

STARK COUNTY PARK DISTRICT

PARK COMMISSION MEETING AGENDA

Wednesday, November 4, 2020 @ 2:00 P.M.

Exploration Gateway at Sippo Lake Park, 5712 12th St. NW, Canton, OH 44708

1. CALL TO ORDER

- A. Roll Call of Members: A. Hayden, D. Freeland, W. Bryan, R. Dublikar, P. Quick
- B. Adoption of Agenda: **MOTION to approve the agenda**
_____ MOVED _____ SECONDED. Discussion Vote

2. PUBLIC COMMENT

3. STAFF PRESENTATION – Talula Waiter, Natural Resources Manager and Stephon Echague, Wildlife Care Supervisor

4. APPROVAL MOTION to approve the October 6, 2020 minutes
_____ MOVED _____ SECONDED. Discussion Vote

5. FINANCIAL REPORTS: September 2019 **MOTION to accept for audit the Financial Report and Summary Financial Report for the period ending September 30, 2020 as submitted.**
_____ MOVED _____ SECONDED. Discussion

- A. Summary Financial Report
- B. Budget
- C. Grant Status

Vote

6. PAYROLLS & BILLS: September 2020 **MOTION to accept for audit the Payroll and Bills for the period ending September 30, 2020 as submitted.** _____ MOVED _____ SECONDED. Discussion Vote

7. OLD BUSINESS

- A. Informational: Upcoming Events

8. NEW BUSINESS

- A. Resolution: #20-11-070: Wildlife Conservation Center Note Sale Transfer
_____ MOVED _____ SECONDED. Discussion Vote
- B. Resolution: #20-11-071: Wildlife Conservation Note Sale - Squire Patton Boggs, LLP
_____ MOVED _____ SECONDED. Discussion Vote
- C. Resolution: #20-11-072: Project Additions for Ohio Department of Transportation (ODOT) Funding
_____ MOVED _____ SECONDED. Discussion Vote
- D. Resolution: #20-11-073: Tam O'Shanter Menu and Pricing – Exhibit A
_____ MOVED _____ SECONDED. Discussion Vote

9. DIRECTOR'S REPORT

- A. 2020 Project List & Budget
- B. Director's Report

10. EXECUTIVE SESSION: MOTION to adjourn into Executive Session at (time) to consider:

_____to consider the appointment, employment, dismissal, discipline, promotion, demotion, and/or compensation of a public employee or official, and/or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or

regulated individual requests a public hearing pursuant to division (G) (1) of this section of the Ohio Revised Code (ORC).

_____to consider the purchase of property for public purposes.

_____to conference with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action pursuant to division (G)(3) of this section of the ORC.

_____to prepare for, conduct, and/or review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment pursuant to division (G)(4) of this section of the ORC.

_____to discuss matters required to be kept confidential by federal law or rules and/or state statutes pursuant to division (G) (5) of this section of the ORC.

_____to discuss specialized details of security arrangements pursuant to division (G) (6) of this section of the ORC.

Roll Call of Members: A. Hayden, D. Freeland, W. Bryan, R. Dublikar, P. Quick

11. ADJOURNMENT

NOTE:

**NEXT REGULAR SCHEDULED MEETING: December 1, 2020
at 2:00 PM at the Exploration Gateway at Sippo Lake Park**

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: OLD BUSINESS

SUBJECT: Informational: Upcoming Events

EVENT	DATE	TIME	LOCATION	BOARD MEMBER
VeteRUN Walk and Virtual 5k	November 6-13, 2020	8a-8p	Quail Hollow Park	
Friends of Stark Parks Board Meeting	November 18, 2020	4p	Zoom	Pat Quick
Zoom Program: Gnome for the Holidays	November 18, 2020	6:30p	Zoom Virtual Program	
Gnome Run/Walk	November 27 & 28, 2020	11a-6p	Tam O'Shanter Park	
Park Board Meeting	December 1, 2020	2p	Exploration Gateway at Sippo Lake Park	
Friends of Stark Parks Board Meeting	December 16, 2020	4p	Zoom	Denise Freeland

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: NEW BUSINESS
SUBJECT: Wildlife Conservation Center Note Sale Transfer
RESOLUTION: #20-11-070

WHEREAS, the Stark County Park District Board of Park Commissioners previously approved the Wildlife Conservation Note with Resolution #20-04-024; and

WHEREAS, the Financial Manager recommends paying down Three Hundred Thousand Dollars (\$300,000.00) and issuing a new note in the amount of One Million Dollars (\$1,000,000.00); and

WHEREAS, the interest rate on the note will be determined after the quotes are received; and

WHEREAS, a transfer is needed from the General Fund for an amount not to exceed Three Hundred Twenty Thousand Dollars (\$320,000.00) for principal, interest and legal fees.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize a new note in the amount of One Million Dollars (\$1,000,000.00).

NOW, THEREFORE, BE IT FUTHER RESOLVED, by the Stark County Park District Board of Park Commissioners to transfer an amount not to exceed Three Hundred Twenty Thousand Dollars (\$320,000.00) from 072.28.0000.82100 (Transfers Out) to 529.28.0000.72100 (Transfers In) for principal, interest and legal fees.

_____ MOVED to adopt this resolution, which was SECONDED by _____.

DISCUSSION:

MOTION CARRIED on a roll call vote as follows:

Voting Aye:

Voting Nay:

STARK COUNTY PARK DISTRICT
Summary and Recommendations of Agenda Items

CATEGORY: NEW BUSINESS
SUBJECT: Wildlife Conservation Note Sale - Squire Patton Boggs, LLP
RESOLUTION: #20-11-071

The Board of Park Commissioners of the Stark County Park District, County of Stark, State of Ohio, met in regular session on November 4, 2020, commencing at 2:00 p.m., at the Exploration Gateway, 5712 12th Street NW, Canton, Ohio with the following members present:

The Secretary advised the Board that the notice requirements of Section 121.22 of the Revised Code and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

_____ moved the adoption of the following resolution:

RESOLUTION NO. 20-11-____

A RESOLUTION AUTHORIZING THE ISSUANCE OF PARK DISTRICT IMPROVEMENT NOTES, SERIES 2020B, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,000,000, IN ANTICIPATION OF THE RECEIPT OF CERTAIN TAXES AUTHORIZED TO BE LEVIED IN THE PARK DISTRICT FOR THE PURPOSE OF ACQUIRING AND IMPROVING LANDS OF THE PARK DISTRICT.

WHEREAS, at the election held on April 28, 2020 and pursuant to Section 1545.21 of the Ohio Revised Code, the electors of this Park District authorized a renewal tax levy at the rate of 1.00 mill to be levied on all of the taxable property situated in this Park District for a period of eight consecutive years beginning with the 2020 tax year for the purpose of acquisition, planning, development, operation, maintenance and protection of the park system; and

WHEREAS, that renewal tax levy will be first levied and extended on the Park District’s 2020 tax list and duplicate for collection in calendar year 2021 and will continue to be levied and extended on the tax list through tax year 2027 for last collection in calendar year 2028; and

WHEREAS, pursuant to Resolution No. 20-04-029 adopted on April 29, 2020, a note in the aggregate principal amount of \$1,300,000, dated May 7, 2020, was issued for the purpose of construction of a new Wildlife Conservation Center, which note will mature on December 4, 2020 (the “Outstanding Notes”); and

WHEREAS, this Board has determined to issue new notes in the aggregate principal amount of \$1,000,000, to retire, together with other amounts available to the Board, the principal amount of the Outstanding Notes on their maturity date;

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Stark County Park District, County of Stark, State of Ohio, that:

Section 1. It is hereby declared necessary, in anticipation of the collection of certain taxes authorized to be levied in the Park District as hereinbefore recited and the issuance of any subsequent refunding obligations, that this Board may determine to issue from time to time for the same purpose notes of the Stark County Park District, in the aggregate principal amount of \$1,000,000, for the purpose of acquiring and improving lands of the Park District. Those notes, subject to the terms and conditions herein contained, shall be issued in one installment.

Section 2. The notes shall bear interest at a single rate per year not to exceed 5% per year, payable at maturity, until the principal amount is paid or provided for, with such rate of interest to be fixed by the Park Director in his certificate awarding the notes at private sale in accordance with Section 4 hereof (the "Certificate of Award"); shall be dated as of the date of their issuance; shall mature one year from the date of issuance, provided that the Park Director may, if it is determined to be necessary or advisable to the sale of the notes, establish a maturity date that is any date not later than one year from the date of issuance by setting forth that date in the Certificate of Award; and shall be issued in such numbers and denominations as shall be requested by the purchaser thereof and approved by the Park Director of this Board, provided that the entire principal amount may be represented by a single note.

Section 3. The notes shall be signed by at least three members of this Board, provided that two of those signatures may be a facsimile; shall be payable in lawful money of the United States of America or in Federal Reserve funds of the United States of America at the main office of a bank or trust company with an office in Ohio selected by the Park Director and determined by him to be such that the payment at that bank or trust company will not endanger the funds or securities of the Park District and that proper procedures and safeguards are available for that purpose (the Paying Agent); and shall express upon their faces, in summary terms, the purpose for which they are issued and that they are issued pursuant to this Resolution. If agreed to by the original purchaser, the Notes shall be prepayable in whole or in part without penalty or premium at the option of the Park District at any one or more times prior to maturity (each a Prepayment Date) as provided in this Resolution. Prepayment prior to maturity shall be made by deposit with the Paying Agent of the portion of the principal amount of the Notes to be prepaid on the Prepayment Date, together with interest accrued on such amount to the Prepayment Date. The Park District's right of prepayment shall be exercised by mailing a notice of prepayment, stating the Prepayment Date, the amount to be prepaid and the name and address of the Paying Agent, by certified or registered mail to the original purchaser and to the Paying Agent not less than seven days prior to the Prepayment Date. If money for prepayment is on deposit with the Paying Agent on the Prepayment Date following the giving of that notice, interest on the principal amount prepaid shall cease to accrue on the Prepayment Date. The Park Director may request the original purchaser to use its best efforts to arrange for the delivery of the Notes at the designated office of the Paying Agent for prepayment, surrender and cancellation.

Section 4. The notes shall be awarded and sold at private sale for not less than the principal amount thereof in accordance with Sections 1, 2 and 3 hereof; and the Park Director is hereby authorized and directed to determine the interest rate that the notes will bear in accordance with Section 2 hereof, to make any other designations required in connection therewith and herewith and to deliver the notes, when executed, to said purchaser upon payment of such purchase price. The Park Director, the Secretary of this Board and any member of this Board, as appropriate, are each authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transaction contemplated by this Resolution. The proceeds from the sale of the notes, except any premium and accrued interest, shall be paid into the proper fund and used for the purpose for which the notes are being issued under the provisions of this Resolution and are hereby appropriated for that purpose. Any premium or accrued interest received from such sale shall be transferred to the bond retirement fund of the Park District to be applied to the payment of the principal and interest of the notes in the manner provided by law.

Section 5. This Board covenants that it will use, and will restrict the use and investment of, the proceeds of the notes in such manner and to such extent, as may be necessary so that (a) the notes will not (i) constitute private activity bonds, arbitrage bonds or hedge bonds under Sections 141, 148 or 149 of the Internal Revenue Code of 1986, as amended (the Code) or (ii) be treated other than as bonds to which Section 103 of the Code applies, and (b) the interest on the notes will not be an item of tax preference under Section 57 of the Code.

This Board further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the notes to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the notes to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Park Director, the Secretary of this Board, or any member of this Board having responsibility for issuance of the notes is hereby authorized (a) to make or effect any election, selection, designation (including specifically designation or treatment of the Notes as "qualified tax-exempt obligations"), choice, consent, approval, or waiver on behalf of this Board with respect to the notes, as the Board is permitted to or required to make or give under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments, as determined by that officer, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Board, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the notes, and (c) to give one or more appropriate certificates of the Board for inclusion in the transcript of proceedings for the notes, setting forth the reasonable expectations of the Board regarding the amount and use of all the proceeds of the notes, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the notes.

Each covenant made in this Section with respect to the notes is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the notes (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the notes from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the notes.

Section 6. The proceeds from the sale of the notes in an amount not exceeding their principal amount are hereby appropriated for the purpose for which the notes are issued; any proceeds of the notes in excess of their principal amount shall be deposited in the bond retirement fund of the Park District. The amount to be received from the sale of the refunding bonds or notes anticipated by the notes herein authorized and any excess funds resulting from the issuance of the notes, shall, to the extent necessary, be used for the retirement of the notes at maturity, together with interest thereon, and are hereby pledged for such purpose.

Section 7. During the year or years while the notes are to run, the 1.00 mill levy approved by the electors of the Park District on April 28, 2020, anticipated by the notes and described in the preambles to this Resolution, shall be and the same is hereby levied on all the taxable property in the Park District at least to the extent required to pay principal of and interest on the notes and any refunding notes or bonds. That tax is a direct tax which shall be annually not less than that which would have been levied if the long-term refunding bonds had been issued without the prior issuance of the notes, which is the interest and sinking fund tax required by Section 11 of Article XII,

Ohio Constitution. That tax shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of said years are certified, levied, extended and collected. To the extent required for the payment of the notes and any refunding notes or bonds, that tax shall be placed before and in preference to all other items and for the full amount thereof. This Board covenants that it will levy that tax for collection in each of the years the notes or any refunding notes or bonds are outstanding, and the funds derived from that tax in an amount required to pay the principal of and interest on the notes or any refunding notes or bonds, shall be placed in a separate fund that shall be a bond retirement fund, which, together with all interest collected on the same, shall be irrevocably pledged for the payment of the principal of and interest on the notes or any refunding notes or bonds in anticipation of which they are issued, when and as the same fall due. The proceeds of the anticipated tax levy are to be applied to the extent required to the payment of the principal of and interest on the notes or any refunding notes or bonds as they come due. The amounts of the annual proceeds of the anticipated tax levy required to pay that principal and interest in each year are deemed to be appropriated to pay that principal and interest and shall be so applied; this Board covenants that it will give effect to that appropriation, to the extent stated above, in resolutions it hereafter adopts appropriating money for expenditure or encumbrance in each of the years in which the notes or any refunding notes or bonds mature.

Section 8. It is determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the notes in order to make them legal, valid and binding special obligations of the Park District have happened and have been done and performed in regular and due form as required by law and that the amount of indebtedness to be incurred by the issuance of the notes does not exceed any limitation of indebtedness as fixed by law.

Section 9. The Secretary of this Board is hereby directed to forward a certified copy of this Resolution to the Auditor and the Treasurer of Stark County.

Section 10. It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 11. This Resolution shall be in full force and effect from and immediately upon its adoption.

_____ seconded the motion.

Upon roll call on the adoption of the resolution, the vote was as follows:

The foregoing is a true and correct excerpt from the minutes of the meeting on November 4, 2020, of the Board of Park Commissioners of the Stark County Park District, showing the adoption of the resolution hereinabove set forth.

Dated: November ____, 2020

Secretary, Board of Park Commissioners,
Stark County Park District, Ohio

_____ MOVED to adopt this resolution, which was SECONDED by _____.

DISCUSSION:

MOTION CARRIED on a roll call vote as follows:

Voting Aye:

Voting Nay:

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: NEW BUSINESS
SUBJECT: Project Additions for Ohio Department of Transportation (ODOT) Funding
RESOLUTION: #20-11-072

WHEREAS, the Stark County Park District Board of Park Commissioners approved the Request of Funds from the Ohio Department of Transportation (ODOT) and Designation of Projects for Ohio Parks District Roadwork Fund FY 2020-2021 through the Ohio Parks & Recreation Association (OPRA) with Resolution #19-05-047; and

WHEREAS, ODOT requires a list of projects for the two year period be submitted; and

WHEREAS, the Stark County Park District recommended the parking lot at Deer Creek and the parking lot at the Fry Park Visitor Center for paving funds; and

WHEREAS, funds are remaining in the 2020-2021 allocation after the completion of the Deer Creek and Fry Park Visitor Center parking lots in the amount of Eighty Nine Thousand Two Hundred Ninety-Two Dollars and Sixty One Cents (\$89,292.61); and

WHEREAS, it is the recommendation of the Operations Manager to fund the maintenance of parking lots at Petros Lake Park and Walborn Reservoir with the remaining funds; and

WHEREAS, a cost for the maintenance through the state bid system has been determined to be Eighty One Thousand Dollars (\$81,000.00); and

WHEREAS, a balance of Eight Thousand Two Hundred Ninety Two Dollars and Sixty One Cents (\$8,292.61) would remain in the allocation.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to reallocate Eighty One Thousand Dollars (\$81,000.00) to the maintenance of Petros Lake Park and Walborn Reservoir Parking lots from the Ohio Department of Transportation (ODOT) funds.

_____ MOVED to adopt this resolution, which was SECONDED by _____.

DISCUSSION:

MOTION CARRIED on a roll call vote as follows:

Voting Aye:

Voting Nay:

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: NEW BUSINESS
SUBJECT: 2020 Tam O'Shanter Menu and Pricing
RESOLUTION: #20-11-073

WHEREAS, the 2020 Tam O'Shanter Menu and Pricing is attached as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to adopt the 2020 Tam O'Shanter Menu and Pricing attached as Exhibit A.

_____ MOVED to adopt this resolution, which was SECONDED by _____.

DISCUSSION:

MOTION CARRIED on a roll call vote as follows:

Voting Aye:

Voting Nay:

Exhibit A

Resolution # 20-11-073



2020 Tam O'Shanter Menu and Pricing

Table with menu items and prices: Snack Items (Chips, Pretzels, Peanuts), Side Dishes (Soup, Macaroni & Cheese, Hot Dog, Pizza, Soft Pretzel, Chips & Salsa), Trays (Cheese & Crackers, Meat & Cheese), Non-Alcoholic Beverages (Bottled Water, Canned Soda), Alcoholic Beverages (Beer, Wine, Mixed Drinks). Includes a note: *Price subject to change: Standard Retail Pricing prevails

Stark County Park District
DIRECTOR'S REPORT
October 1-30, 2020

10/01/2020	– Attended Closing at Cornerstone for Zimber Ditch Property
	– Attended Zoom Meeting with Staff Regarding Planning a Murder Mystery Program at Tam O'Shanter
	– Attended Zoom Meeting with Ranger Staff
	– Attended Zoom Meeting for Canton Regional Society for Professional Engineers (CRSPE)
10/02/2020	– Conducted Bi-Weekly Managers and Supervisors Zoom Meeting Regarding COVID
	– Conducted Zoom 2021 Budget Meeting with Operations Manager
10/05/2020	– Attended Zoom Meeting with Human Resources Manager Regarding Operations Department Job Descriptions for Korn Ferry Wage Study
10/06/2020	– Attended Zoom Meeting Regarding Fulton Rd. Tunnel Meeting with Jackson Township
	– Attended Park Board Meeting at Exploration Gateway
	– Attended Conference Call Meeting for Regional Planning Commission
10/07/2020	– Conducted Zoom Managers Meeting
	– Attended Zoom Meeting with Human Resources Manager Regarding Administration and Finance Departments Job Descriptions for Korn Ferry Wage Study
	– Attended Zoom Meeting with Korn Ferry and Human Resources Manager Regarding Wage Study
10/08/2020	– Conducted Zoom 2021 Budget Meeting with Education Manager
	– Conducted Zoom 2021 Budget Meeting with Chief of Public Safety
	– Attended Magnolia Flouring Mills Site Visit with Environmental Design Group
10/09/2020	– Vacation Day
10/12/2020	– Columbus Day – Offices Closed
10/13/2020	– Conducted Zoom 2021 Budget Meeting with Natural Resources Manager
	– Attended Zoom Meeting with Human Resources Manager Regarding Education, Enterprises and Natural Resources Departments Job Descriptions for Korn Ferry Wage Study
	– Conducted Zoom 2021 Budget Meeting with Human Resources Manager
10/14/2020	– Attended Virtual Meeting with Adventure Solutions Regarding Tam O'Shanter
	– Attended Zoom Meeting with Human Resources Manager Regarding Operations Departments Job Descriptions for Korn Ferry Wage Study
	– Attended Virtual Canton Regional Society of Professional Engineers (CRSPE) Continuing Education Meeting
	– Attended Virtual Technical Advisory Committee (TAC) Meeting
	– Attended Zoom Friends of Stark Parks Meeting

10/15/2020	– Met with new Facilities Supervisor
10/16/2020	– Conducted Bi-Weekly Managers and Supervisors Zoom Meeting Regarding COVID
10/19/2020	– Attended Ohio Department of Transportation Zoom Meeting
10/20/2020	– Attended Zoom Meeting with Plain Partners
	– Attended Zoom Meeting Regarding Magnolia Mill Project Updates with Environmental Design Group
10/21/2020	– Attended Zoom Meeting with Owners of Whitacre Greer Park and Administration and Projects Manager Regarding Future Grant Opportunities
10/22/2020	– Attended Zoom Meeting with Jackson Township and Stark County Area Transportation Study Representatives
	– Attended Quail Hollow Volunteer Association Meeting Regarding 2021 Fundraising Efforts at Quail Hollow Park
10/26-10/28/2020	– Vacation Day
10/29/2020	– Visit Challenge Towers, Inc. in Todd, NC to See Course
10/30/2020	– Vacation Day