

GEAUGA PARK DISTRICT
MINUTES OF SPECIAL MEETING
APRIL 29, 2003

A special meeting of the Geauga Park District Board was held on April 29, 2003, at the Park District office, Chardon, Ohio. The meeting was called to order at 3:30 p.m. President Robert McCullough was in the chair. Board members Betty Cope and Mark Rzeszotarski were present. Employees present were: Tom Curtin, Keith McClintock, Paige Hosier, and Eileen Smith.

ADOPTION OF THE AGENDA

Miss Cope moved the adoption of the agenda as presented.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

COMMUNICATIONS TO THE BOARD

The Board shared favorable comments with reference to the Outdoor Writers Conference, which was held at The West Woods Nature Center on Friday, April 25, 2003. Miss Cope shared a telephone conversation she had with Chip Henry. Mr. Henry complimented the Park staff on their cooperative efforts in making this event successful. Mr. McCullough added that Senator Voinovich shared with Mr. McCullough that he was impressed with The West Woods Nature Center, comparing it to the COSI center in Columbus. Senator Voinovich indicated that he would like to bring his grandchildren to the Nature Center.

MAP PRINTING CONTRACT

Ms. Hosier reported to the Board that she sent out Requests for Proposals (RFP) to several printing companies for the printing of Geauga Park District maps. Ms. Hosier received three responses:

<u>COMPANY</u>	<u>DESIGN COSTS</u>	<u>TOTALS</u>	
		<u>COST/5,000 MAPS</u>	<u>COST/10,000 MAPS</u>
Activities Press, Inc.	Approx. \$225.00 per map	\$1,732.00	\$2,366.00
Ballash Press, Inc.	Included in pricing	\$1,339.00	\$1,832.00
POV Communications	\$150.00 per map	\$1,088.00	\$1,549.00

Ms. Hosier stated that she would like to enter into a contract with POV Communications for the printing of Geauga Park District maps. Ms. Hosier stated that she has worked with POV Communications in the past and has been pleased with their work.

Dr. Rzeszotarski moved that Ms. Hosier enter into a contract with POV Communications for the printing of Geauga Park District maps for the figures referred to above.

Mr. McCullough seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

AGRICULTURAL LEASE

FARLEY PROPERTY

Mr. Curtin informed the Board that requests for proposals (RFP) were sent out for the 30 acres of farmland on the Farley property. This past year, Geauga Park District leased this property to Jim Soltis. That lease agreement expires on April 30, 2003. Mr. Curtin stated that we requested

proposals from interested parties for a ten-year lease. These interested parties were to submit their intentions for the property, as well as what they would be willing to pay to lease the property. Geauga Park District received the following two responses to this RFP:

Kenneth and Joan Kirk for the annual amount of \$1,255.00
Jim Soltis for the annual amount of \$1,200.00.

Mr. Curtin recommended that we enter into an Agricultural Lease with Kenneth and Joan Kirk.

Miss Cope moved that we enter into an Agricultural Lease with Kenneth and Joan Kirk for a period of ten (10) years, commencing May 1, 2003, in the annual amount of One Thousand Two Hundred Fifty-Five Dollars (\$1,255.00).

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

THE MAPLE HIGHLANDS TRAIL-NORTH—UPDATE

Tom Curtin updated the Board on the progress of The Maple Highlands Trail-North. There has been a slight change in the scope of the contract with Great Lakes Construction. This change in the scope of the contract will cost Thirteen Thousand Sixty-One Dollars (\$13,061.00). Since there are items of non-performance in the contract, we do not have to increase the contract.

THE WEST WOODS NATURE CENTER STOVICEK CONTRACT—CHANGE ORDER NO. 1

Tom Curtin presented to the Board R. J. Stovicek & Associates Change Order No. 1 reflecting a contract adjustment for repairs to The West Woods Nature Center resulting from concrete and high-pressure water damaging the adjoining walls and wood trim. Mr. Curtin indicated that the contract would be reduced by Four Thousand Four Hundred Thirteen Dollars (\$4,413.00).

Dr. Rzeszotarski moved to approve R. J. Stovicek & Associates Change Order No. 1 as stated above reducing the contract by Four Thousand Four Hundred Thirteen Dollars (\$4,413.00).

Mr. McCullough seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

BIG CREEK OPERATIONS EXPANSION EDP CONSULTANTS—CHANGE ORDER NO. 1 GEOTECHNICAL CONTRACT

Tom Curtin presented to the Board EDP Consultant's Change Order No. 1, which would increase the contract to Five Thousand Nine Hundred Dollars (\$5,900.00). The original contract was in the amount of Two Thousand Five Hundred Dollars (\$2,500.00). To date, we have paid Two Thousand Four Hundred Eighty-One Dollars and Ninety-Five Cents (\$2,481.95). The increase in the contract is due to undercuts at the shop, winter construction conditions and inefficiencies in the general and excavating contractor's ability to schedule and coordinate effectively.

Mr. McCullough moved to approve EDP Consultants' Change Order No. 1 to the amount of Five Thousand Nine Hundred Dollars (\$5,900.00) as stated above.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

GRAVEL BID

On April 17, 2003, at 1:00 p.m., sealed bids for gravel and crushed stone were opened. Bids were submitted by The Northeastern Road Improvement Co. of Willoughby in the amount of Twenty-Three Thousand Eight Hundred Seventeen Dollars and Twenty-Five Cents (\$23,817.25) and from The Arms Trucking Co. in the amount of Twenty-Four Thousand Forty-One Dollars and Seventy-Five Cents (\$24,041.75). Mr. Curtin recommended that the Park District enter into a contract with The Northeastern Road Improvement Co.

Miss Cope moved that Geauga Park District enter into a contract in the amount of Twenty-Three Thousand Eight Hundred Seventeen Dollars and Twenty-Five Cents (\$23,817.25) with The Northeastern Road Improvement Co. for gravel and crushed stone.

Mr. McCullough seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

SURPLUS PROPERTY

Mr. Curtin stated that there are several buildings on the Ellerin, Buff Chard Preserve, and Burton Wetlands (former Ranger building) properties that Geauga Park District would like to have declared as surplus property in order to remove these buildings. The swimming pools at the Ellerin property also need to be filled in.

Miss Cope moved that the above referred to buildings and swimming pools be declared surplus property.

Mr. McCullough seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 09-03
RESOLUTION OF APPROPRIATION
CLIFFORD AND GWENDOLYN BAKER

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY CLIFFORD AND
GWENDOLYN BAKER.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel, which is a part of a former railroad right-of-way and currently owned by Clifford and Gwendolyn Baker.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Clifford and Gwendolyn Baker.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 10-03
RESOLUTION OF APPROPRIATION
BRANT AND LORETTA BOATWRIGHT

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY BRANT AND LORETTA
BOATWRIGHT.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Brant and Loretta Boatwright.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Brant and Loretta Boatwright.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 11-03
RESOLUTION OF APPROPRIATION
JOHN T. AND STELLA BULLOCK

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY JOHN T. AND STELLA E.
BULLOCK.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by John T. and Stella E. Bullock.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, John T. and Stella E. Bullock.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 12-03
RESOLUTION OF APPROPRIATION
JUDITH A. AND TERRY W. FOWKES

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY JUDITH A. AND TERRY W.
FOWKES.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Judith A. and Terry W. Fowkes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Judith A. and Terry W. Fowkes.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 13-03
RESOLUTION OF APPROPRIATION
GRANDVIEW GOLF CLUB, INC.

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY GRANDVIEW GOLF CLUB,
INC.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Grandview Golf Club, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Grandview Golf Club, Inc.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 14-03
RESOLUTION OF APPROPRIATION
FREDERICK AND SHERILL HATCH

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY FREDERICK AND SHERILL
HATCH.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Frederick and Sherill Hatch.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Frederick and Sherill Hatch.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 15-03
RESOLUTION OF APPROPRIATION
FREDERICK L. AND KATHLEEN A. KOTH

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY FREDERICK L. AND
KATHLEEN A. KOTH.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Frederick L. and Kathleen A. Koth.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Frederick L. and Kathleen A. Koth.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 16-03
RESOLUTION OF APPROPRIATION
ROBERT A. AND MONICA L. MOON

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY ROBERT A. AND MONICA
L. MOON.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Robert A. and Monica L. Moon.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Robert A. and Monica L. Moon.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 17-03
RESOLUTION OF APPROPRIATION
ROBERT B. MOON TRUST AND MARIANNE D. MOON

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY ROBERT B. MOON TRUST
AND MARIANNE D. MOON.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Robert B. Moon Trust and Marianne D. Moon.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Robert B. Moon Trust and Marianne D. Moon.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 18-03
RESOLUTION OF APPROPRIATION
ROBERT N. AND SALLY F. RICHMOND

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY ROBERT N. AND SALLY F.
RICHMOND.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Robert N. and Sally F. Richmond.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Robert N. and Sally F. Richmond.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

RESOLUTION NO. 19-03
RESOLUTION OF APPROPRIATION
ROBERT N. AND SALLY F. RICHMOND

Mr. McCullough introduced the following resolution:

RESOLUTION OF INTENT TO APPROPRIATE CERTAIN FORMER RAILROAD
RIGHT-OF-WAY REAL ESTATE NOW OWNED BY ROBERT N. AND SALLY F.
RICHMOND.

Miss Cope moved for the adoption of the following resolution:

WHEREAS, a parcel in fee as hereinafter described must be obtained by the Geauga Park District for The Maple Highlands Trail; and

WHEREAS, the Geauga Park District has been unsuccessful in purchasing said parcel which is a part of a former railroad right-of-way and currently owned by Robert N. and Sally F. Richmond.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Geauga Park District, Geauga County, State of Ohio:

SECTION 1. That this Board hereby declares the necessity and intent to appropriate a parcel in fee, described in Exhibit "A" which is attached hereto and made a part hereof, the same needed for the purpose of The Maple Highlands Trail pursuant to O.R.C. §1545.11, the Ohio Revised Code, and the Constitution of the State of Ohio.

SECTION 2. That the Director of the Geauga Park District be and he is hereby authorized and directed to cause notice of the adoption of this Resolution to be mailed to the owners of the above-described real estate namely, Robert N. and Sally F. Richmond.

SECTION 3. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees on or after December 2, 1975, that resulted in formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22, Ohio Revised Code.

SECTION 4. That this Resolution shall take effect and be in full force at the earliest time allowed by law.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

PARTICIPATION IN GEAUGA COUNTY BICENTENNIAL

The Director informed the Board that the Geauga County Bicentennial Board of Managers have requested that the Geauga County Commissioners appoint a representative from the Geauga Park District to the Bicentennial Board, effective immediately. During the April 15, 2003, meeting of the Geauga County Board of Commissioners, the Geauga County Board of Commissioners "appoint[ed] the Geauga Park District as a public sector member of the Board of Managers to serve a term to expire June 30, 2007." Mr. Curtin further informed the Board that Dan Best, Chief Naturalist, and Teresa Runion, Special Events Coordinator, would be sharing the responsibility of

serving on this Bicentennial Board. The events for the Geauga County Bicentennial will take place in 2006 and 2007, some of which may be hosted by Geauga Park District.

RESOLUTION NO. 20-03
MOTOR VEHICLE REGISTRATION FUND

Mr. McCullough moved for the adoption of the following resolution:

WHEREAS, the public interest demands the improvement described.

NOW THEREFORE, BE IT RESOLVED, by the Geauga Park District Board of Park Commissioners, hereinafter referred to as the Board, that:

Section I - The public interest demands the construction of a parking area within Big Creek Park, situated in the County of Geauga, State of Ohio and described as follows:

Construction of a 20-space parking area to support visitation to The Maple Highlands Trail and Big Creek Park.

Section II – The Board does hereby propose to cooperate with the Director of Transportation in the cost of the described improvement as follows:

The cost of the improvement, up to a maximum amount of Forty-four Thousand Five Hundred Thirty-one dollars (\$44,531) will be provided by the Department. The Board will shall pay all additional costs. In addition, the Board agrees to assume and bear one hundred percent (100%) of the cost of preliminary engineering, right-of-way and environmental documentation.

In addition, the Board agrees to assume and contribute one hundred percent (100%) of the cost of any work included in the construction contract, at the request of the Board, which is deemed by the Director not to be part of or made necessary by the improvement.

Section III – The Board agrees to arrange for the relocation, rearrangement or alteration of all utilities of any nature whatsoever whether privately, publicly, or cooperatively owned, which will be affected by or interfere with said improvement, and said rearrangements will be done at such time as requested by the Director of Transportation. The cost of relocation, rearrangement and alteration of such utilities affected and payment therefore shall be in accordance with Ohio Department of Transportation. Directive H-P-508.

Section IV – The Board certifies the right of way is under ownership of Geauga Park District

Section V – Upon completion of said improvement, the Board will make arrangement to keep said improvement open to traffic during established and posted Park District operating hours and will arrange for:

- Maintenance of the improvement and making ample financial and other provisions for such maintenance; and
- Maintenance of the right of way and keeping it free of obstruction, holding said right of way inviolate for public highway purposes, and permitting no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
- The placing and maintaining of all traffic control devices in conformance with the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and

- Regulate parking in the following manner: *Prohibit parking in accordance with Section 4511.11 of the Ohio Revised Code, unless otherwise controlled by local ordinance or resolution.*

Resolved, that the Geauga Park District requests that the \$44,531 allocated to the District from the Motor Vehicle Registration Fund for the 2002-2003 biennium beginning July 1, 2002 be used to construct the parking lot at the terminus of the Maple Highlands Trail.

Resolved, that project costs exceeding the allocation of \$44,531.00 shall be paid by Geauga Park District.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

EXECUTIVE SESSION

Mr. McCullough moved to go into Executive Session at 4:15 p.m. for the purpose of discussing land acquisitions and personnel.

Miss Cope seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

The Board returned from Executive Session at 5:15 p.m.

LAND ACQUISITION

Dr. Rzeszotarski made a motion to the Director to enter into negotiations for property located in Hambden Township.

Mr. McCullough seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

TELESCOPE

Mr. Curtin has previously discussed with the Board the possibility of acquiring a telescope from a widow whose husband was a member of the Chagrin Valley Astrological Society and the owner of the telescope.

Mr. Curtin and Mr. McCullough met with the Society to view the telescope.

Mr. McCullough moved to accept the donation of the telescope.

Dr. Rzeszotarski seconded the motion and the roll being called upon its adoption, the vote resulted as follows:

Miss Cope	Yes
Mr. McCullough	Yes
Dr. Rzeszotarski	Yes

AMICUS BRIEF

The Director updated the Board on an Amicus Brief which was filed against an out of county agency challenging the constitutionality of eminent domain. The Complaint alleged that eminent domain on land purchases and land gifts would only apply if the parks were created before 1920. The Court of Appeals has rendered a decision declaring the constitutionality of eminent domain.

BURTON-MIDDLEFIELD ROTARY

The Director informed the Board that the Burton-Middlefield Rotary has reserved The Rookery for their “change over” meeting, which is an annual event where the newly elected board formally takes over their board positions. The Burton-Middlefield Rotary has requested permission to allow alcohol at this event. The Board approved this request.

CLEAN OHIO GRANT

Keith McClintock informed the Board that Geauga Park District was awarded a grant in the amount of Two Hundred Twenty-Six Thousand Dollars (\$226,000.00) from the Clean Ohio Grant for the restoration of Silver Creek. This is the second grant that Geauga Park District has been awarded for the Silver Creek restoration project. The combined total of awarded grant monies is over \$400,000.00.

PARADE

Paige Hosier shared with the Board that Geauga Park District was a participant in the Maple Festival Parade. Our float was well received by the community. Ms. Hosier further informed the Board that Geauga Park District took second place in maple syrup.

The meeting adjourned at 5:25 p.m.

SUNSHINE LAW COMPLIANCE

The rules of the Park Board were complied with by sending notice pursuant to the rules adopted by the Board.

Respectfully submitted,

Thomas G. Curtin, Director

Robert McCullough, President