

STARK COUNTY PARK DISTRICT

PARK COMMISSION MEETING AGENDA

Wednesday, November 3, 2021 @ 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: D. Freeland, W. Bryan, R. Dublikar, P. Quick, D. Regula
- B. Adoption of Agenda

2. PUBLIC COMMENT

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

4. APPROVAL October 5, 2021 minutes

5. FINANCIAL REPORTS: September 2021

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

6. PAYROLLS & BILLS: September 2021

7. OLD BUSINESS

- A. Informational: Upcoming Events
- B. Informational: Updated Appearance and Attire Policy
- C. Informational: 2022 Stark County Commissioners – County Holidays Calendar (Exhibit A)

8. NEW BUSINESS

- A. Resolution: #21-11-070: Wildlife Conservation Note Sale - Squire Patton Boggs, LLP
Resolution: #21-11-071: ODOT Preliminary Participatory Legislation – Jackson Connector Trail-Tunnel – STA TR 0211 01.970 (Fulton Drive)
- B. Resolution: #21-11-072: Jackson Connector Trail-Tunnel – Right of Way (Exhibit B)
- C. Resolution: #21-11-073: Memorandum of Understanding Use of Stark County Law Enforcement Training Facility: Stark County Sheriff's Office and Stark County Park District (Exhibit C)
- D. Resolution: #21-11-074: Contract for Service – Ohio Parks and Recreation Association (OPRA) and Stark County Park District for Recruiting and Hiring an Executive Director
- E. Resolution: #21-11-075: Budget Transfer: Office Station Reconfigurations

9. DIRECTOR'S REPORT

- A. 2021 Project List & Budget
- B. Director's Report

10. EXECUTIVE SESSION:

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

___X___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.

11. RECONVENE FROM EXECUTIVE SESSION

12. ADJOURNMENT

NOTE:

**NEXT REGULAR SCHEDULED MEETING: Tuesday, December 7, 2021
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

Visit our website for a comprehensive list of upcoming public programs: reservations.starkparks.com/programs

EVENT	DATE	TIME	LOCATION	BOARD MEMBER
Friends of Stark Parks Board Meeting	November 10, 2021	4p	Exploration Gateway & Zoom	Bill Bryan
Gnome Sip & Paint	November 12, 2021	6p	Tam O'Shanter Park	
parkrun	November 13, 2021	8a	Exploration Gateway Lower Parking Lot A	
Towpath Trek #3	November 13, 2021	9a	Congressman Ralph Regula Towpath Trail Craig Pittman Trailhead	
Down to Earth Yoga	November 13, 2021	10a	Canalway Center at Sippo Lake Park Exploration Gateway	
Stark Parks Kids: Kids Fitness	November 15, 2021	10a	Exploration Gateway at Sippo Lake Park	
Fry Family Park after Dark Hike	November 15, 2021	5p	Fry Family Park – Visitor's Center Parking Lot	
National Take a Hike Day	November 17, 2021	1p	Olde Muskingum Trail Butterbridge Trailhead	
Zoom – Thanksgiving Leftovers	November 18, 2021	6p	Zoom	
Native Seed Cleaning	November 19, 2021	12p	Tam O'Shanter Park Clubhouse	
Trash to Treasure Contest Awards Ceremony	November 20, 2021	11a	Exploration Gateway at Sippo Lake Park	
Walk with your Gnomies – Glow Hike	November 20, 2021	5:30p	Exploration Gateway Lower Parking Lot	
Wilderness Survival day	November 21, 2021	9a	Quail Hollow Park – Pond Parking Lot	
High Mileage Hike – Turkey Burner	November 24, 2021	9a	Sippo Valley Trail – Skyland Ave. Trailhead	
Tread Off the Turkey	November 30, 2021	5p	Iron Horse Trail – First Christian Church Trailhead	
Park Board Meeting	December 7, 2021	2p	Exploration Gateway at Sippo Lake Park	
Friends of Stark Parks Board Meeting	December 8, 2021	4p	Exploration Gateway & Zoom	Ralph Dublika

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: OLD BUSINESS

SUBJECT: Informational: Updated Appearance and Attire Policy

APPEARANCE AND ATTIRE

Stark Parks strives to present itself in a manner acceptable to the public it serves and recognizes that it is not practical to establish an absolute attire and appearance code. Dress for your day practice allows for non-uniformed employees' discretion to select appropriate dress for the business of each workday. Employees are allowed to wear casual dress on workdays when they do not have meetings with members, vendors or other outside third parties. When involved in any such meetings, employees are expected to wear business casual attire. While dress for your day is intended to be relaxed, the expectation is that employees will nevertheless wear clothing appropriate for an office environment. Traditional business attire is always acceptable. On occasion, if visitors are expected, all staff may be required to forgo dress for your day and will be required to wear business casual or business attire. These days will be announced well in advance so employees can plan accordingly. Dress for your day clothing and appearance must:

- Be neat, clean and professional
- Not expose an excessive amount of skin

The following list outlines items that are not appropriate attire for employees of the Park District and is in no way meant to be an exhaustive list.

1. Exercise attire such as sweatpants and sweatshirts
2. Spandex type attire such as leggings, jeggings, and yoga pants (unless worn with appropriate length skirt, dress or pants)
3. Any attire branded with entities not associated with the Stark County Park District
4. Beachwear attire
5. Shoe wear without a back support such as slippers, flip flops, rubber/cloth sandals
6. Sleepwear attire such as pajamas, slippers, etc.
7. All head dress (excluding reasonably accommodated religious head dress and appropriate Stark Parks affiliated logo caps and hats for appropriate staff and worn as part of a job requirement)
8. All attire should fit in a manner that it does not expose undergarments or unnecessary body parts (i.e. midriff, etc.)

The following list outlines items that are appropriate attire for employees of the Park District and is in no way meant to be an exhaustive list

1. Stark Parks provided t-shirts and polo-type shirts are acceptable and must be worn by non-uniformed staff to all outreach and public events to identify team members to the public.
2. Park Provided polo-type shirts are mandatory for outreach events (non-Stark Parks) and meetings that are business casual if appropriate
3. Jeans may be worn provided they are free of holes and tears and do not have missing hems or excessive markings

4. Khaki or non-jean shorts may be considered acceptable attire providing that they are no shorter than knee length (and worn as appropriate for each position and in consideration with safety factors)
5. If a team member is expected to spend a significant amount of time in the public, Stark Parks provided nametag should be worn.

STARK COUNTY PARK DISTRICT

Summary and Recommendations of Agenda Items

CATEGORY: OLD BUSINESS

SUBJECT: 2022 Stark County Commissioners – County Holidays Calendar

Please see attached (Exhibit A) for the 2022 Stark County Holiday Schedule.

Exhibit A:

STARK COUNTY COMMISSIONERS



County Office Building

110 Central Plaza South, Suite 240
Canton, Ohio 44702-2202
Phone (330) 451-7371
Fax (330) 451-7906

BOARD OF COMMISSIONERS

Bill Smith, President
Janet Weir Creighton
Richard Regula

October 6, 2021

TO: All County Officials
and Department Heads

RE: 2022 County Holidays

The Board of Stark County Commissioners will observe the following holiday schedule during the 2022 calendar year:

HOLIDAY	DAY	DATE	OBSERVED ON
New Years Day 2022	Saturday	January 1 st	
	Friday	December 31 st , 2021	Observed
Martin Luther King Jr. Day	Monday	January 17 th	Same Day
President's Day	Monday	February 21 st	Same Day
Memorial Day	Monday	May 30 th	Same Day
Juneteenth	Sunday	June 19 th	
	Monday	June 20 th	Observed
Independence Day	Monday	July 4 th	Same Day
Labor Day	Monday	September 5 th	Same Day
Columbus Day	Monday	October 10 th	Same Day
Veteran's Day	Friday	November 11 th	Same Day
Thanksgiving Day	Thursday & Friday	November 24 th & November 25 th	Same Day Same Day
Christmas Day	Sunday	December 25 th	
	Monday	December 26 th	Observed

Note: The Commissioners' Office will be open on Good Friday and other nationally recognized religious days, but employees will be allowed reasonable time off with pay to attend religious services.

Michael Kimble
Director, Human Resources
The Board of Stark County Commissioners

STARK COUNTY PARK DISTRICT
Summary and Recommendations of Agenda Items

CATEGORY: NEW BUSINESS
SUBJECT: Wildlife Conservation Note Sale - Squire Patton Boggs, LLP
RESOLUTION: #21-11-070

The Board of Park Commissioners of the Stark County Park District, County of Stark, State of Ohio, met in regular session on November 3, 2021, 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. 21-11-070

A RESOLUTION AUTHORIZING THE ISSUANCE OF PARK DISTRICT IMPROVEMENT NOTES, SERIES 2021, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$750,000, 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 was 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. 20-11-071 adopted on November 4, 2020, a note in the aggregate principal amount of \$1,000,000, dated December 3, 2020, was issued for the purpose of construction of a new Wildlife Conservation Center, which note will mature on December 2, 2021 (the "Outstanding Notes"); and

WHEREAS, this Board has determined to issue new notes in the aggregate principal amount of \$750,000, 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 \$750,000, 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 3, 2021, of the Board of Park Commissioners of the Stark County Park District, showing the adoption of the resolution hereinabove set forth.

Dated: November ____, 2021

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

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: ODOT Preliminary Participatory Legislation – Jackson Connector Trail-Tunnel – STA TR 0211 01.970 (Fulton Drive)

RESOLUTION: #21-11-071

PRELIMINARY PARTICIPATORY LEGISLATION

RC 5521.01

Ordinance/Resolution#	<u>#21-11-071</u>
PID No.	<u>110429</u>
County/Route/Section	<u>STA TR 0211 01.970</u>
	<u>(Fulton Drive)</u>

The following is #21-11-071 enacted by the Stark County Park District of Stark
(An Ordinance/a Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

WHEREAS, the STATE has identified the need for the described project:

Construction of new pedestrian tunnel under Fulton Drive NW (TR 211). Includes sanitary and sewer line relocation.

NOW, THEREFORE, be it ordained by the Stark County Park District of Stark County, Ohio.
(LPA)

SECTION II - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to participate in the cost of construction and relocation of sanitary and sewer line at 100% less any MPO funds applied to the project with a 20% local match.

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first

gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

(Optional-if required) The LPA further agrees to pay One Hundred Percent (100%) of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION V - Authority to Sign

The Stark County Park Director, Robert A. Fonte of said Stark County Park District is hereby empowered on
(Contractual Agent) (LPA)
behalf of the Stark County Park District to enter into contracts with ODOT pre-qualified consultants
(LPA)

for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation necessary to complete the above described project.

Upon the request of ODOT, the Stark County Park Director, Robert A. Fonte is also empowered to assign all rights,
(Contractual Agent)
title, and interests of Stark County Park District to ODOT arising from any agreement with its
(LPA)

consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the LPA agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Passed: _____, 2021
(Date)

Attested: _____
(Clerk) (Officer of LPA - title)

Attested: _____
(Title) (President of Council)

This _____ is hereby declared to be an emergency measure to
(Ordinance/Resolution)

expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

Stark County Park District of Stark County, Ohio,
(LPA)

Corianne Kocarek, as Clerk of the Stark County Park District
(LPA)

of Stark County, Ohio, do hereby certify that the forgoing is a true and
correct copy of #21-11-071 adopted by the legislative Authority of the said
(Ordinance/Resolution)

Stark County Park District on the 3rd day of November, 20 21
(LPA)

that the publication of such #21-11-071 has been made and certified of
(Ordinance/Resolution)

record according to law; that no proceedings looking to a referendum upon such

#21-11-071 have been taken; and that such #21-11-071
(Ordinance/Resolution) (Ordinance/Resolution)

and certificate of publication thereof are of record in #21-11-071 Page _____
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this
_____ day of _____, 20 _____

CITY SEAL

Clerk

Stark County Park District of Stark County, Ohio
(LPA)

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal is required to accompany the executed legislation.)

The foregoing is accepted as a basis for proceeding with the project herein described.

For the Stark County Park District of Stark County, Ohio
(LPA)

Attest: _____, Date _____

For the State of Ohio

Attest: _____, Date _____

Director, Ohio Department of Transportation

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: Jackson Connector Trail-Tunnel – Right of Way
RESOLUTION: #21-11-072

WHEREAS, the Stark County Park District Board of Park Commissioners approved the design of the Jackson Connector Trail-Tunnel as part of the 2020 Project List & Budget with Resolution #20-05-031 and as part of the 2021 Project List & Budget with Resolution 21-02-015; and

WHEREAS, Stark Parks has a Support Agreement in place with the Jackson Township Trustees and the Jackson Local Board of Education which contemplates the donation of all right of way required for the completion of the project; and

WHEREAS, the Jackson Township Trustees and the Jackson Local Board of Education have agreed to donate the required fee simple and temporary right of way at no cost to the project; and

WHEREAS, Stark Parks must accept the following right of way in order to proceed with the project as outlined in Exhibit B:

From the Jackson Township Board of Trustees

1. Temporary Easement – LPA RE 807-D, Parcel 002-T;
2. Quit Claim Deed – ODOT LPA RE 803 EA, Parcel 002-WD; and
3. Quit Claim Deed – ODOT LPA RE 803 EA, Parcel 002-WDV

From the Board of Education of the Jackson Local School District

1. Temporary Easement – LPA RE 807-D, Parcel 001-T;
2. Quit Claim Deed – ODOT LPA RE 803 EA, Parcel 001-WD; and
3. Quit Claim Deed – ODOT LPA RE 803 EA, Parcel 001-WDV

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the Park Director, Robert A. Fonte to execute the documents required as approved for legal form and sufficiency by Attorney William Morris to accept the right of way required to complete the Jackson Tunnel project.

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: Memorandum of Understanding Use of Stark County Law Enforcement Training Facility:
Stark County Sheriff's Office and Stark County Park District

RESOLUTION: #21-11-073

WHEREAS, the Stark County Sheriff's Office operates the Stark County Law Enforcement Training Center, (herein referred to as the "LETC") located at 143 1st St. SE, Massillon, Ohio 44646 for the purpose of providing professional training to law enforcement agencies; and

WHEREAS, the Stark County Park District desires to make use of the LETC for its intended purpose; and

WHEREAS, a continuing memorandum of understanding (Exhibit C) is requested between the Sheriff's Office and the Park District beginning on October 1, 2021 through December 31, 2021 with an agreement to extend the initial term on terms that are mutually agreed upon for no fee; and

WHEREAS, this memorandum of understanding has already been approved for legal form and sufficiency by Attorney, William F. Morris.

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the Park Director to enter into a memorandum of understanding with the Stark County Sheriff's Office as attached in Exhibit C.

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: Contract for Service – Ohio Parks and Recreation Association (OPRA) and Stark County Park District for Recruiting and Hiring an Executive Director

RESOLUTION: #21-11-074

WHEREAS, the Stark County Park District desires to utilize a contracted service for needs assessment, recruitment, evaluation, reference checking, negotiation and follow-up for the hiring of an Executive Director; and

WHEREAS, a contract for service (Exhibit D) is requested between Ohio Parks and Recreation Association (OPRA) and the Stark County Park District; and

WHEREAS, this contract for service has already been approved for legal form and sufficiency by Attorney, William F. Morris.

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 for service with the Ohio Parks and Recreation Association (OPRA) as attached in Exhibit D for the needs assessment, recruitment, evaluation, reference checking, negotiation and follow-up for the hiring of an Executive Director.

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: Budget Transfer: Office Station Reconfigurations
RESOLUTION: #21-11-075

WHEREAS, the Park Director, Robert A. Fonte, has determined that in order to provide adequate office spaces for administration department staff at Sippo Lake Park it is necessary to purchase additional and reconfigure office stations; and

WHEREAS, the administration department staff are currently working out of three buildings; and

WHEREAS, the current configurations are not conducive to effective communication and collaboration amongst the department; and

WHEREAS, the office station reconfiguration budget is estimated in an amount not to exceed Twenty Five Thousand Dollars (\$25,000.00).

NOW, THEREFORE, BE IT RESOLVED, by the Stark County Park District Board of Park Commissioners to authorize the transfer of funds in an amount not to exceed Twenty Five Thousand Dollars (\$25,000.00) from the Project Fund Unallocated (072.28.0000.65000) to the appropriate accounts for administration department staff office station reconfigurations.

DISCUSSION:

MOTION CARRIED on a roll call vote as follows:

Voting Aye:

Voting Nay:

Stark County Park District
DIRECTOR'S REPORT
October 1-31, 2021

10/01/2021	<ul style="list-style-type: none"> – Attended Tam O'Shanter Clubhouse Renovation Kick-off Meeting in person at Tam O'Shanter Park with Staff and SoL Harris Day Consultants
10/05/2021	<ul style="list-style-type: none"> – Attended Meeting with Volunteer Coordinator and Quail Hollow Herb Society Board Members in person at Quail Hollow Park
	<ul style="list-style-type: none"> – Attended Park Board of Commissioners Meeting in person at Exploration Gateway at Sippo Lake Park
	<ul style="list-style-type: none"> – Attended Stark County Regional Planning Commission Meeting in person at Regional Planning Commission
10/6/2021	<ul style="list-style-type: none"> – Conducted Managers/Supervisors Meeting in person at Exploration Gateway at Sippo Lake Park
10/7/2021	<ul style="list-style-type: none"> – Conducted Annual Performance Appraisal for Financial Manager in person at Sippo Lake Park
	<ul style="list-style-type: none"> – Conducted Canton Regional Society of Professional Engineers Board Meeting via Zoom
10/8/2021	<ul style="list-style-type: none"> – Vacation Day
10/11/2021	<ul style="list-style-type: none"> – Columbus Day – Offices Closed
10/13/2021	<ul style="list-style-type: none"> – Conducted Annual Performance Appraisal for Chief and Public Safety Manager in person at Sippo Lake Park
	<ul style="list-style-type: none"> – Attended Meeting with Stark County District Library in Person at Sippo Lake Park Administration Office
10/14/2021	<ul style="list-style-type: none"> – Attended Internal Meeting Regarding the Minerva Bridge Project with Staff at Sippo Lake Park Administration Office
	<ul style="list-style-type: none"> – Attended Volunteer Appreciation Luncheon in Person at Tam O'Shanter Park
	<ul style="list-style-type: none"> – Attended Meeting with Timken Foundation at Fry Family Park
	<ul style="list-style-type: none"> – Attended Volunteer Appreciation Luncheon in Person at Tam O'Shanter Park
10/15-10/22/2021	<ul style="list-style-type: none"> – Vacation
10/23/2021	<ul style="list-style-type: none"> – Attended Fall Fest in Person at Petros Lake Park
10/25/2021	<ul style="list-style-type: none"> – Attended Visit Canton Executive Committee Meeting via Zoom
	<ul style="list-style-type: none"> – Attended Stark County Area Transportation Study (SCATS) Meeting in Person at Regional Planning Commission
	<ul style="list-style-type: none"> – Attended National Association of Park and Recreation Officials (NACPRO) Meeting via Zoom
10/26/2021	<ul style="list-style-type: none"> – Conducted One-on-One Meeting with Projects and Administration Manager in Person at Sippo Lake Park Administration Office
	<ul style="list-style-type: none"> – Attended Grants Meeting with Grants Coordinator and Projects and Administration Manager in Person at Sippo Lake Park Administration Office
	<ul style="list-style-type: none"> – Attended Fry Family Park ADA Dock Design Meeting with Staff and Consultant via Zoom

10/28/2021	<ul style="list-style-type: none"> – Conducted One-on-One Meeting with Human Resources Manager in Person at Sippo Lake Park Administration Office
10/29/2021	<ul style="list-style-type: none"> – Attended Design Meeting in the Field at Tam O'Shanter Park with Jackson Township Officials, Consultants for the Township, Stark Parks and Staff
	<ul style="list-style-type: none"> – Attended Tam O'Shanter Park Dedication on site at Tam O'Shanter Commercial Site
	<ul style="list-style-type: none"> – Attended Planning Meeting at Tam O'Shanter Park with Jackson Township, New Owner of Adjacent Land and Staff
	<ul style="list-style-type: none"> – Attended Movie Night Event at Tam O'Shanter Park