

**August 12, 2013
Canfield, Ohio**

The Board of Park Commissioners of Mill Creek MetroParks met in Regular Session on Monday, August 12, 2013, at 6:00 p.m. with members Bob Durick, Jay Macejko, Valencia Marrow, John Ragan, and Louis Schiavoni present. .

Mr. Schiavoni presented the Minutes of the Meeting of July 15, 2013, and asked that they be approved. Ms. Marrow motioned they be approved. The motion was seconded by Mr. Macejko and passed, and the vote taken resulted as follows:

Voting Aye: Macejko, Marrow, Ragan, Schiavoni
Voting Nay: None
Abstaining: Durick (was not at the July 15, 2013 meeting)

Dennis Miller, Executive Director presented the Treasurer's Report. Mr. Macejko moved, the funds having been certified as on hand and duly appropriated, that disbursements #61617 through #61908 be approved. The motion was seconded by Ms. Marrow the roll being called upon its adoption, the vote resulted as follows:

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

Dennis Miller requested an appropriation increase of \$10,194.06 for Luau at the Lily Pond expenses that were not included in the original budget. After discussion, Dr. Durick moved the appropriation increase be approved. The motion was seconded by Ms. Marrow the roll being called upon its adoption, the vote resulted as follows:

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

Dennis Miller requested an appropriation increase to Salaries & Wages in the amount of \$26,925.14. After discussion, Ms. Marrow moved the appropriation increase be approved. The motion was seconded by Mr. Macejko, the roll being called upon its adoption, the vote resulted as follows:

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

Keith Kaiser, Horticulture Director moved to increase the Group Tour Fees at Fellows Riverside Gardens as follows:

It is proposed that the fees for scheduled group (10 or more people) tours visiting Fellows Riverside Gardens be adjusted according to the below recommendations. It has been more than 20 years since a change to these rates has taken place.

Mahoning County Resident

Regular

GARDEN TOUR

NG \$50/Group

~~\$ 35/Group~~ \$100/Group

- To accommodate groups paying the Group Rate Fee who wish to have lunch on site, a classroom will be provided to them for their use at no additional cost.
- Students from Mahoning County schools will continue to pay no fee.
- Students from out of Mahoning County schools will continue to pay the existing fee of \$2.00/child \$10minimum

After discussion, Dr. Durick moved the increase for the Group Tour Fee for Fellows Riverside Gardens be approved. The motion was seconded by Mr. Ragan, the roll being called upon its adoption, the vote resulted as follows:

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

Justin Rogers, Planning Manager, explained and presented Resolution R-13-07 for approval. After discussion, Ms. Marrow motioned the following Resolution be approved.

R-13-07

Authorization for Pipeline Replacement in Existing Right-of-Way at MetroParks Farm and Hitchcock Woods for Sunoco Pipeline L.P.

WHEREAS, Sunoco Pipeline L.P. (SPLP) operates and maintains an existing underground pipeline utility on the MetroParks Farm and Hitchcock Woods property, and

WHEREAS, SPLP has two (2) existing right-of-way documents with the Mahoning County Commissioners dated 1930 for the pipeline, a Mahoning County Commissioners resolution and right-of-way agreement amendment dated 1965, and a right-of-way agreement with the Board of Park Commissioners dated 1967, and

WHEREAS, SPLP requests access to the existing utility right-of-way to replace the existing 6" diameter pipe with a 12" diameter pipe parallel and adjacent to SPLP's existing pipeline as part of the Allegany Access project which extends from Mogadore, OH to Vanport, PA, and

WHEREAS, the existing right-of-way agreement dated 1930 will be used for the majority of construction, with temporary work space and temporary access route areas available for use throughout the duration of the project, and

WHEREAS, SPLP has committed to use all reasonable efforts to minimize the disturbance to MetroParks' property, will restore all property to its original condition prior to completion of the project, and will pay the owner, for any damage to fences, improvements, growing crops and timber which may be caused by exercise of the rights granted by the original agreement, and

WHEREAS, Mill Creek MetroParks, as owner of the existing pipeline property right-of-way and adjacent lands, will receive compensation from SPLP for proposed work within the existing right-of-way including excavation, soil boring, vegetation removal, and related activities, for granting access to temporary work spaces, and for allowing construction of temporary access route areas.

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

1. The Executive Director of the MetroParks is hereby authorized and directed to sign the Agreement and all associated documents as they relate to the Sunoco Pipeline L.P. Alleghany Access (Mogadore to Vanport) pipeline replacement project.

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, Ragan, Schiavoni
Voting Nay: None

Rikki Brammer, Programs and Events Coordinator, presented the following request for approval.

- Request of Heart Reach Ministries to hold a 5k run fundraiser, Wick area and surrounding drives and on roads in the Bears Den Cabin area, on October 5, 2013

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

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

Kirsten Peetz, Natural Resources Manager, gave an update on the fish kill at the Lily Pond last month.

The Board received the following public comments:

- Christine Flak, Youngstown, questions regarding the fish kill at the Lily Pond
- Lynn Anderson, Youngstown, questions/statements regarding fracking, seismic testing, pipeline leak, and public records requests.
- Nancy Brundage, Canfield, complimented the Reptile & Raptor Event held last weekend

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

Mr. Schiavoni announced that the next Regular Board Meeting has been scheduled for Monday, September 9, at 6:00 p.m. at the MetroParks Farm.

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

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

The meeting adjourned at 6:31 p.m.