

MINUTES OF THE MEETING OF THE BOARD OF PARK COMMISSIONERS OF MILL CREEK
METROPARKS HELD MONDAY, APRIL 11, 2022.

A Regular Meeting of the Board of Park Commissioners of Mill Creek MetroParks was held on Monday, April 11, 2022.

The meeting opened at 6:00 p.m., with recitation of The Pledge of Allegiance.

Lee Frey, Board President welcomed staff and guests.

Roll Call was as follows:

Germaine Bennett;	Present
Lee Frey;	Present
Tom Frost,	Present via Zoom
Jeff Harvey;	Present
Paul Olivier;	Present

The Board was presented with the Minutes of the Regular Meeting of March 14, 2022. Lee Frey accepted the minutes into the record as written.

Kevin Smith, Finance Director/Treasurer presented the Department Report for Finance and requested that disbursements #86515- #86790 for a total of \$910,052.48 be approved. Lee Frey moved, at the request of the Finance Director, the funds having been certified as on hand and duly appropriated, that disbursements #86515- #86790 for a total of \$910,052.48. The motion was seconded by Germaine Bennett after discussion and inquiry from Jeff Harvey, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye:	Bennett, Frey, Frost, Harvey
Voting Nay:	None

Kevin Smith, Finance Director/Treasurer presented a request to increase appropriations to account 100-0010-5056 Administration Professional Services by \$8,793.00. This is an insurance reimbursement for barn repairs that were damaged during a storm. Lee Frey moved, at the request of the Finance Director, to increase appropriations to account 100-0010-5056 Administration Professional Services by \$8,793.00. The motion was seconded by Jeff Harvey after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye:	Bennett, Frey, Frost, Harvey
Voting Nay:	None

Commissioner Paul Olivier joined the meeting at 6:03 pm.

Nick Morchak, Staff Accountant presented the quarterly credit card report for the period of January 1 - March 31, 2022. No action was needed. The Board thanked Nick for the information.

Aaron Young, Executive Director identified that the MetroParks had formally closed on the acquisition of 161 acres in Smith Township, now known and referred to as Hawkins Marsh. Funding applications are being prepared to the Clean Ohio Conservation Fund to develop public access to the property.

Aaron Young, Executive Director presented and requested approval of the Eighth Amended and Restated Trust Agreement of the MetroParks Foundation. Request for proposals were sought for trust officer/financial services provision on behalf of the Foundation and PNC Institutional Asset Management is the apparent low proposal. The Eighth Amended and Restated Trust Agreement acknowledges the change from Huntington National Bank to PNC Institutional Asset Management. Lee Frey moved to

approve the Eight Amended and Restate Trust Agreement as presented. The motion was seconded by Jeff Harvey after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Kevin Smith, Finance Director/Treasurer presented Resolution R-22-06 Authorizing participation in the ODOT Road Salt Contracts Awarded in 2022. Lee Frey moved, at the request of the Finance Director, to approve Resolution R-22-06 as presented. The motion was seconded by Paul Olivier after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

**R-22-06
RESOLUTION AUTHORIZING PARTICIPATION
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2022**

WHEREAS the Mill Creek MetroParks, Mahoning County (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's (ODOT) annual road salt bid in accordance with Ohio Revised Code 5513.01(B) and hereby agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the road salt contract; and
- d. The Political Subdivision's electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision hereby agrees to purchase a minimum of 90% of its electronically **submitted** salt quantities from its awarded salt supplier during the contract's effective period; and
- f. The Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement it will do so by written, emailed request by no later than Friday, April 29 by 5:00 p.m. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement.

NOW, THEREFORE, be it ordained by the following authorized person(s) that this participation agreement for the ODOT road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation on the ODOT salt contract:

Approved by the Board of Park Commissioners on April 11, 2022. On behalf of the Board of Park Commissioners

 Aaron Young, Executive Director 04-11-22 Approval Date

THIS RESOLUTION MUST BE UPLOADED TO THE SALT PARTICIPATION WEBSITE BY NO LATER THAN FRIDAY, APRIL 29, 2022.

PLEASE NOTE: THE DEPARTMENT WILL NOT ACCEPT TYPED SIGNATURES. PARTICIPATION AGREEMENTS SUBMITTED WITH TYPED SIGNATURES WILL BE INVALID AND INELIGIBLE FOR APPROVAL. YOU CANNOT SUBMIT A WORD DOCUMENT VERSION OF THIS PARTICIPATION AGREEMENT. NO EXCEPTIONS.

Aaron Young, Executive Director presented Resolution R-22-07 Acknowledgment of Grants, Donations and Trusts for the period of January 1, 2022 to March 31, 2022. Lee Frey moved, at the request of the Executive Director, to approve Resolution R-22-07 as presented. The motion was seconded by Paul Olivier after discussion, the roll being called upon its adoption, the vote resulted as follows:

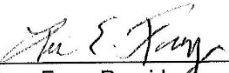
Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Resolution R-22-07

ACKNOWLEDGEMENT OF GRANTS, DONATIONS, OR TRUSTS

BE IT RESOLVED by the Board of Park Commissioners of Mill Creek Metropolitan Park District that we deem it necessary and in the best public interest to acknowledge the grants, donations or trusts submitted to the Park District for the period of January 1, 2022, through March 31, 2022 as detailed on the summary marked Exhibit A, and authorize legal counsel to make application to the Probate Court pursuant to Ohio Revised Code 1545.11 for approval and to secure Journal Entry of the Probate Court.

IN WITNESS THEREOF, We, the Board of Park Commissioners hereunto set our hand this 11th day of APRIL, 2022.



Lee Frey, President



Germaine Bennett, Vice President

Tom Frost, Commissioner



Jeff Harvey, Commissioner



Paul Olivier, Commissioner

Date	Donor	Amount	Purpose
11/18/2021	Patricia McHenry	\$ 100.00	Ford Nature Center Campaign
12/7/2021	Sallie Beeghly Jones	\$ 25,057.50	Trail Fund
12/29/2021	Kaaren Cabraja	\$ 100.00	Children's Garden Fund
12/30/2021	Youngstown Clothing Co.	\$ 6,021.33	Children's Garden Fund
12/31/2021	Rocky Ridege Neighborhood Ass.	\$ 2,865.80	Wick Rec. Endowment
1/1/2022	Tom Shipka	\$ 100.00	General Endowment
1/5/2022	Chris Litton	\$ 5.25	General Endowment
1/7/2022	Jane Beeghly	\$ 40,246.52	Trail Fund
1/7/2022	Laura Beeghly	\$ 20,482.00	Trail Fund
1/8/2022	Marijo Martin	\$ 52.50	Fellows Riverside Gardens End.
1/10/2022	LPL Financial	\$ 10,000.00	Fellows Riverside Gardens End.
1/12/2022	Boys and Girls Clubs of Youngstown	\$ 2,000.00	Golf Endowment
1/31/2022	Karla Poole	\$ 50.00	Fellows Riverside Gardens End.
2/1/2022	Tom Shipka	\$ 100.00	General Endowment
2/1/2022	Patricia Gojdics	\$ 50.00	Tree Fund
2/1/2022	Shelly Marlowe	\$ 105.00	Tree Fund
2/3/2022	Sara Wood	\$ 100.00	Tree Fund
2/5/2022	Tom Shipka	\$ 300.00	Golf Endowment
2/6/2022	Anonymous Donor	\$ 500.00	Ford Nature Center End.
2/10/2022	Community Foundation M.V.	\$ 4,000.00	Bikeway Endowment Fund
2/10/2022	Scott Shulick	\$ 250.00	Ford Nature Center Campaign
2/16/2022	Jean Chrobak	\$ 100.00	Fellows Riverside Gardens End.
2/25/2022	Michelle Ferketic	\$ 105.00	Golf Endowment
2/28/2022	Tara Schumacher	\$ 1,500.00	General Endowment
3/1/2022	Tom Shipka	\$ 100.00	General Endowment
3/1/2022	Karen McClurkin	\$ 90.00	Fellows Riverside Gardens End.
3/5/2022	David and Ruth Humphrey	\$ 100.00	Tree Fund
3/9/2022	Michael McNally	\$ 52.50	Fellows Riverside Gardens End.
3/10/2022	Betsy Beeghly McPherson	\$ 15,000.00	Trail Fund
3/17/2022	Lesley Millwood	\$ 52.50	Fellows Riverside Gardens End.
3/17/2022	Helen Matta	\$ 50.00	Fellows Riverside Gardens End.
3/20/2022	Zwiren Family Living Trust	\$ 25.00	Fellows Riverside Gardens End.
3/20/2022	Eileen and Mike McCauley	\$ 26.25	Tree Fund
3/23/2022	Celeste Dunlap	\$ 105.00	Fellows Riverside Gardens End.
3/23/2022	Dick and Mimi Riley	\$ 157.50	Fellows Riverside Gardens End.
3/24/2022	Mahoning Valley Hospt. FDN.	\$ 60,000.00	Golf Endowment
3/24/2022	Peggy Kuo	\$ 100.00	Fellows Riverside Gardens End.
3/24/2022	Tom and Stephanie McCammon	\$ 105.00	Bikeway Endowment Fund
3/25/2022	Dan Brown	\$ 105.00	Fellows Riverside Gardens End.
3/26/2022	Jennifer Cox	\$ 50.00	Fellows Riverside Gardens End.
3/27/2022	Linda Stein	\$ 200.00	Fellows Riverside Gardens End.
3/27/2022	Julie & John Garel	\$ 105.00	Fellows Riverside Gardens End.
3/27/2022	Marla & Eric Grossman & Steinmiller	\$ 100.00	Fellows Riverside Gardens End.
3/29/2022	Wendy Feldman Block	\$ 52.50	Fellows Riverside Gardens End.
3/30/2022	George Haidos	\$ 105.00	Tree Fund
		\$ 190,872.15	

Justin Rogers, Planning & Operations Director presented the bid award recommendation for Vickers Nature Preserve Improvements Phase I. It is recommended that Jagger Construction, LLC. be awarded the contract for the project named Vickers Nature Preserve Improvements Phase I at the grand total amount bid of \$277,474.72. Lee Frey moved, at the request of the Planning & Operations Director, to award the contract for the project named Vickers Nature Preserve Improvements Phase I at the grand total amount bid of \$277,474.72 to Jagger Construction, LLC. The motion was seconded by Paul Olivier after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Justin Rogers, Planning & Operations Director presented the bid award recommendation for the 2022 Restoration of Hiking Trails in Mill Creek Park. It is recommended that Jagger Construction LLC be awarded the contract for the project named 2022 Restoration of Hiking Trails in Mill Creek Park at the grand total amount bid of \$114,997.50. Lee Frey moved, at the request of the Planning & Operations Director, to award the contract for the project named 2022 Restoration of Hiking Trails in Mill Creek Park at the grand total amount bid of \$114,997.50 to Jagger Construction LLC. The motion was seconded by Germaine Bennett after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Justin Rogers, Planning & Operations Director presented the bid award recommendation for the Springfield Forest Improvements Construction of Fishing Pier. It is recommended that Jagger Construction LLC be awarded the contract for the project named Springfield Forest Improvements Construction of Fishing Pier, at the grand total amount bid of \$72,000.00. Lee Frey moved, at the request of the Planning & Operations Director, to award the contract for the project named Springfield Forest Improvements Construction of Fishing Pier, at the grand total amount bid of \$72,000 to Jagger Construction LLC. The motion was seconded by Jeff Harvey after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Justin Rogers, Planning & Operations Director presented the bid award recommendation for the East Golf Hike & Bike Trail Parking Lot Improvements. All bids received were in excess of the 10% bid cap. In accordance with Section 153.12 of the Ohio Revised Code, all bids must be rejected for the project named East Golf Hike & Bike Trail Parking Lot Improvements. Lee Frey moved, at the request of the Planning & Operations Director, to reject all bids in accordance with Ohio Revised Code section 153.12 as requested. The motion was seconded by Germaine Bennett after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Randy Campana, Police Chief presented Lexipol (Police Department) Policy updates to the Board for approval. The State Standard will now have a Group 5 standard section and these updates reflect this new group, particularly the Agency Wellness policy. Lee Frey moved, at the recommendation of the Police Chief that the presented policies be approved. The motion was seconded by Paul Olivier after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

James Infante, Education Manager presented the 2022 Lanterman's Mill Fee Schedule for approval. Rates will be raised to offset operating costs and available via the website. Rates range from \$1.00 to \$3.00 per person. Lee Frey moved, at the request of the Education Manager that the presented 2022 Lanterman's Mill Fee Schedule be approved. The motion was seconded by Paul Olivier after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Brian Tolnar, PGA Director of Golf and Recreation presented two Special Events to the Board for approval. The first special event is the 2022 Community Cup on 09-10-22 at Bears Den/Wick Rec. Areas by the Youngstown YMCA. The second special event is the Panerathon 2022 on 08-28-22 at Old Log Cabin/Lake Glacier Area. Lee Frey moved, at the recommendation of the PGA Director of Golf and

Recreation, that the Special Events be approved as presented. The motion was seconded by Jeff Harvey after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Frey, Frost, Harvey, Olivier
Abstain: Bennett
Voting Nay: None

Lee Frey, Board President moved, to appoint Tabitha Fitz-Patrick to the Nature Education Citizens Advisory Committee and Gary Davenport to the Natural Resources Citizens Advisory Committee. The motion was seconded by Jeff Harvey after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Chris Litton, Development Director shared the MetroParks Foundation deposit report for the period of March 1-31, 2022 at a total of \$76,875.00. Lee Frey moved to accept the deposit report for the period of March 1-31, 2022 as presented. The motion was seconded by Germaine Bennett, after discussion, the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Bennett, Frey, Frost, Harvey, Olivier
Voting Nay: None

Commissioner Tom Frost had to leave the meeting at 6:35 pm.

Jaime Yohman, Community Engagement Director and James Infante, Education Manager presented on the education efforts being provided by the MetroParks in 2022.

Public Comments to the Board:

- Celeste Sinestro: Comments regarding conversation with the Executive Director regarding the East Golf Hike & Bike Trail Project in early March. She wants answers as to why the project is needed and doesn't believe that she is getting them from Administration.
- Richard Scarsella: Spoke on behalf of the William Holmes McGuffey Historical Society and their desire to see the old ponds at the McGuffey Wildlife Preserve redeveloped.
- Shirley Eckley: Spoke on behalf of the William Holmes McGuffey Historical Society and their purpose. Believes that the site will turn into wetlands and degrade if the ponds are not redeveloped.
- Pearl Sinestro: Spoke out on behalf of the people of Pinewood Drive in objection to the East Golf Hike & Bike Parking Lot Expansion Project. She believes that more traffic, litter and additional people that would come to the area would be a negative for those that live there.
- Margaret Grace: Spoke on behalf of the William Holmes McGuffey Historical Society. She was disappointed that the ponds were not being restored. She believes that they add value to those that visit the property.
- Diane Morse Nemeth: Spoke on behalf of the William Holmes McGuffey Historical Society and her history in raising funds for the preservation of the property. The condition of the former dock is in disrepair and should be repaired. She believes that the issue is a safety concern so that children do not drown in attempt to use the dock.
- Rich Johnson spoke out in opposition to the East Golf Hike & Bike Trail Parking Lot Expansion Project.
- Melinda Rulli complimented Jim for his education presentation. She provided the Board with a petition in opposition to the East Golf Hike & Bike Trail Parking Lot Expansion Project. She noted that the people wanting to address the Board should not have had to wait so long to address the Board. She does not believe that residents were consulted in the planning of the project.

Commissioners Comments:

- Lee Frey reminded all that a Board retreat is scheduled for Saturday, April 23, 2022 at 8:00 am in the Administration Conference Room.
- Jeff Harvey thanked all for coming and explained how the projects are approved.
- Germaine Bennett thanked Jim for his presentation on our education efforts.
- Lee Frey also thanked the education team for their presentation.

The next meeting is scheduled for Monday, May 9, 2022, at 6 p.m., at McMahon Hall.

There being no further business, the meeting adjourned at approximately 7:32 p.m.

Presiding Officer

Secretary