17, 2020.

P. Quick MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

J. RESOLUTION: #19-11-089: Stark County Park District Levy: 1.0 mill replacement and 0.5 mill new

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of the replacement of one (1) mill of an existing levy and an increase of 0.5 mills, to constitute a tax for the benefit of the Stark County Park District for the above- stated purposes at a rate not exceeding 1.5 mills for each one dollar in valuation, which amounts to \$0.15 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by the replacement of one (1) mill of an existing levy and an increase of 0.5 mills at the Primary Election on March 17, 2020.

D. Freeland MOVED to adopt this resolution, which was SECONDED by P. Quick

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

K. RESOLUTION: #19-11-090: Stark County Park District Levy: 1.0 mill renewal and 0.2 mill new

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

- **Reference 109**

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of the renewal of one (1) mill of an existing levy and an increase of 0.2 mills, to constitute a tax for the benefit of the Stark County Park District for the above- stated purposes at a rate not exceeding 1.2 mills for each one dollar in valuation, which amounts to \$0.12 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by the renewal of one (1) mill of an existing levy and an increase of 0.2 mills at the Primary Election on March 17, 2020.

B. Bryan MOVED to adopt this resolution, which was SECONDED by R. Dublikar

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

L. RESOLUTION: #19-11-091: Stark County Park District Levy: 1.0 mill renewal and 0.4 mill new

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of the renewal of one (1) mill of an existing levy and an increase of 0.4 mills, to constitute a tax for the benefit of the Stark County Park District for the above- stated purposes at a rate not exceeding 1.4 mills for each one dollar in valuation, which amounts to \$0.14 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by the renewal of one (1) mill of an existing levy and an increase of 0.4 mills at the Primary Election on March 17, 2020.

P. Quick MOVED to adopt this resolution, which was SECONDED by D. Freeland

• **Reference 110**

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

M. RESOLUTION: #19-11-092: Stark County Park District Levy: 1.0 mill renewal and 0.7 mill new

WHEREAS, pursuant to the provisions of Chapter 1545, Ohio Revised Code, the Stark County Park District was created in April 1967 for the purpose of acquiring and developing a park system for Stark County, Ohio; and

WHEREAS, there is annually being levied a one (1) mill tax for each one dollar of valuation in Stark County for Stark County Park District purposes, and said tax levy will continue to be collected for tax year 2019 when it will expire; and

WHEREAS, the funds available from said tax levy are insufficient to meet the needs of the Stark County Park District, both now and in the foreseeable future; and

WHEREAS, the Board of Commissioners of the Stark County Park District has, after careful investigation, determined that there is an immediate need for increased funding for the continued acquisition, planning, development, operation, maintenance, and protection of a park system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, pursuant to the provisions of the Ohio Revised Code Section 5705.03(B):

1. The Stark County Park District declares it a necessity to levy a tax outside the 10-mill limitation and submit the question of the renewal of one (1) mill of an existing levy and an increase of 0.7 mills, to constitute a tax for the benefit of the Stark County Park District for the above- stated purposes at a rate not exceeding 1.7 mills for each one dollar in valuation, which amounts to \$0.17 for each one hundred dollars in valuation, for eight (8) years, commencing in 2020, first due in calendar year 2021, as authorized by Ohio Revised Code Section 1545.21; and
2. The Stark County Park District requests the Stark County Auditor to certify to the taxing authority the total current tax valuation of Stark County and the dollar amount of revenue that would be generated by the renewal of one (1) mill of an existing levy and an increase of 0.7 mills at the Primary Election on March 17, 2020.

D. Freeland MOVED to adopt this resolution, which was SECONDED by P. Quick

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

9. DIRECTOR'S REPORT

- A. 2019 Project List and Budget

DISCUSSION:

None

- B. Director's Report

DISCUSSION:

A. Hayden inquired about the October 24, 2019 meeting R. Fonte had with the Alliance City Engineer

R. Fonte answered that Curtis Bungard had been working on solutions for easements within the City, this was to sign one of them

R. Fonte stated that the Park Board is aware of the levy outcome. We received a notification from the Ohio Parks and Recreation Association (OPRA) that 39 of the 48 park levies on the ballot statewide passed

B. Wells talked about the grant status for Tam O'Shanter and there was a slight modification

R. Fonte stated that we had been waiting on documents and they were sent last night to our attorney. There was communication with the State regarding the match numbers; they were changed from 75/25% to 71/29%. The State approved changing the match back to 75/25%. The Park Board will need to adopt the revised budget and second amendment

N. RESOLUTION: #19-11-093: Tam O'Shanter Phase IV Project-NRAC Budget Revision

WHEREAS, the Stark County Park District Board of Park Commissioners approved the application of grant funding for Phase III with Resolution #17-11-070 and Phase IV with Resolution #18-10-050; and

WHEREAS, the Stark County Park District Board of Park Commissioners approved a revised NRAC budget that included the closing of Phase III to be combined with Phase IV with Resolution #19-10-079; and

WHEREAS, the grant funding remaining from Phase III is One Million Eight Hundred Nine Thousand Twenty Two Dollars (\$1,809,022.00) for the Tam O'Shanter Park; and

WHEREAS, the grant funding for Phase IV has been updated from Two Million Two Hundred Thousand Dollars (\$2,200,000.00) to One Million Nine Hundred Fifty Seven Thousand Nine Hundred Thirty Dollars (\$1,957,930.00) for the Tam O'Shanter Park; and

WHEREAS, the Natural Resources Advisory Council (NRAC) recommends the revised budget that made the grant funding from NRAC Seventy One Percent (71%) or a total Grant award of Three Million Seven Hundred Sixty Six Thousand Nine Hundred and Fifty Two Dollars (\$3,766,952.00) and the Park District match of Twenty Nine Percent (29%); and

WHEREAS, the Park District recommends the revised budget (Exhibit F) that made the grant funding from NRAC Seventy Five Percent (75%) and the Park District match of Twenty Five Percent (25%) lowering the total project cost

Acquisition	\$3,744,074.00
P&I	\$168,000.00
Site Improvements	\$1,060,529.00
Contingencies	<u>\$50,000.00</u>
Total Project Cost	\$5,022,603.00
CO Funding	\$3,766,952.00
Local Share	\$792,146.00
Private Contribution	<u>\$463,505.00</u>
Total Funding	\$5,022,603.00

; and

NOW, THEREFORE BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to designate Robert A. Fonte, Park Director, as agent and authorize the Park Director (agent) to sign/execute the grant agreement and any paperwork necessary to complete the Tam O'Shanter Project subject to approval to legal form and sufficiency by Attorney William Morris; and

BE IT FURTHER RESOLVED, by the Stark County Park District Board of Park Commissioners to accept the Grant award based on the acceptance of the revised budget (Exhibit F) from the Natural Resources Advisory Council for Phase IV by an amount not to exceed a total project cost of Five Million Twenty Two Thousand Six Hundred Three Dollars (\$5,022,603.00) including a total Grant award of Three Million Seven Hundred Sixty Six Thousand Nine Hundred Fifty Two Dollars (\$3,766,952.00) for the completion of the Tam O'Shanter Project.

B. Bryan MOVED to adopt this resolution, which was SECONDED by P. Quick

• **Reference 112**

DISCUSSION:

B. Wells stated that Jennifer from the state had the match worked as 71%/29%. The Park District had asked that it be changed back to 75%/25%. Jennifer was agreeable. B. Wells has a call into Jennifer regarding the final updated budget

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

O. RESOLUTION: #19-11-094: Second Amendment to the Amended and Restated Contract for the Sale and Purchase of Real Estate

WHEREAS, the Stark County Park District Park Board of Commissioners approved the purchase of the Tam O’Shanter Property and entered into an Amended and Restated Contract for the Sale and Purchase of Real Estate dated November 21, 2018 with the Park Board Resolution #18-02-013; and

WHEREAS, the Stark County Park District desires to enter into a Second Amendment to the Amended and Restated Contract for the Sale and Purchase of Real Estate with Tam O’Shanter Company attached as Exhibit G; and

NOW, THEREFORE, BE IT RESOLVED by the Stark County Park District Board of Park Commissioners to authorize the Park Director to enter into a contract attached as Exhibit G, and approved to legal form and sufficiency by Attorney William Morris, with Tam O’Shanter Company.

B. Bryan MOVED to adopt this resolution, which was SECONDED by D. Freeland

DISCUSSION:

None

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

Director’s Report Continued

R. Fonte addressed the Park Board on the following Updates:

- 39 of 48 Park District levies passed in Ohio
- Chief Dan George’s last day is December 11, 2019
- The Quail Hollow Herbal Society (QHHS) is considering disbanding their 501C3 status. They do not desire to merge with the Quail Hollow Volunteer Association. The Friends of Stark Parks board is considering offering one or two of their open Board positions to the QHHS and then creating a restricted account (in Friends of Stark Parks or a sub account at the Stark Community Foundation) for their approximately \$30,000 account balance to be spent on the Herb Garden at Quail Hollow Park.
 - A. Hayden stated that he did not see any objections with this plan
- The Stark County Area Transportation (SCATS) discussion regarding scheduling the Market Bridge in Minerva is scheduled for November 21, 2019
- The Mindfulness Walk won its category through Ohio Parks and Recreation Association (OPRA) and is now eligible for the Governor’s Award
- R. Fonte has been summoned to Jury Duty the week of November 18, 2019

10. EXECUTIVE SESSION

BE IT RESOLVED, to adjourn into Executive Session at 2:51 p.m. to consider the purchase of property for public purposes.

D. Freeland moved to adopt this motion, which was SECONDED by B. Bryan

MOTION CARRIED on a roll call vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

11. RECONVENE FROM EXECUTIVE SESSION

BE IT RESOLVED to reconvene to Regular Session at 2:56 p.m.

D. Freeland MOVED to adopt this resolution, which was SECONDED by R. Dublikar

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

12. ADJOURNMENT

BE IT RESOLVED to adjourn at 2:57 p.m. Next scheduled meeting: December 4, 2019 at 2:00 p.m. at the Sippo Lake Clubhouse.

P. Quick MOVED to adjourn the meeting, which was SECONDED by B. Bryan

MOTION CARRIED on a vote as follows:

Voting Aye: Andy Hayden, Denise Freeland, Bill Bryan, Ralph Dublikar, Pat Quick

APPROVAL DATE: November 6, 2019

ATTEST:

Andy Hayden, Chairperson
Stark County Park Commission

Robert A. Fonte, Director/Secretary to the Board
Stark County Park District

Corianne Kocarek/Clerk to the Board
Stark County Park District

- **Reference 114**