

Canfield, Ohio
November 13, 2012

The Board of Park Commissioners of Mill Creek MetroParks met in Regular Session on Tuesday, November 13, 2012, at 6:00 p.m. with members Bob Durick, Jay Macejko, Valencia Marrow, and Louis Schiavoni present. John Ragan was absent.

Mr. Schiavoni moved the Minutes of the Meeting of October 9, 2012, be approved. The motion was seconded by Ms. Marrow and passed.

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

Kevin Smith, Administrative Services Director/Treasurer presented the Treasurer's Report. Mr. Schiavoni moved, the funds having been certified as on hand and duly appropriated, that disbursements #59226 through #59611 be approved. The motion was seconded by Ms. Marrow and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

Kevin Smith also requested the following appropriation increases be made:

Appropriations increase of \$17,500 to Horticulture/Forestry Materials & Supplies - Account 100-2150-5097. The Forestry Department has had more expenses than anticipated this year due to the Emerald Ash Borer infestation & this would help offset those increased expenses.

Appropriation increase of \$56,717.80 to Fellows Riverside Gardens Payroll Account 100-2101-5063. These are the wages for the employees that are reimbursed by the Friends of Fellows Riverside Gardens.

Appropriation increase request of \$7,542.47 to the MetroParks Farm Account 100-5300-5097. This was for the purchases of a livestock trailer that was paid for by the Mill Creek Park Foundation.

Appropriation increase request of \$13,785.00 to the Ford Nature Center Account 100-4200-5097. This was for the renovations to the Ford Nature Center that was paid for by the Mill Creek Park Foundation.

Appropriation increase request of \$6,000.00 to Recreation Program & Special Event Account 100-4700-5097. This is for the new online reservation system that was paid for by the Mill Creek Park Foundation.

Appropriation increase request of \$20,000 to Administration Materials & Supplies Account 100-0010-5056. This is to offset a portion of the increased legal fees incurred this year and the additional legal fees expected for the upcoming union negotiations.

After discussion, Mr. Schiavoni motioned that the increases be approved. The motion was seconded by Mr. Macejko, and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

Justin Rogers, Planning Manger presented the following bids received for the Newport Wetlands Stormwater Management System Project.

TABULATION OF BIDS

PROJECT NAME: NEWPORT WETLANDS STORMWATER MANAGEMENT SYSTEM

BID OPENING: November 7, 2012 CONTRACT TERM: 35 Calendar Days
ESTIMATE: \$88,700.00 10% BID CAP: \$97,570.00

Name of Bidder
Total Amount
of Bid as Read
at Bid Opening

Total Amount
of Bid After
Tabulation

Butch & McCree Paving Inc. (Hillsville, PA)
\$96,107.60

\$96,107.60

Eclipse Co., LLC (Warrensville Heights, OH)
\$131,722.45

\$131,722.45

Foust Construction, Inc. (Girard, OH)
\$88,575.65

\$88,575.65

Liffey Enterprises dba Shamrock Construction Corp. (Youngstown, OH)
\$117,950.00

\$117,950.00

Parella-Pannunzio, Inc. (Youngstown, OH)
\$99,086.80

\$99,086.80

Yarian Brothers Construction, Inc.(New Waterford, OH)
\$89,858.00

\$89,858.00

NOTES:

Six (6) bids were received, checked and tabulated.
No mathematical errors were found in any of the six (6) bids.
The total amount of the bids for three (3) bidders, both at the time of the bid opening and after tabulation, was within the 10% bid cap.
The remaining three (3) bid proposals received by the MetroParks exceeded the 10% bid cap. By law, the MetroParks must reject any proposal exceeding the 10% bid cap established for the project.
The apparent low bidder at bid opening and after tabulation is Foust Construction, Inc. Foust Construction, Inc. is experienced in many of the work types required for this project and will complete 100% of the work specified in the plans.
Foust Construction, Inc. has completed numerous improvement projects for Mill Creek MetroParks, including the recent "Improvement of Robinson Hill Drive" project.
The bid proposal submitted by Foust Construction, Inc. did include all of the required documentation specified in the Contract Documents for a complete bid on this project.

RECOMMENDATION:

It is recommended that the contractor, Foust Construction, Inc., be awarded the contract for the project named "NEWPORT WETLANDS STORMWATER MANAGEMENT SYSTEM" at the total amount of \$88,575.65.

After discussion, Mr. Macejko moved the bid from Foust Construction, Inc. be accepted. Ms. Marrow seconded the motion and the vote resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

Steve Avery, Operations Director, presented the following resolution for approval. After discussion, Mr. Macejko motioned that the resolution be approved.

R-12-08

PAINTING of SLIPPERY ROCK BRIDGE

WHEREAS, the steel spandrel arch beams and the steel railings on the Slippery Rock Bridge, located on West Glacier Drive in Mill Creek Park, need to be painted, and

WHEREAS, the Slippery Rock Bridge is a contributing structure in the Mill Creek Park Historic District, and

WHEREAS, painting of the Slippery Rock Bridge is a transportation activity eligible to receive federal funding, and

WHEREAS, Mill Creek MetroParks applied for Federal Highway Administration (FHWA) Transportation Enhancement funding in March 2012 through the Eastgate Regional Council of Governments (Eastgate) for the Slippery Rock Bridge painting project at an estimated cost of \$145,000, and

WHEREAS, Eastgate's General Policy Board approved Resolution #011-2012 on July 30,

2012, which officially added the Slippery Rock Bridge painting project to the State of Ohio's Transportation Improvement Program and authorized the cost for this project to be financed at 80% using FHWA Transportation Enhancement funds, and

WHEREAS, FHWA has designated the Ohio Department of Transportation (ODOT) as the agency in Ohio to administer federally funded transportation projects, and

WHEREAS, Section 5501.03 (C) of the Ohio Revised Code provides that the Director of ODOT may coordinate activities of the Department with other appropriate public authorities and enter into contracts with such authorities as necessary to carry out its duties, powers and functions, and

WHEREAS, it is the mutual desire of both ODOT and Mill Creek MetroParks to have the MetroParks serve as the responsible lead agency for the administration of this project.

THEREFORE BE IT RESOLVED the Board of Park Commissioners of the Mill Creek Metropolitan Park District agree as follows:

1. The Mill Creek MetroParks's Executive Director is hereby authorized and directed to file the programming and environmental documents with ODOT, and to execute an Agreement with ODOT for the Slippery Rock Bridge painting project, and
2. The Mill Creek MetroParks's Executive Director is hereby authorized and directed to have plans and specifications prepared for advertisement of public bids for the project, and
3. The Board of Park Commissioners agrees to the future maintenance of the project, and
4. The Board of Park Commissioners agrees to pay all costs in excess of the amount funded by FHWA.

The motion was seconded by Ms. Marrow and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

The Board received the following public comments
â€¢ Lynn Anderson, Youngstown, against drilling and fracking in the Park
â€¢ Linda Desantis, New Castle, spoke regarding protecting our water
â€¢ Judy, Canfield, regarding animals in the Park
â€¢ Tom, Youngstown, against drilling and fracking in the Park
â€¢ Jean Engle, Youngstown, against drilling and fracking in the park
â€¢ Suzi Biersdorfer, Youngstown, thanked the Board of the Public Meetings held regarding drilling in the Park

At the end of the public comment session, the Board thanked the public for their comments.

Dr. Durick announced that the next Regular Board Meeting has been scheduled for Monday, December 17, 2012, at 6:00 p.m. at Fellows Riverside Gardens.

Mr. Macejko moved the Board meet in Executive Session to discuss collective bargaining matters and personnel. The motion was seconded by Ms. Marrow and the vote taken resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni
Voting Nay: None

The Board went into Executive Session at 6:40 p.m., and returned at 8:20 p.m.

There being no further business, Mr. Macejko moved to adjourn the meeting. Mr. Schiavoni seconded the motion, and the vote taken resulted as follows:

Voting Aye: Durick, Macejko, Marrow, Schiavoni

Voting Nay: None

The meeting adjourned at 8:23 p.m.