

**MINUTES OF THE
BOARD OF PARK COMMISSIONERS
OF THE
CLEVELAND METROPOLITAN PARK DISTRICT**

JANUARY 15, 2020

The Board of Park Commissioners met on this date, Wednesday, January 15, 2020, 8:00 a.m., at the Board's office, 4101 Fulton Parkway, Cleveland, Ohio.

The roll call showed President Bruce G. Rinker, Vice President Debra K. Berry, and Vice President Dan T. Moore to be present. It was determined there was a quorum. Chief Executive Officer, Brian M. Zimmerman, Chief Financial Officer, William Chorba, and Chief Legal and Ethics Officer, Rosalina M. Fini, were also in attendance.

**JUDGMENT ENTRY FROM CUYAHOGA COUNTY PROBATE COURT
APPOINTING DAN T. MOORE III AS A MEMBER OF THE BOARD OF PARK
COMMISSIONERS FOR THE TERM BEGINNING JANUARY 1, 2020 AND ENDING
DECEMBER 31, 2022.**

In the absence of Presiding Probate Court Judge Anthony J. Russo, Chief Legal and Ethics Officer Rosalina M. Fini administered the Oath of Office to Dan T. Moore III as a member of the Board of Park Commissioners of the Cleveland Metropolitan Park District for the full term of three years, beginning January 1, 2020 and ending December 31, 2022.

A copy of the Journal Entry, Doc. 133, Case No. 89032, is reflected on pages 90777 to 90782. The bond, in the amount of Five Thousand Dollars (\$5,000), written by The Cincinnati Insurance Company, and the Journal Entry, were filed with and approved by the Auditor of Cuyahoga County, in accordance with the requirements of the law, as shown on pages 90783 to 90785.

Dan T. Moore III took the Oath of Office, thereby becoming a qualified member of the Board.

ORGANIZATION OF THE BOARD:

No. 20-01-003: It was moved by Vice President Moore, seconded by Vice President Berry and carried, that Bruce G. Rinker be nominated as President of the Board for 2020, and further, to nominate Debra K. Berry and Dan T. Moore III as Vice Presidents of the Board for 2020; and further, to appoint Brian M. Zimmerman as Chief Executive Officer/Secretary and to serve in his official capacity on the boards of Destination Cleveland, Flats Forward, Northeast Ohio Sustainability Community Consortium and the iHeartMedia Local Advisory Board; and further, to continue the appointment of William Chorba as Chief Financial Officer/Treasurer.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

APPROVAL OF MINUTES.

No. 20-01-004: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to approve the minutes from the Regular Meeting of December 19, 2019, which were previously submitted to the members of the Board, and by them read.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

APPOINTMENT OF GENERAL COUNSEL, LABOR RELATIONS & EMPLOYMENT COUNSEL, DEFENSE LITIGATION COUNSEL, EMPLOYMENT DEFENSE LITIGATION COUNSEL, WORKERS' COMPENSATION COUNSEL, AND CRIMINAL PROSECUTION COUNSEL.

Pursuant to Article 5, Section 2(b) of the By-Laws, Request for Proposal #6231 was issued for legal services on October 25, 2016 for a term of one year with the ability for four (4), one-year renewals; Request for Proposal #6291 was issued for prosecutorial services on July 3, 2017 for an initial term of five (5) months through December 31, 2017 with the ability for up to four (4), one-year terms after January 1, 2018; and, Request of Proposal #6403 was issued for defense counsel services on December 17, 2018; Request for Proposal #6477 for prosecutorial services and back-up general legal services on November 27, 2019 for a term of one year with a one-year renewal. A review of the proposals was conducted based upon the following categories: (1) Statement of Capability/Biographies; (2) Prior Work History; (3) Compensation/Billing Rate; and (4) Diversity and Inclusion. The firms listed below are recommended by staff.

APPOINTMENT OF GENERAL COUNSEL, etc. (cont.)

No. 20-01-005: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to appoint the following law firms for 2020:

1. **Thompson Hine LLP as General Counsel of the Board** at the rate of \$270 per hour for attorneys (\$270 per hour in 2017, 2018, 2019); and \$183 per hour for the time of non-lawyers, i.e., paralegals, law clerks and other non-lawyers (\$183 per hour in 2017, 2018, 2019);
2. **Zashin & Rich Co., LPA**
Labor Relations & Employment Counsel at the rate of \$270 per hour for partner-level attorneys (\$270 per hour in 2017, 2018, 2019); \$245 per hour for associate-level attorneys (\$245 per hour in 2017, 2018, 2019); and \$125 per hour for the time of non-lawyers, i.e., paralegals, law clerks and other non-lawyers (\$125 per hour in 2017, 2018, 2019);

Employment Defense Litigation Counsel at the rate of \$270 per hour for partner-level attorneys (\$270 per hour in 2017, 2018, 2019); \$245 per hour for associate-level attorneys (\$245 per hour in 2017, 2018, 2019); and \$125 per hour for the time of non-lawyers, i.e., paralegals and law clerks (\$125 per hour in 2017, 2018, 2019). Disclaimer: Zashin & Rich agrees to perform this work at whatever the agreed upon rate was with the applicable carrier. Rate would also never exceed the agreed upon non-insurance CMP/ZR rate;

Workers' Compensation Counsel at the rate of \$215 per hour for partner-level attorneys (\$215 per hour in 2017, 2018, 2019); \$185 per hour for associate-level attorneys (\$185 per hour in 2017, 2018, 2019); and \$110 per hour for the time of non-lawyers, i.e., paralegals, law clerks and other non-lawyers (\$110 per hour in 2017, 2018, 2019);

3. **Defense Litigation Counsel**
 - a. **Mazanec, Raskin & Ryder Co., L.P.A.** at the rate of \$165 per hour for partners (\$165 per hour in 2017, 2018, 2019); \$145 per hour for associates (\$145 per hour in 2017, 2018, 2019); and \$110 per hour for the time of non-lawyers, i.e., paralegals, law clerks and other non-lawyers (\$110 per hour in 2017, 2018, 2019);
 - b. **Collins, Roche, Utley & Garner LLC** at the rate of \$165 per hour for partners; \$145 per hour for associates; and \$75 per hour for paralegals for 2019;
 - c. **Giffen and Kaminski** at the rate of \$165 per hour for partners; \$145 per hour for associates; and \$100 per hour for non-lawyers for 2019;

APPOINTMENT OF GENERAL COUNSEL, etc. (cont.)

4. **Nicola, Gudbranson & Cooper, LLC** **Workers' Compensation Counsel** at the rate of \$181 per hour for attorneys (\$181 per hour in 2017, 2018, 2019), \$110 per hour for the time for paralegals (\$110 per hour in 2017, 2018, 2019), and \$75 per hour for legal assistants and law clerks (\$75 per hour in 2017, 2018, 2019);

Criminal Prosecution Counsel at the rate of \$80 per hour for attorneys (\$80 per hour in 2017, 2018, 2019);
5. **McMahon DeGulis** as **Environmental Projects Counsel** at the rate of \$250 per hour for partners (\$250 per hour in 2017, 2018, 2019), \$210 per hour for associates (\$210 per hour in 2017, 2018, 2019) and \$170 per hour for paralegals and law clerks (\$170 per hour in 2017, 2018, 2019); and
6. **Christina F. Londrico, Esq., LLC** as **Criminal Prosecution Counsel** at the rate of \$80 per hour for attorneys (\$80 per hour in 2017, 2018, 2019).

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

ADOPTION OF 2020 BY-LAWS.

No. 20-01-006: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to adopt the 2020 By-Laws as reflected on pages **90794** to **90799**.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

FINANCIAL REPORT.

Chief Financial Officer, William Chorba, presented a Comparative Summary of Revenues & Expenditures 2019 vs. 2018 Year-To-Date, for the Month Ended December 31, Schedule of Accounts Receivable, Encumbrances and Investments Placed, as found on pages **90786** to **90793** and they were filed for audit.

ACTION ITEMS.

- (a) ***Swearing in of Patrol Officer(s)***
(Originating Source: *Katherine M. Dolan, Chief Police Officer*)

Jacob H. Puntel

Jacob is currently a member of the Auxiliary Event Staff with Cleveland Metroparks Police Department, a position he has held for a year. In 2017 he graduated from The Ohio University with a Bachelor of Science. Jacob received his OPOTA certification from Cuyahoga Community College's Police Academy in September 2019.

Vanessa R. Tudor

Vanessa comes to Cleveland Metroparks from Summit Metro Parks where she had been employed for one year as a park ranger. She has an Associate Degree from Stark State College and completed her Ohio Peace Officer Training through the college's Law Enforcement Academy.

- No. 20-01-007:** It was moved by Vice President Berry, seconded by Vice President Moore and carried, to appoint Jacob H. Puntel and Vanessa R. Tudor as a full-time police officers for Cleveland Metroparks as authorized by Section 1545.13 of the Ohio Revised Code.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

- (b) ***Authorization of Change Fund and Petty Cash Fund***
(Originating Source: *William Chorba, Chief Financial Officer*)

Cleveland Metroparks has a need for a Change Fund to be able to operate revenue-producing amenities. Additionally, the Park District has a need for a Petty Cash Fund to be able to make emergency cash and other necessary purchases (in accordance with the Petty Cash Administrative Procedure). State auditors require that the Board of Park Commissioners reauthorize existing, and approve revisions to, Change and Petty Cash Fund amounts.

Therefore, Cleveland Metroparks is requesting that the Board of Park Commissioners authorize a revised Change Fund of \$75,200, and a revised Petty Cash Fund of \$61,100, distributed as follows (edits or updates are indicated by ***bold italics***):

ACTION ITEMS (cont.)

Change Fund:

Location	Division Number	Custodian/Title	Current 2019	Proposed 2020
Administrative Deposit Account, Finance Department	12010	G. Butzback, Controller; D. Skully, Director of Accounting & Financial Systems	\$ 50	\$ 50
Special Events/ Experience	13070	S. Cario, General Manager Events and Experiences	300	300
Nature Shops - North Chagrin	13301	K. Kam, Manager of Retail; C. Duffy, Assistant Manager Nature Shops	200	200
Nature Shops - Rocky River	13303	K. Kam, Manager of Retail; N. Caraballo, Warehouse Specialist	250	250
Nature Shops - West Creek	13304	K. Kam, Manager of Retail;	200	200
Nature Shops - Hinckley Lake	13305	K. Kam, Manager of Retail; M. Pinto, Manager of Hinckley Lake Boathouse and Store	900	900
Retail - Special Events Off-Site	13306	K. Kam, Manager of Retail	250	250
Nature Shops - Edgewater	13310	K. Kam, Manager of Retail	200	200
Ledge Pool	15702	C. Moore, Aquatics/Facilities Manager	700	700
North Chagrin Nature Center	15602	B. Majeski, Center Manager; L. Barron, Information Specialist	50	50
Look-About-Lodge	15602	B. Majeski, Center Manager	50	50
Rocky River Outdoor Education	15604	V. Fetzer, Nature Center Manager; <i>J. Masterson, Information Specialist</i>	50	50
CanalWay Visitor Center	15605	<i>T. Joyce, Center Manager;</i> J. Kubicki, Information Specialist	150	150
<i>Watershed Stewardship Center</i>	<i>15606</i>	<i>G. Albers, Center Manager;</i> <i>T. Martincic, Information Specialist</i>	<i>0</i>	<i>50</i>
Outdoor Recreation	15608	R. Nagle, Outdoor Recreation Manager	200	20
Chalet (includes hayrides)	15703	A. McRitchie, Concession Manager	3,000	3,000

ACTION ITEMS (cont.)

Location	Division Number	Custodian/Title	Current 2019	Proposed 2020
East 55 th Marina	15706	<i>TBD, General Manager of Marina Facilities & Operations</i> A. Schill, Assistant Marina Manager	1,500	1,500
Emerald Necklace Marina	15707	<i>TBD, General Manager of Marina Facilities & Operations</i> J. Lloyd, Assistant Marina Manager	3,000	3,000
Wildwood Marina	15708	<i>TBD, General Manager of Marina Facilities & Operations</i>	1,000	1,000
Park Operations Mobile Concessions	15801	B. Rockower, General Manager of Restaurant Food Service	8,000	8,000
Wallace Lake Concessions	15802	A. McRitchie, Concession Manager	500	500
Huntington Concessions	15803	A. McRitchie, Concession Manager	2,000	2,000
The Pier Edgewater Concessions	15805	A. McRitchie, Concession Manager	1,500	1,500
Hinckley Spillway Concessions	15806	A. McRitchie, Concession Manager	1,000	1,000
Euclid Beach Concessions	15807	<i>TBD, General Manager of Marina Facilities & Operations</i>	1,000	1,000
Merwin's Wharf	15850	B. Rockower, General Manager of Restaurant Food Service	4,000	4,000
East 55 th Restaurant	15851	B. Rockower, General Manager of Restaurant Food Service	3,000	3,000
EN Marina Restaurant	15852	K. Beltavski, Assistant Restaurant Manager	2,000	2,000
Edgewater Beach House	15853	B. Rockower, General Manager of Restaurant Food Service	6,000	6,000
Zoo	17401	T. Savona, Director of Revenue; T. Moore, Admissions Manager Zoo Guest Services	20,000	20,000
Big Met Clubhouse	31101	M. Pucky, Golf Course General Manager; <i>TBD, Golf Clubhouse Manager/Pro</i>	1,500	1,500
Big Met Concessions	31102	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	1,000	1,000
Little Met Clubhouse	31102	M. Pucky, Golf Course General Manager; <i>TBD, Golf Clubhouse Supervisor</i>	800	800

ACTION ITEMS (cont.)

Location	Division Number	Custodian/Title	Current 2019	Proposed 2020
Mastick Woods Clubhouse	31103	M. Pucky, Golf Course General Manager; M. Inman, Assistant Clubhouse Supervisor	800	800
Manakiki Clubhouse	31401	B. Roeder, Golf Course General Manager B. Smith, Golf Clubhouse Manager/Pro	1,500	1,500
Sleepy Hollow Clubhouse	31501	C. Lewanski, Golf Course General Manager; J. Fiander, Golf Clubhouse Manager/Pro	1,500	1,500
Sleepy Hollow Concessions	31502	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	1,000	1,000
Shawnee Hills Clubhouse	31601	M. Douglas, Golf Course General Manager; R. Short, Clubhouse Supervisor/Pro	1,500	1,500
Shawnee Hills Concessions	31602	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	1,000	1,000
Washington Golf Learning Center Clubhouse	31701	B. Vecchio, Golf Course General Manager; M. Johnson, Golf Professional/Instructor & Special Events Manager	1,000	1,000
Seneca Clubhouse	31801	D. Donner, Golf Course General Manager; G. Koller, Golf Clubhouse Manager/Pro	1,500	1,500
Seneca Concessions	31802	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	1,000	1,000
Total Change Fund			\$ 75,150	\$ 75,200

Petty Cash:

Location	Division Number	Custodian/Title	Current 2019	Proposed 2020
Administrative Petty Cash, Finance Department	12010	G. Butzback, Controller; D. Skully, Director of Accounting & Financial Systems	\$ 20,000	\$ 20,000
Special Purchase Account, Finance Department	12010	G. Butzback, Controller; D. Skully, Director of Accounting & Financial Systems	20,000	20,000
Nature Shops - North Chagrin	13301	K. Kam, Manager of Retail; C. Duffy, Assistant Manager Nature Shops	50	50
Nature Shops - Rocky River	13303	K. Kam, Manager of Retail; N. Caraballo, Warehouse Specialist	50	50
Nature Shops – West Creek	13304	K. Kam, Manager of Retail	50	50

Location	Division Number	Custodian/Title	Current 2019	Proposed 2020
Nature Shops - Hinckley Lake	13305	K. Kam, Manager of Retail; M. Pinto, Manager of Hinckley Lake Boathouse and Store	50	50
Nature Shops - Edgewater	13310	K. Kam, Manager of Retail	100	100
Chalet	15703	A. McRitchie, Concession Manager	300	300
East 55 th Marina	15706	<i>TBD, General Manager of Marina Facilities & Operations</i> A. Schill, Assistant Marina Manager	500	500
Emerald Necklace Marina	15707	<i>TBD, General Manager of Marina Facilities & Operations</i> J. Lloyd, Assistant Marina Manager	500	500
Wildwood Marina	15708	<i>TBD, General Manager of Marina Facilities & Operations</i>	500	500
Euclid Beach Concessions	15807	<i>TBD, General Manager of Marina Facilities & Operations</i>	500	500
Merwin's Wharf	15850	B. Rockower, General Manager of Restaurant Food Service	2,000	2,000
East 55 th Restaurant	15851	B. Rockower, General Manager of Restaurant Food Service	2,000	2,000
EN Marina Restaurant	15852	K. Beltavski, Assistant Restaurant Manager	2,000	2,000
Edgewater Beach House	15853	B. Rockower, General Manager of Restaurant Food Service	2,000	2,000
Big Met Concessions	31102	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	2,000	2,000
Little Met Clubhouse	31201	M. Pucky, Golf Course General Manager; <i>TBD, Golf Clubhouse Supervisor</i>	500	500
Mastick Woods Clubhouse	31301	M. Pucky, Golf Course General Manager; M. Inman, Assistant Clubhouse Supervisor	1,000	1,000
Sleepy Hollow Concessions	31502	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	2,500	2,500
Shawnee Hills Concessions	31602	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	2,000	2,000
Washington Golf Learning Center Clubhouse	31701	B. Vecchio, Golf Course General Manager; M. Johnson, Golf Professional/Instructor & Special Events Manager	500	500
Seneca Concessions	31802	K. Vitrano, General Manager of Restaurant, Food & Beverage – Golf	2,000	2,000
Total Petty Cash Fund			\$ 61,100	\$ 61,100

ACTION ITEMS (cont.)

No. 20-01-008: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize revised Change and Petty Cash Funds as listed above.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

(c) ***Designation of 2020 Legislative Consultant***
(*Originating Source: Brian M. Zimmerman, Chief Executive Officer*)

Background

It is beneficial for Cleveland Metroparks to retain legislative consulting services related to the State of Ohio to monitor State programs, laws, and initiatives that impact the Park District. Local government funding, state grants, workers' compensation, etc., represent examples of Ohio legislative policy which potentially affect Cleveland Metroparks.

Recommendation Re: Capitol Consulting Group, Inc.

During November and December of 2009, the Board interviewed potential legislative consulting groups, and on February 25, 2010, the Board awarded 2010 consulting services to Capitol Consulting Group, Inc. who reflects the following:

President: Dan Jones
Located in Columbus; four full-time staff.

In 1982, Mr. Jones began his career as an employee of the Ohio House of Representatives.

In 1985, Mr. Jones embarked upon his lobbying career as Public Affairs Director for the Ohio Council of Retail Merchants.

In 1989, the State's largest Blue Cross/Blue Shield plan (Community Mutual Insurance Company), hired Mr. Jones as Manager of Government Affairs.

In 1990, Mr. Jones was recruited to serve as Legislative Liaison for Governor George Voinovich.

After leaving the Governor's office in 1992, Mr. Jones formed Capitol Consulting Group, Inc. where he has served the interests of a variety of private, corporate and association clients in the following: health care, manufacturing, agriculture, waste, construction, telecommunications and service industries.

Dan Jones is a graduate of The Ohio State University where he earned the following degrees: Bachelor of Science in International Business, Bachelor of Arts in Russian Language and a Masters in Business Administration.

ACTION ITEMS (cont.)

Clients: Columbus Zoo and Aquarium
 The Wilds
 Big Brothers/Big Sisters of Central Ohio
 Ohio Nursery and Landscape Association
 American College of Surgeons, Ohio Chapter
 American Electric Power
 Columbus and Franklin County Metropolitan Park District

Having worked successfully with Mr. Jones since 2010, staff has concluded that Capitol Consulting Group would continue to be effective in representing Cleveland Metroparks. Capitol Consulting has submitted a fee proposal and scope of work for professional services to commence January 1, 2020, payable in installments of \$2,500 per month, for an annual fee of \$30,000.

No. 20-01-009: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize the Chief Executive Officer to execute an agreement with Capitol Consulting Group, Inc., in form acceptable to the Chief Legal and Ethics Officer, for legislative consultant professional services from January 1, 2020 through December 31, 2020, at the rate of \$2,500 per month, for a total annual fee of \$30,000.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

(d) *Amendment to Property Acquisition Agreement: Western Reserve Land Conservancy, Brecksville Reservation (±48.2 Acres)*
(Originating Sources: Brian M. Zimmerman, Chief Executive Officer/Rosalina M. Fini, Chief Legal and Ethics Officer/Kyle G. Baker, Senior Assistant Legal Counsel & Director of Real Estate/Stephanie Kutsko, Real Estate Manager)

On September 18, 2018, pursuant to Board Resolution No. 18-09-127, the Board authorized the acceptance of a donation of fee simple title of ±48.2 acres from Western Reserve Land Conservancy (WRLC). The predominantly forested property is located east of Brecksville Road and south of Parkview Road adjacent to Brecksville Reservation in the City of Brecksville (reference map, page **90800**) and currently owned by the Goodrich Corporation (WRLC Property). This is one of the few remaining vacant and forested parcels of its size adjacent to Brecksville Reservation. The forest community on the WRLC Property includes both wet and wet-mesic forest composed primarily of young red maple, pin oak, and scattered elm trees. Additionally, two headwater stream channels and associated wetlands are found on the WRLC Property that are part of the Snowville Road subwatershed, which is one of Cleveland Metroparks Priority Watersheds.

ACTION ITEMS (cont.)

WRLC, which is under contract with Goodrich Corporation to acquire the WRLC Property, applied for Clean Ohio Conservation Funds to acquire the WRLC Property, and the acquisition was contingent upon the award of funding from the Ohio Public Works Commission, the agency which administers the Clean Ohio Conservation Funds. WRLC was unsuccessful in obtaining full funding for the project and has requested Cleveland Metroparks assist in providing the matching funds. WRLC obtained a partial award of the grant amounting to approximately \$566,000 and Cleveland Metroparks seeks to commit to providing the difference in an amount not to exceed \$403,000. Cleveland Metroparks will work to secure additional grant funding from various sources to help fund the acquisition. WRLC will transfer fee simple title to the WRLC Property to Cleveland Metroparks, and then WRLC will retain a conservation easement over the WRLC Property.

Cleveland Metroparks and WRLC have productively collaborated in the past, including the 2017 acquisition of a 102-acre property adjacent to the WRLC Property. Acquisition of the WRLC Property would contribute to Cleveland Metroparks goal of protecting stream corridors and allow Cleveland Metroparks to protect and manage this forested property in an area experiencing high development pressure.

No. 20-01-010: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize and agree to obligate the funds required to acquire fee simple title of ±48.2 acres as herein described, from Western Reserve Land Conservancy, in an amount not to exceed \$403,000, subject to the approval of the environmental assessment report and evidence of title, including exceptions to title, by the Chief Legal and Ethics Officer; further, that the Board authorize the Chief Executive Officer to execute agreements/amendments, together with supplemental instruments related thereon, if any, as deemed necessary or appropriate and in form acceptable to the Chief Legal and Ethics Officer.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

- (e) ***Approval of Carbon Development Agreement***
(Brian M. Zimmerman, Chief Executive Officer/Joseph V. Roszak, Chief Operating Officer/Jennifer Grieser, Director of Natural Resources/Constance Hausman, Plant and Restoration Ecologist/Rosalina M. Fini, Chief Legal & Ethics Officer/Kyle G. Baker, Senior Assistant Legal Counsel and Director of Real Estate/Stephanie Kutsko, Real Estate Manager)

Background

With close to 24,000 acres within Cleveland Metropolitan Park District, the 2019 Natural Resources Approach and Management Plan reminds us that natural resources within our jurisdiction represent a high “value of ecosystem services that maintain the conditions for

ACTION ITEMS (cont.)

life on Earth...including supporting services such as photosynthesis, pollination, and nutrient cycling.” The Trust for Public Land 2018 study demonstrated, that the “trees and shrubs in reservations remove air pollutants that endanger human health and damage structures. Such spaces provide health benefits and reduce pollution control costs in Cuyahoga County and Hinckley Township by \$8.09 million per year.”

An additional benefit of Cleveland Metroparks forests is the critical role of terrestrial carbon sequestration. This is the process by which atmospheric carbon dioxide is taken up by trees, grasses, and other plants through photosynthesis and stored as carbon in biomass (trunks, branches, foliage, and roots) and soils. Carbon sequestration and carbon storage in forests and wood material helps offset carbon dioxide in the atmosphere from deforestation events, forest fires, and fossil fuel emissions as reported by the US Forest Service. Sustainable forestry practices can increase the ability of forests to sequester atmospheric carbon while enhancing other ecosystem services, such as improved soil and water quality. Planting new trees and improving forest health through thinning and prescribed burning are some of the ways to proactively manage forest carbon for the future. Harvesting and regenerating forests can also result in net carbon storage in wood products and sequestration in new forest growth. As a result, carbon is now a priced environmental commodity in the global marketplace, and the voluntary “retail” market is growing as more and more entities seek to purchase carbon offsets to reduce their greenhouse gas footprint or become “carbon neutral.”

Airlines, oil companies, and individuals are using voluntary carbon markets to achieve net reductions in greenhouse gas emissions which they cannot eliminate until they can transition to new technologies. In 2018, the voluntary market produced transactions equivalent to 98.4 million metric tons of carbon dioxide (MtCO₂e) for a total market value of \$295.7 million, which represents a 52.6% increase in volume and a 48.5% increase in value over 2016, as reported in Financing Emissions Reductions for the Future: State of the Voluntary Carbon Markets 2019, published by Forest Trends’ Ecosystem Marketplace. Market growth has accelerated even further in 2019, and market participants credit the increase to a growing desire on the part of consumer-facing companies to exceed regulatory climate requirements.

Well-respected conservation organizations, including but not limited to The Nature Conservancy, are engaged in carbon offset projects around the world. After extensive due diligence and research since April 2018, Cleveland Metroparks staff recommends that the Board of Park Commissioners approve the use of a carbon offset project to generate revenue to engage in forest management and conservation practices and additional land acquisition. In order to generate offsets, Cleveland Metroparks must contract with a project developer to engage in a rigorous process that ensure quantifiable emissions reductions. The development process includes planning, site assessing, coordinating third-party project verification, monitoring, and providing the issuance of tradeable offsets. The Project Developer will then identify and coordinate the sale with a buyer since there is no centralized voluntary marketplace.

ACTION ITEMS (cont.)

Cleveland Metroparks staff has identified The Oregon Climate Trust (TCT) to serve as the project developer. As a pioneer and nationally recognized leader in the carbon market, TCT develops, manages and invests in United States-based carbon offset projects that reduce greenhouse gas emissions. With over twenty years of technical expertise and extensive market experience, TCT develops offset projects at their critical early stages, and manages the projects until sale of offset credits. An understanding of carbon markets and underlying risks includes robust due diligence, working with mission-aligned partners and active project management.

No. 20-01-011: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize the Chief Executive Officer to enter into the Carbon Development Agreement and other associated agreements with The Oregon Climate Trust until such time when all obligations arising under the Agreement before the end of the tenth (10th) Reporting Period are fulfilled and based upon the following substantive terms, and in a legal form acceptable to the Chief Legal & Ethics Officer: (1) TCT will perform all of the planning, assessing, coordinating third-party verification, monitoring, and the issuance of tradeable offsets; (2) TCT will identify and coordinate the sale with a buyer; (3) TCT will provide engagement for a period of approximately ten years, *i.e.*, through the tenth reporting period after the commencement of the contract; (4) a net revenue share from the project offsets in the amount of 75% for Cleveland Metroparks and 25% for TCT; (5) establish an “above floor” and “below floor” approval process for the unit price of the project offsets and authorize the sale of said offsets; and (6) contain a requirement that the forests identified on the approximately 8,000 - 10,000 acres will not be destroyed for forty (40) years.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

(f) ***Rocky River Reservation – Mastick Road Connector Trail: Authorization of Grant Submittal to Clean Ohio Trails Fund***
(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/Sara Byrnes Maier, Senior Strategic Park Planner)

Background

The Cleveland Metroparks 2015 Strategic Planning Update to the 2012 *Cleveland Metroparks 2020: The Emerald Necklace Centennial Plan* identifies “Connections” as one of five key goals of the agency. To achieve this goal, staff collaborate on and are involved in community master planning and trail planning efforts to develop neighborhood connectors as well as regionally-significant trails.

ACTION ITEMS (cont.)

The Mastick Road Connector Trail (Trail) will be a new 10' wide all purpose, shared use path to connect the City of Fairview Park (Fairview Park) to Rocky River Reservation and its larger trail network. The Trail will provide access to more than 3,700 residents who live within one mile, as well as link Fairview Park’s civic center, library, and several schools, to this important regional asset. The Trail will provide access from approximately the intersection of Eaton and Mastick Roads into the reservation where the Trail will connect to the existing all purpose trail at Valley Parkway (see reference map on page **90801**).

Cleveland Metroparks began coordinating with the Cuyahoga County Department of Public Works and Fairview Park in 2014 to develop the Trail when the County began a feasibility study for rehabilitation or replacement of the existing 390-foot long, 1975 side-hill bridge structure on Mastick Road, which sits approximately halfway down the hill. Throughout the alternatives evaluation process for the bridge all three organizations worked together to develop an option that included safe access for bicyclists and pedestrians in conjunction with vehicular access. The preferred alternative was a bridge rehabilitation with a shared use trail on the downhill side.

The County bid the Mastick Road bridge rehabilitation project in fall 2019, and construction is expected to begin early in 2020 and conclude during the calendar year. The portion of Trail on the bridge deck will be temporarily barricaded for safety until the Trail sections are built from the bridge up to Eaton Road and down to Valley Parkway. This funding request seeks to construct the uphill and downhill portions of the Trail to connect to the middle portion of the Trail that will be built as part of the forthcoming Mastick Bridge rehabilitation project.

Grant Submittal & Funding Match

Cleveland Metroparks is seeking construction funding for the Trail from the Clean Ohio Trails Fund grant program, which is administered by the Department of Natural Resources on behalf of the State of Ohio. The total cost of construction for the project is estimated to be approximately ±\$1,100,000. Local match will be provided by Cleveland Metroparks, partners, and/or private funds, and Cleveland Metroparks intends to perform the majority of engineering and design of the Trail, although certain specialty consultants will be hired per procurement standards.

Proposed funding for the Trail follows:

Clean Ohio Trails Fund	\$ 500,000 (45.5%)
Cleveland Metroparks	<u>600,000 (54.5%)</u>
Project Total:	\$1,100,000

ACTION ITEMS (cont.)

No. 20-01-012: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize and agree to submit an application to the Ohio Department of Natural Resources for funding assistance from the Clean Ohio Trails Fund grant program in the amount of \$500,000 for the above listed Trail; upon grant award notification, to authorize and agree to obligate matching funds of ±\$600,000, in the approved program year, to satisfactorily complete the Trail and become eligible for reimbursement under the terms and conditions of the program; and further that the Board authorizes the Chief Executive Officer to enter into agreements and execute any other documents as may be required to accept the grant award; form of document(s) to be approved by the Chief Legal & Ethics Officer; and finally, that the Board authorize a resolution as referenced on page **90802**.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

- (g) ***Professional Services Agreement Amendment No. 1– Park Wide Facility Database Data Collection and Assessment Report – Cleveland Metroparks Zoo***
(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/Stephen Mather, GIS Manager/Ryan Denker, Architect)

Background

Cleveland Metroparks is party to a Professional Services Agreement with Bialosky and Partners, Architects, LLC (Bialosky Cleveland). In October of 2018, Cleveland Metroparks issued Request for Qualifications #6387 (“RFQu”) seeking qualified design professionals to collect, organize and report information pertaining to existing park structures and features. Seven (7) firms interested in providing such services responded to RFQu No. 6387 and following a review by a panel of Cleveland Metroparks staff, the top three (3) firms were ranked in order of most qualified. Bialosky Cleveland was identified as the most qualified. On December 20, 2018 in Resolution No. 18-12-180, the Board authorized a professional service agreement with Bialosky Cleveland to complete the assessment and reporting in accordance with their proposal dated December 11, 2018 for a not-to-exceed amount of \$120,000. As of November 25, 2019 Bialosky Cleveland has completed the assessment and reporting of all 18 reservations and has a contract balance of \$18,375 remaining of available funds on the original professional service agreement.

ACTION ITEMS (cont.)

The complex and sensitive nature of gathering facility data in Cleveland Metroparks Zoo was originally anticipated as requiring a significant amount of time, and therefore excluded from the scope of work of covered under the original professional service agreement. With a better understanding of the time requirements involved with these assessments, Bialosky Cleveland was asked to provide a proposal for additional services fees for the assessment of features and structures within the Cleveland Metroparks Zoo, as described below.

Amendment No. 1

The current proposal dated December 6, 2019 is for the above-mentioned task in an amount not-to-exceed \$67,875. Together with the remaining funds of \$18,375 in the original contract, Bialosky Cleveland will be able to perform the task of facility data collection for a total contract amount increase of \$49,500. The scope of Amendment No. 1 consists of data collection and a general condition assessment of all existing structures and features within the Cleveland Metroparks Zoo. The scope of work covered under this amendment will result in a holistic feature and structure report for Cleveland Metroparks that will serve as the foundation for a new facility database which is currently in development by the Planning and Design Geographic Information Systems team.

No. 20-01-013: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize the Chief Executive Officer to execute Amendment No. 1 with **Bialosky and Partners, Architects, LLC**, for professional services as summarized above, for an additional not-to-exceed amount of \$49,500, resulting in a total revised contract amount not-to-exceed \$169,500, in a form acceptable to the Chief Legal and Ethics Officer, pursuant to a proposal dated December 6, 2019.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.

Nays: None.

(h) *Change Order No. 1: Bid No. 6455 - 2019 Tree Removal*
(Originating Sources: Joseph V. Roszak, Chief Operating Officer/Jim Rodstrom, Director of Construction)

Background

On October 17, 2019 the Board awarded VanCuren Services, Inc. a contract in the amount of \$68,760 for tree removal in Brecksville and Hinckley Reservations. Utilizing funding available within the allocated budget, additional priorities have been identified on Pensacola Avenue near Cleveland Metroparks Zoo.

ACTION ITEMS (cont.)

Contract and Change Order Summary

Original Bid Awarded October 17, 2019	Contract Amount \$68,760
Request for Change Order No. 1	
<u>Pensacola Avenue – Cleveland Metroparks Zoo:</u> Two additional 42” (+) oak tree removals	\$7,400
Total, Change Order #1	
\$7,400	
Total Revised Contract Including Change Order No. 1	
\$76,160	

2020 Budget Code: 4015001-572103-PA11001

No. 20-01-013: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to approve Change Order No. 1 with VanCuren Services Inc. in the amount of \$7,400 as described above resulting in a revised, total contract amount of \$76,160; further, that the Board authorize the Chief Executive Officer to execute Change Order No. 1.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

AWARD OF BIDS:**No. 20-01-014:**

It was moved by Vice President Berry, seconded by Vice President Moore and carried, to authorize the following bid awards:

- (a) **Ohio Co-Op #6485:** **One (1) 2021 Ford F750 Cab and Chassis with Plow and Salt Spreader Dump Truck** (see page **90766**);
- (b) **Sole Source #6486:** **Washington Golf Course Range Netting Replacement** (see page **90767**);
- (c) **ODOT Co-Op #6487:** **One (1) Hino M5 Medium Duty Box Truck** (see page **90768**);
- (d) **Ohio Co-Op #6489:** **Goodyear, Bridgestone and Michelin Tires** (see page **90769**); and
- (e) **Sourcewell Co-Op/
ORC 125.04 #6490:** **Four (4) 2020 Ford Explorers (Police Package)** (see page **90770**).

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

AWARD OF BIDS (cont.)

ODOT CO-OP #6485 SUMMARY: **ONE (1) 2021 FORD F750 CAB AND CHASSIS WITH PLOW AND SALT SPREADER DUMP TRUCK**

ITEM	2021 Ford F750 Cab and Chassis with Plow and Salt Spreader Dump Truck
DESIGNATION	Euclid Creek Reservation
UNITS REPLACED	2007 GMC Dump Truck (30,000 miles) (EO1707)
New unit base cost plus accessories, includes delivery and tags.	\$131,734 each
Description	The truck will be equipped with: 6.7L Power Stroke V8 diesel engine, 6-Speed Auto Transmission, Exterior Color is Oxford White, Front Axle 14,000 lbs., Rear Axle 21,000 lbs., power doors and locks, heated mirrors, and all standard equipment with a standard warranty, as per Quote and in full cooperation with ODOT Cooperative Contract #118-20.
TOTAL ORDER	\$131,734

The replaced units will go to on-line auction or replace units of lesser value that will go to on-line auction.

RECOMMENDED ACTION:

That the Board approve the purchase of **One (1) 2021 Ford F750 Cab and Chassis with plow and salt spreader Dump Truck** as per ODOT Co-Op #6485, equipped as specified in the above summary, from **Valley Ford Truck, Inc.** for a total cost of **\$131,734** in full utilization of the ODOT Cooperative Purchasing Program, Contract Number 118-20.

(See Approval of this Item by Resolution No. 20-01-015 on Page 90765)

AWARD OF BIDS (cont.)

**SOLE SOURCE #6486 SUMMARY: WASHINGTON GOLF COURSE RANGE
NETTING REPLACEMENT**

DESIGNATION	Washington Golf Course
PURCHASE PRICE and INSTALLATION	\$67,686.07
Allowance	\$20,000 (for possible unforeseen replacement of hardware or poles)
Installation Services (but not limited to)	Removal existing 1,750' x 40' netting, cables and hardware and installation of new 70,000 sq. ft. black UV treated 1" poly golf barrier netting, new cable clamps, replace damaged bolts and attachments, includes Patent System (Patent # 5,732,935) with Cross Brace Cables (to be placed in between poles for stability), and Horizontal Wind Cables.
Standard Warranty	One (1) year material and workmanship warranty

The netting at Washington Golf Course is ±15 plus years old. The sun causes the netting material to become brittle over the years. Staff spends a considerable amount of time utilizing a bucket truck to make necessary repairs to the netting during the golf season.

With that said, staff recommends a full replacement of the netting.

RECOMMENDED ACTION:

That the Board approve the purchase of range netting, equipped as specified in the Sole Source #6486 summary, from **Cross Country Cowboy, Inc. for a cost to purchase and install at \$67,686.07; plus \$20,000 allowance (for hardware and poles) for a potential total cost of \$87,686.07.** Form of contract to be approved by the Chief Legal and Ethics Officer.

(See Approval of this Item by Resolution No. 20-01-015 on Page 90765)

AWARD OF BIDS (cont.)

ODOT CO-OP #6487 SUMMARY: **ONE (1) 2020 HINO M5 MEDIUM DUTY BOX TRUCK**

ITEM	One (1) 2020 Hino M5 Medium Duty Box Truck
DESIGNATION	Zoo
UNITS REPLACED	2007 Sterling Box Truck (49,000 miles) (EO1507)
New unit base cost plus accessories, includes delivery and tags.	\$86,050 each
Description	The truck will be equipped with: 5L Turbodiesel engine, 6-Speed Auto Transmission, Exterior Color is Oxford White, 14' cargo box with electric lift gate (for transporting goods and equipment), power locks and windows, 35 gallon fuel tank, insight telematics remote diagnostics, and all standard equipment with a standard warranty, as per Quote and in full cooperation with ODOT Cooperative Contract #023-20.
TOTAL ORDER	\$86,050

The replaced units will go to on-line auction or replace units of lesser value that will go to on-line auction.

RECOMMENDED ACTION:

That the Board approve the purchase of **One (1) 2020 Hino M5 Medium Duty Box Truck** as per ODOT Co-Op #6487, equipped as specified in the above summary, from **Valley Ford Truck, Inc. for a total cost of \$86,050** in full utilization of the ODOT Cooperative Purchasing Program, Contract Number 023-20.

(See Approval of this Item by Resolution No. 20-01-015 on Page 90765)

AWARD OF BIDS (cont.)

OHIO CO-OP #6489 SUMMARY: **GOODYEAR, BRIDGESTONE, AND MICHELIN TIRES** for various equipment and vehicles to be supplied on an “as needed” basis from February 1, 2020 through January 31, 2021 to various locations throughout Cleveland Metroparks

<i>--- HIGHLIGHTS AT A GLANCE ---</i>
2019-2020 Expenditures = \$70,000
2020-2021 Estimate = \$95,000

Background

Cleveland Metroparks purchases Goodyear tires for various equipment and vehicles throughout the Park District. Staff recommends leveraging the State of Ohio Cooperative Agreement, Contract Number RS902819, for a one (1) year period beginning February 1, 2020 through January 31, 2021 to fulfill these needs.

Anticipated vendors (include, but are not limited to):

- Goodyear Tires
- Sylvester Truck and Tire

RECOMMENDED ACTION:

That the Board authorize the award of Ohio Co-Op #6489 for the purchase of Goodyear, Bridgestone, and Michelin Tires for various equipment and vehicles, for a total amount of **\$95,000** in full utilization of the State of Ohio Cooperative Agreement, Contract Number RS902819 and Cleveland Metroparks purchasing policies. In the event the log of consumption approaches 90 percent of the estimate an action item will be presented to the Board requesting an increase.

(See Approval of this Item by Resolution No. 20-01-015 on Page 90765)

AWARD OF BIDS (cont.)

SOURCEWELL CO-OP ORC 125.04 #6490 SUMMARY:
FOUR (4) 2020 FORD EXPLORERS (POLICE PACKAGE)

ITEM	2020 Ford Explorer (Police Package)
New Unit Base Cost	\$31,373 each
Courtesy Lamp Disable	70 each
Reverse Sensing System	335 each
Trailer Tow Wiring	180 each
Spot Light	395 each
Keyed Alike	75 each
Powered Heated Mirror	59 each
Side Marker LEDs in Mirrors	495 each
Grill Lamp Wire	59 each
Rear Cargo Dome Light	49 each
Rear View Camera, Police Headlight Prep, Power Window Disable, SYNC System, and Trailer Hitch	Standard
RR DR Handles/Locks	74 each
Delivery Charge	305 each
Unit Total	\$33,469 each
Total (x4)	\$133,876
UNITS REPLACED	2013 Dodge Charger (221,000 miles) (EO0413) 2009 Dodge Charger (149,000 miles) (EO0709) 2012 Dodge Charger (210,000 Miles) (EO0612) 2006 Ford Crown Victoria (148,000 miles) (EO1406)

The replaced units will go to on-line auction or replace units of lesser value that will go to on-line auction.

RECOMMENDED ACTION:

That the Board approve the purchase of **Four (4) 2020 Ford Explorers (Police Package)** as per Sourcewell Co-Op Orc 125.04 #6490, equipped as specified in the above summary, from **Lebanon Ford Commercial for a total cost of \$133,876** in full utilization of the Ohio Cooperative Purchasing Program, Contract Number RS902619.

(See Approval of this Item by Resolution No. 20-01-015 on Page 90765)

GOODS AND SERVICES (\$10,000 - \$50,000) ACQUIRED
SINCE LAST BOARD MEETING (Presented 1/15/20)

Cleveland Metroparks By-Laws, Article 5 (Procurement), Section 4 (a), as revised and approved by the Board of Park Commissioners on January 10, 2013, *"The CEO is authorized to enter into contracts and contract amendments for construction, change orders, and to purchase equipment, goods and services, and real estate, without prior approval of the Board in each instance, if the cost of the contract or contract amendment, for any single project, or the amount of the purchase, does not exceed \$50,000. Any contracts where the cost exceeds \$10,000 or any purchase where the amount exceeds \$10,000, and approved by the CEO, shall be reported to the Board at its next regularly scheduled meeting following the execution of said contract or said purchase,"* the following is provided:

<u>REF. NO. / ITEM – SERVICE</u>	<u>VENDOR</u>	<u>COST</u>	<u>PROCEDURE</u>
Fabrication and installation of shade sails for Merwin’s Wharf and Emerald Necklace Marina.	Turf World Co.	\$18,765.00	(7)
Various uniform apparel for Park District staff.	Arborwear	\$25,000.00	(4)
Various uniform apparel for Park District staff.	Land’s End Business Outfitters	\$25,000.00	(4)
Legal advertisements with Cleveland Plain Dealer and Cleveland.com for a one (1) year period beginning February 1, 2020 through January 31, 2021.	Advance Ohio Media, LLC	\$25,000.00	(3)
Maintenance agreement for Canon copiers at VisCom.	Lake Business Products	\$18,000.00	(3)
One (1) 2020 Dodge Caravan.	Greve Chrysler Jeep Dodge	\$22,841.00	(7)
Professional services for the completion of the ecommerce (gift card) integration with website.	Bluemodus, Inc.	\$14,685.00	(3)
Operating real estate taxes for 2019.	Cuyahoga County Treasurer	\$20,399.57	(3)
Capital land/property taxes of 2019 acquisitions.	Cuyahoga County Treasurer	\$47,097.88	(3)

GOODS AND SERVICES (\$10,000 - \$50,000) ACQUIRED (cont.)

<u>REF. NO. / ITEM – SERVICE</u>	<u>VENDOR</u>	<u>COST</u>	<u>PROCEDURE</u>
Police uniform apparel for 2020.	Novak Supply LLC	\$15,000.00	(7)
Police uniform apparel for 2020.	Galls	\$15,000.00	(7)
Website and Portal licensing for 2020 through 2024.	Bluemodus, Inc.	\$28,308.40	(7)

===== **KEY TO TERMS** =====

- (1) “**BID**” – Formal bid invitations sent and advertised in *The Plain Dealer* 15 days preceding the bid opening.
- (2) “**COOPERATIVE**” – Purchased through cooperative purchasing programs i.e. – State of Ohio, US Communities, etc.
- (3) “**SOLE SOURCE**” – Purchased from one source as competitive alternatives are not available.
- (4) “**PROPRIETARY**” – Merchandise purchased for resale directly from the brand’s manufacturer.
- (5) “**PROFESSIONAL SERVICE**” – Services of an accountant, architect, attorney at law, physician, professional engineer, construction project manager, consultant, surveyor or appraiser as outlined under Article 5, Sections 1-4 of the Board By Laws and defined by ORC 307.86.
- (6) “**COMPETITIVE QUOTE (up to \$10,000)**” – Originally estimated \$10,000 or less, quoted by three vendors.
- (7) “**COMPETITIVE QUOTE (over \$10,000 to \$50,000)**” – Chosen through the accumulation of three written quotes.

**CONSTRUCTION CHANGE ORDERS OR AMENDMENTS TO
PROFESSIONAL SERVICE CONTRACTS (1/15/20)**

Pursuant to Cleveland Metroparks By-Laws, Article 5 (Procurement), Section 4 (b) and (c), as revised and approved by the Board of Park Commissioners on January 10, 2013, "...the CEO is not authorized to enter into any change orders to construction contracts, without prior approval of the Board in each instance, except that the CEO is authorized to enter into change orders to construction contracts, without prior approval of the Board in each instance, where the additional cost is less than THE LESSER OF: (i) \$50,000, or (ii) ten percent (10%) of the cost of the contract. Each change order by the CEO under this Article shall be reported to the Board at the next meeting of the Board following the execution of said change order."

(c). "Amendment to Professional Service Contract. For professional service contracts greater than \$50,000, the CEO is not authorized to enter into any amendment to professional services or other special services agreement, without prior approval of the Board in each instance, except that the CEO is authorized to enter into amendments to professional services and other special services agreements for additional fees, without prior approval by the Board in each instance, where the additional fees for the agreement by the CEO pursuant to this Section, aggregate less than THE LESSER OF: (i) \$50,000, or (ii) ten percent (10%) of the cost of the agreement. Each amendment by the CEO under this Section shall be reported to the Board at the next meeting of the Board following the execution of said amendment.", the following is provided:

<u>Contract</u>	<u>Item/Service</u>	<u>Vendor</u>	<u>Change Order or Amendment</u>
<u>Rhinoceros Bull Barn Package</u> Revised Contract Amount: Change Order No. 2 adds \$49,187.22 and revised total to \$1,478,503.91.	Additional work for the bull barn building underground plumbing including ACO trench drain, building slabs, frost slabs, and crate restraint inserts.	Lawler Construction	Change Order #2

APPROVAL OF VOUCHERS AND PAYROLL.

No. 20-01-001: It was moved by Vice President Berry, seconded by Vice President Moore and carried, to approve payroll and vouchers, employee withholding taxes, and ADP payroll, as identified on pages **90803** to **90893**.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

No. 20-01-002: It was moved by Vice President Berry, seconded by President Rinker and carried, to approve Visa Card (Arborwear) dated December 1, 2019 to January 4, 2020 in the amount of \$398.75, as identified on pages **90894** to **90895**.

Vote on the motion was as follows:

Ayes: Ms. Berry and Mr. Rinker.
Abstained: Mr. Moore.
Nays: None.

AWARD OF BIDS; CONSTRUCTION CHANGE ORDERS; STATUS RE: CAPITAL PROJECTS.

The following were presented to the Board for award/acknowledgment: bid tabulations, as shown on pages **90765** through **90770**; \$10,000 to \$50,000 purchased items/services report, pages **90771** through **90772**; and construction change orders, page **90773**.

PUBLIC COMMENTS.

Ms. Marty Leshner of Olmsted Township and Mr. Lennie Stover of Old Brooklyn each addressed the Board. All such comments can be heard in their entirety by accessing the "About" section of Cleveland Metroparks website at <https://clevelandmetroparks.com/about/cleveland-metroparks-organization/boards-of-park-commissioners/board-meeting-archives>.

INFORMATION/BRIEFING ITEMS/POLICY.

- a. ***Chief Executive Officer's Employee Guest(s)***
(Originating Source: *Brian M. Zimmerman, Chief Executive Officer*)

Matthew A. Zelasko, Compliance Auditor

Matt Zelasko was hired in July 2019 into the position of Compliance Auditor. Matt brought to his position a wealth of professional experience in the financial services industry. He most recently was employed as a Senior Asset Manager for Bellwether Enterprise Real Estate Capital where he was responsible for managing a \$1,000,000,000 portfolio of commercial real estate loans which consisted of 225 customer relationships with various lenders including USDA Rural Development, HUD, HUD 232 Healthcare, and CMBS. Matt has also worked as an Officer for Dollar Bank where he generated commercial (business and nonprofits) loans and accounts through outside sales activity. Matt has a B.A. in Business Administration with a Concentration in Finance from University of Mount Union and is a Member of Tau Pi Phi (Mu Chapter) – Accounting, Business, Economics Honor Society.

- b. ***Heritage and Rivergate Parks Boat Docks Planning Update***
(Originating Sources: *Sean E. McDermott, P.E., Chief Planning and Design Officer/Natalie Ronayne, Chief Development Officer/Kristen Trolio, Grants Manager*)

During the summer of 2019 Cleveland Metroparks was notified of receiving a second recent award of an impactful Boating Infrastructure Grant (BIG). The most recent former award successfully improved the courtesy docking at E. 55th Marina in 2017. BIG is administered through the Ohio Department of Natural Resources Division of Parks and Watercraft and provides funds for both public and private agencies and marinas to provide transient docks for non-trailerable (greater than or equal to 26 feet in length) recreational boats. These federal funds are generated through the The Sport Fishing and Boating Safety Act and grant agreements are made with the U.S. Fish and Wildlife Service. BIG is open to all navigable waters and coastal communities throughout the U.S.

Cleveland Metroparks applied for and received two federal awards through this program to construct new transient docks for recreational boaters at both Rivergate Park and Heritage Park. Staff will provide an update on the planning process and details of the grant award.

- c. ***External InfoTech Partnerships: The Lab @ Cuyahoga County & Others***
(Originating Sources: *Anthony M. Joy, Chief Information Officer/Adam Harvey, Application & Web Services Administrator*)

The Lab @ Cuyahoga County connects local entrepreneurs and businesses with public sector partners to test new ideas, products or services. Following the 16-week program, the partner agencies, such as Cleveland Metroparks has the option to procure their product or service. Other information technology partnerships also include Sears think[box] at Case Western Reserve University.

DATE OF NEXT MEETING.

The next Regular Meeting of the Board of Park Commissioners was scheduled by the Board for Thursday, February 20, 2020, 8:00 a.m. at the Board's office, 4101 Fulton Parkway, Cleveland, Ohio.

ADJOURNMENT TO EXECUTIVE SESSION.

No. 20-01-016: At 9:27 a.m., upon motion by Vice President Berry, seconded by Vice President Moore and carried, the meeting adjourned to an Executive Session for the purpose of discussing the Purchase/Acquisition of Real Property, as stated by Chief Legal and Ethics Officer, Rose Fini.

Vote on the motion was as follows:

Aye: Ms. Berry
Aye: Mr. Moore
Aye: Mr. Rinker
Nays: None.

No action was taken as a result of the Executive Session.

ADJOURNMENT.

No. 20-01-017: There being no further matters to come before the Board, upon motion by Vice President Berry, seconded by Vice President Moore, and carried, President Rinker adjourned the meeting at 10:21 a.m.

Vote on the motion was as follows:

Ayes: Ms. Berry, Messrs. Moore and Rinker.
Nays: None.

President.

Attest:

Secretary.

PROBATE COURT
FILED
DEC 30 2019
CUYAHOGA COUNTY, O.

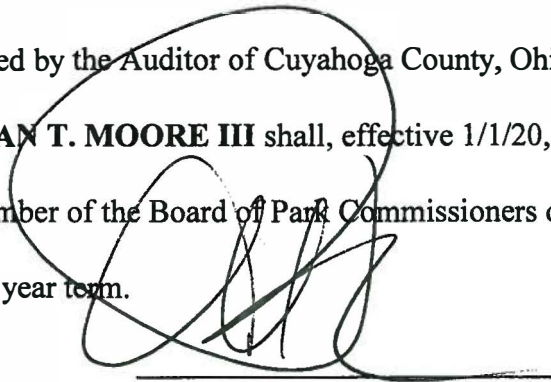
IN THE PROBATE COURT
DIVISION OF THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

IN RE: : Doc. 136 Case No. 89032
Board of Park Commissioners :
of the Cleveland Metroparks District :
: **JUDGMENT ENTRY**

On this 30th day of December, 2019, the Court finds that, effective 1/1/20 a vacancy will exist on the Board of Park Commissioners of the Cleveland Metroparks District, and the Court further finds that **DAN T. MOORE III**, currently serving as a Board of Park Commissioner, is a person well qualified to continue to serve as a member of said Board. (See Resume attached as Exhibit-A).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that, pursuant to the provisions of O.R.C. 1545.05, the Court hereby re-appoints **DAN T. MOORE III** as a Member of the Board of Park Commissioners of the Cleveland Metroparks District for the term beginning January 1, 2020 and ending December 31, 2022.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that **DAN T. MOORE III** shall give bond for the faithful performance of his duties as Park Commissioner in the sum of Five Thousand Dollars (\$5,000.00), to be approved by the Auditor of Cuyahoga County, Ohio, and that upon approval of the County Auditor, **DAN T. MOORE III** shall, effective 1/1/20, continue to be a duly appointed and qualified member of the Board of Park Commissioners of the Cleveland Metroparks District for a full three (3) year term.



DEC 30 2019

DATE

PROBATE JUDGE

JUDGE ANTHONY J. RUSSO



by 
deputy clerk M.J.L.

DAN TYLER MOORE, III

EXHIBIT A

CURRENT BUSINESS ACTIVITIES

Dan Tyler Moore, III has founded fifteen Cleveland manufacturing companies. He is currently Chairman of the following companies:

- Dan T. Moore Company, Inc., founded in 1969 is an R&D and acquisition entity and business incubator starting one new business per year based upon internally generated technology.
- Soundwich, Inc. produces high hysteresis oil resistant polymers for damping automobile engines and body components. They are developing metal/ceramic composites for engine exhaust systems.
- Flow Polymers, Inc. manufactures rubber-homogenizing aids for the tire and rubber industries. These products "compatibilize" rubber compounds, enabling rubber to be mixed more rapidly and more thoroughly with less heat history.
- Team Wendy LLC produces the energy-absorbing liner system in military helmets, helicopter and vehicle seats and knee and elbow pads using Zorbium™, a patented viscoelastic energy-absorbing foam.
- Impact Armor Technologies LLC, a start-up producer of light-weight composite armor for military vehicles.
- ePIFNI LLC/SONIC, start up ventures focused upon decontamination and redevelopment of the Department of Energy's Piketon Nuclear Reservation and technology to recycle spent nuclear fuel.
- NatGasCar -- a start up venture developing a conversion kit that would allow a vehicle to run on natural gas supplied from a residence.

PATENTS AND INNOVATIONS

Mr. Moore holds 22 United States patents and a number of pending applications, mostly on advanced polymer and ceramic materials and new products incorporating advanced materials.

Over his career he has started 25 companies.

CURRENT TRUSTEESHIPS AND DIRECTORSHIPS

Cleveland Clinic Foundation (CCF), Cleveland, Ohio: A medical/research center based in Cleveland, with approximately 40,000 employees and over \$5 billion in revenues. He is a member of the Clinic's Executive Committee and is past Chairman of the CCF entity which

markets CCF's intellectual property and initiates new business start-ups based on CCF technology.

Invacare Corporation, Elyria, Ohio: A public company producing durable medical products, such as wheelchairs, hospital beds, patient aids, and oxygen concentrators. Mr. Moore became a director in 1979 as a member of the group purchasing the company. In subsequent years, annualized sales have increased from \$18 million to \$1.5 billion. Traded on NYSE.

Park-Ohio, Inc., Cleveland, Ohio: Park-Ohio is a diversified company providing integrated logistics services, and manufacturing forgings, aluminum casting, and capital equipment for induction heating. Traded on NYSE.

Hawk Group of Companies, Inc., Cleveland, Ohio: A public company - producers of airplane brakes, heavy equipment clutches, and other friction products. Traded on AMEX.

Whiskey Island Partners (WIP), Cleveland, Ohio: WIP manages the Wendy Park and marina at Whiskey Island under contract with Cuyahoga County.

MWV (Minorities with Vision) Pinnacle Group, Cleveland, Ohio: A venture fund providing equity and debt funding to ventures owned and operated by minority businesspersons.

Senior Advisor to Molded Fiber Glass (MFG), Ashtabula, Ohio: MFG produced the first Chevrolet Corvette in 1954 and has continued to be a pioneer in reinforced plastics (FRP) design and production.

Western Reserve Partners, Cleveland, Ohio: Advisor to a start-up merchant bank serving middle market clients.

University School, Cleveland, Ohio: Private two campus boys' day school - grades 1-12.

Harvard Business School Club, Cleveland, Ohio: An alumni group planning educational functions and community undertakings.

Learning Disabilities Association of Cuyahoga County

PAST TRUSTEESHIPS AND DIRECTORSHIPS

U.S. Enrichment Corporation (USEC), Bethesda, Maryland: Joined USEC at the time it was spun off from the Department of Energy. USEC, traded on the NYSE, is the world's largest enricher of uranium for nuclear power plants, and is the DOE contractor that imports enriched Russian uranium extracted from Russian nuclear weapons. Dan was the Chairman of USEC's Technical Committee of the Board of Directors.

Cleveland Museum of Natural History: The Museum, founded in 1920, has the mission of providing young people and adults with an understanding and appreciation for nature. The Museum has a significant education mission with Cleveland and suburban school systems. It has one the nation's largest natural history collections.

Cleveland Cuyahoga County Port Authority, Cleveland Ohio: Was appointed by Mayor White to serve on the Port Authority, which has maritime and economic development objectives.

Neighborhood Development Investment Fund Committee (NDIF), Cleveland, Ohio: Was appointed by Mayor White to serve. This organization was charged with investing City funds in housing, commercial and industrial development projects.

Leadership Cleveland, Cleveland, Ohio: A non-profit organization developing a spirit of volunteerism and community service among Cleveland area residents.

OTHER PAST ACTIVITIES

- Initiated in 2003, in conjunction with the Harvard Business School Club and several others, an entrepreneurship program developing teams of individuals that work on start-up and leverage buyout business deals. Turned project over to the new JumpStart Inc. in 2004, but remains an active participant in the program.
- Initiated a Junior Achievement Program at East Technical High School.
- In conjunction with the Small Business Administration (SBA) and four other Harvard graduates, initiated a consulting program for African American SBA applicants.
- Has been an active participant in creating Wendy Park at Whiskey Island. Bargain sale transaction completed at the end of 2004 with the help of a \$2 million contribution from the Moore family.
- Developing Cleveland Industrial Innovation Center (CIIC) at E. 170th and St. Clair in Collinwood - a 70-acre 750,000 sq. ft. industrial facility that will be dedicated to industrial activities.

EDUCATION

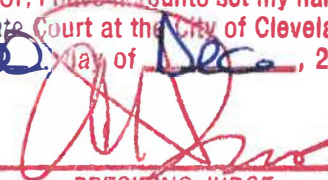
Harvard Graduate School of Business Administration
Boston, Massachusetts
MBA, 1966

Trinity College
Hartford, Connecticut
BA, Economics, 1963

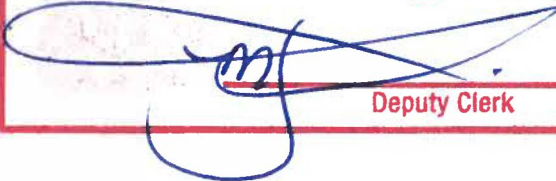
University School
Cleveland, Ohio
Graduated 1959

The State of Ohio, Cuyahoga County: IN THE PROBATE COURT I, Anthony J. Russo, Presiding Judge of the Probate Court within and for the County of Cuyahoga, do hereby certify this instrument is a true and correct copy, taken from the Probate Court Records in this office, where the same are required to be kept by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of said Probate Court at the City of Cleveland, in said County, this 30 day of Dec, 2019



PRESIDING JUDGE



Deputy Clerk

4/85

January __, 2020

**BOARD OF PARK COMMISSIONERS
OATH IN OFFICE**

January __, 2020

I, Dan T. Moore III, do hereby swear that I will support the Constitution of the United States of America, and the Constitution of the State of Ohio, and that I will faithfully, honestly and impartially discharge the duties as a member of the Board of Park Commissioners of the Cleveland Metropolitan Park District.

This I promise to do as I shall answer unto God.

DAN T. MOORE III

Date

JANUARY 15, 2020

90783

The Cincinnati Insurance Company

6200 S GILMORE RD
FAIRFIELD OH 45014-5141

Public Official Bond No. 0530383

KNOW ALL MEN BY THESE PRESENTS:

That Dan T. Moore III of CLEVELAND State of OH (hereinafter called the Principal) and The Cincinnati Insurance Company (hereinafter called the Surety), a corporation organized under the laws of the State of Ohio with its principal office in the City of FAIRFIELD and the State of OH are held

and firmly bound unto Cleveland Metropark District (hereinafter called the Obligee) in the sum of Five Thousand and No/100 Dollars; (\$5,000.00) for the payment whereof to the Obligee the Principal binds himself/herself, his/her heirs, executors, administrators, and assigns, and the Surety binds itself, its successors, and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 13th day of December, A.D. 2019

Whereas the above named Principal has been duly appointed or elected to the office of Member of the Board of Park Commissioners

Now, therefore, the condition of the foregoing obligation is such that if the Principal shall, during the period beginning on the 1st day of January, A.D. 2020, and ending on the 31st day of December, A.D. 2022, faithfully perform such duties as may be imposed on him/her by law and shall honestly account for all money that may come into his/her hands in his/her official capacity during such period, then his/her obligation shall be void; otherwise, it shall remain in full force.

This Bond is executed by the Surety upon the following express conditions, which shall be conditions precedent to the right of recovery hereunder:

First: That the Surety may, if it shall so elect, cancel this Bond by giving thirty (30) days notice in writing to Cleveland Metropark District and this Bond shall be deemed canceled at the expiration of said thirty (30) days; the Surety remaining liable, however, subject to all terms, conditions, and provisions of this Bond, for any act or acts covered by this Bond which may have been committed by the Principal up to the date of such cancellation; and the Surety shall, upon surrender of this Bond and its release from all liability hereunder, refund the premium paid, less a pro rata part therefor for the time this Bond shall have been in force.

Second: That the Surety shall not be liable hereunder for the loss of any public moneys or funds occurring through or resulting from failure of, or default in payment by, any banks or depositories in which any public moneys or funds have been deposited, or may be deposited by or placed to the credit, or under control of the Principal, whether or not such banks or depositories were or may be selected or designated by the Principal or by other persons; or by reason of the allowance to, or acceptance by the Principal of any interest on said public moneys or funds, any law decision, ordinance, or statute to the contrary notwithstanding.

Third: That the Surety shall not be liable for any loss or losses, resulting from the failure of the Principal to collect any taxes, licenses, levies, assessments, etc., with the collection of which he/she may be chargeable by reason of his/her election or appointment as aforesaid.

Witness: Dan T. Moore III

(as to the Principal)

Principal

The Cincinnati Insurance Company

By Virginia A Peters Attorney-in-Fact: Virginia A Peters

STATE OF Ohio _____ **SS**
COUNTY OF Cuyahoga _____

Dan T. Moore III _____ being
duly sworn, says that he/she will support the constitution of the United States and of the State of Ohio _____
and that he/she will faithfully, honestly, and impartially perform and discharge the duties of the office position to which
he/she has been appointed while he/she shall hold said office.

Sworn to by said Dan T. Moore III _____
Before me, and by him/her subscribed in my presence this _____
day of _____, A.D. _____
_____ Notary Public

Fairfield, Ohio

POWER OF ATTORNEY

0530383

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint Virginia A Peters

of Dublin, OH its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: Any such obligations in the United States, Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 1st day of April, 2007.



THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly

STATE OF OHIO } ss: COUNTY OF BUTLER

Vice President

On this 1st day of April, 2007, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Mark J. Huller

MARK J. HULLER, Attorney at Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 1st day of January 2020

Beggy J. Schlemmer

Secretary



PROBATE COURT
FILED
DEC 30 2019
CUYAHOGA COUNTY, O.

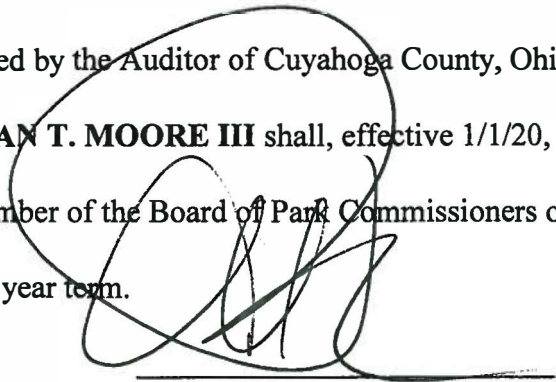
IN THE PROBATE COURT
DIVISION OF THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

IN RE: : Doc. 136 Case No. 89032
Board of Park Commissioners :
of the Cleveland Metroparks District :
: **JUDGMENT ENTRY**

On this 30th day of December, 2019, the Court finds that, effective 1/1/20 a vacancy will exist on the Board of Park Commissioners of the Cleveland Metroparks District, and the Court further finds that **DAN T. MOORE III**, currently serving as a Board of Park Commissioner, is a person well qualified to continue to serve as a member of said Board. (See Resume attached as Exhibit-A).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that, pursuant to the provisions of O.R.C. 1545.05, the Court hereby re-appoints **DAN T. MOORE III** as a Member of the Board of Park Commissioners of the Cleveland Metroparks District for the term beginning January 1, 2020 and ending December 31, 2022.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that **DAN T. MOORE III** shall give bond for the faithful performance of his duties as Park Commissioner in the sum of Five Thousand Dollars (\$5,000.00), to be approved by the Auditor of Cuyahoga County, Ohio, and that upon approval of the County Auditor, **DAN T. MOORE III** shall, effective 1/1/20, continue to be a duly appointed and qualified member of the Board of Park Commissioners of the Cleveland Metroparks District for a full three (3) year term.



DEC 30 2019

DATE

PROBATE JUDGE

JUDGE ANTHONY J. RUSSO



by 
deputy clerk M.J.L.

DAN TYLER MOORE, III

EXHIBIT A

CURRENT BUSINESS ACTIVITIES

Dan Tyler Moore, III has founded fifteen Cleveland manufacturing companies. He is currently Chairman of the following companies:

- Dan T. Moore Company, Inc., founded in 1969 is an R&D and acquisition entity and business incubator starting one new business per year based upon internally generated technology.
- Soundwich, Inc. produces high hysteresis oil resistant polymers for damping automobile engines and body components. They are developing metal/ceramic composites for engine exhaust systems.
- Flow Polymers, Inc. manufactures rubber-homogenizing aids for the tire and rubber industries. These products "compatibilize" rubber compounds, enabling rubber to be mixed more rapidly and more thoroughly with less heat history.
- Team Wendy LLC produces the energy-absorbing liner system in military helmets, helicopter and vehicle seats and knee and elbow pads using Zorbium™, a patented viscoelastic energy-absorbing foam.
- Impact Armor Technologies LLC, a start-up producer of light-weight composite armor for military vehicles.
- ePIFNI LLC/SONIC, start up ventures focused upon decontamination and redevelopment of the Department of Energy's Piketon Nuclear Reservation and technology to recycle spent nuclear fuel.
- NatGasCar -- a start up venture developing a conversion kit that would allow a vehicle to run on natural gas supplied from a residence.

PATENTS AND INNOVATIONS

Mr. Moore holds 22 United States patents and a number of pending applications, mostly on advanced polymer and ceramic materials and new products incorporating advanced materials.

Over his career he has started 25 companies.

CURRENT TRUSTEESHIPS AND DIRECTORSHIPS

Cleveland Clinic Foundation (CCF), Cleveland, Ohio: A medical/research center based in Cleveland, with approximately 40,000 employees and over \$5 billion in revenues. He is a member of the Clinic's Executive Committee and is past Chairman of the CCF entity which

markets CCF's intellectual property and initiates new business start-ups based on CCF technology.

Invacare Corporation, Elyria, Ohio: A public company producing durable medical products, such as wheelchairs, hospital beds, patient aids, and oxygen concentrators. Mr. Moore became a director in 1979 as a member of the group purchasing the company. In subsequent years, annualized sales have increased from \$18 million to \$1.5 billion. Traded on NYSE.

Park-Ohio, Inc., Cleveland, Ohio: Park-Ohio is a diversified company providing integrated logistics services, and manufacturing forgings, aluminum casting, and capital equipment for induction heating. Traded on NYSE.

Hawk Group of Companies, Inc., Cleveland, Ohio: A public company - producers of airplane brakes, heavy equipment clutches, and other friction products. Traded on AMEX.

Whiskey Island Partners (WIP), Cleveland, Ohio: WIP manages the Wendy Park and marina at Whiskey Island under contract with Cuyahoga County.

MWV (Minorities with Vision) Pinnacle Group, Cleveland, Ohio: A venture fund providing equity and debt funding to ventures owned and operated by minority businesspersons.

Senior Advisor to Molded Fiber Glass (MFG), Ashtabula, Ohio: MFG produced the first Chevrolet Corvette in 1954 and has continued to be a pioneer in reinforced plastics (FRP) design and production.

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EDUCATION

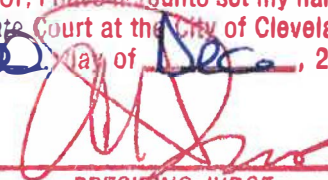
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BA, Economics, 1963

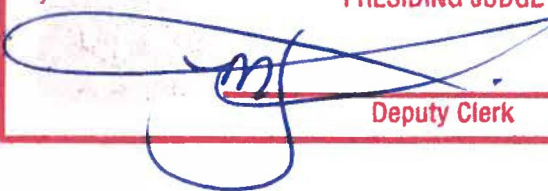
University School
Cleveland, Ohio
Graduated 1959

The State of Ohio, Cuyahoga County: IN THE PROBATE COURT I, Anthony J. Russo, Presiding Judge of the Probate Court within and for the County of Cuyahoga, do hereby certify this instrument is a true and correct copy, taken from the Probate Court Records in this office, where the same are required to be kept by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of said Probate Court at the City of Cleveland, in said County, this 30 day of Dec, 2019



PRESIDING JUDGE



Deputy Clerk

4/85

January __, 2020

**BOARD OF PARK COMMISSIONERS
OATH IN OFFICE**

January __, 2020

I, Dan T. Moore III, do hereby swear that I will support the Constitution of the United States of America, and the Constitution of the State of Ohio, and that I will faithfully, honestly and impartially discharge the duties as a member of the Board of Park Commissioners of the Cleveland Metropolitan Park District.

This I promise to do as I shall answer unto God.

DAN T. MOORE III

Date

JANUARY 15, 2020

90783

The Cincinnati Insurance Company

6200 S GILMORE RD
FAIRFIELD OH 45014-5141

Public Official Bond No. 0530383

KNOW ALL MEN BY THESE PRESENTS:

That Dan T. Moore III of CLEVELAND State of OH (hereinafter called the Principal) and The Cincinnati Insurance Company (hereinafter called the Surety), a corporation organized under the laws of the State of Ohio with its principal office in the City of FAIRFIELD and the State of OH are held

and firmly bound unto Cleveland Metropark District (hereinafter called the Obligee) in the sum of Five Thousand and No/100 Dollars; (\$5,000.00) for the payment whereof to the Obligee the Principal binds himself/herself, his/her heirs, executors, administrators, and assigns, and the Surety binds itself, its successors, and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 13th day of December, A.D. 2019.

Whereas the above named Principal has been duly appointed or elected to the office of Member of the Board of Park Commissioners.

Now, therefore, the condition of the foregoing obligation is such that if the Principal shall, during the period beginning on the 1st day of January, A.D. 2020, and ending on the 31st day of December, A.D. 2022, faithfully perform such duties as may be imposed on him/her by law and shall honestly account for all money that may come into his/her hands in his/her official capacity during such period, then his/her obligation shall be void; otherwise, it shall remain in full force.

This Bond is executed by the Surety upon the following express conditions, which shall be conditions precedent to the right of recovery hereunder:

First: That the Surety may, if it shall so elect, cancel this Bond by giving thirty (30) days notice in writing to Cleveland Metropark District and this Bond shall be deemed canceled at the expiration of said thirty (30) days; the Surety remaining liable, however, subject to all terms, conditions, and provisions of this Bond, for any act or acts covered by this Bond which may have been committed by the Principal up to the date of such cancellation; and the Surety shall, upon surrender of this Bond and its release from all liability hereunder, refund the premium paid, less a pro rata part therefor for the time this Bond shall have been in force.

Second: That the Surety shall not be liable hereunder for the loss of any public moneys or funds occurring through or resulting from failure of, or default in payment by, any banks or depositories in which any public moneys or funds have been deposited, or may be deposited by or placed to the credit, or under control of the Principal, whether or not such banks or depositories were or may be selected or designated by the Principal or by other persons; or by reason of the allowance to, or acceptance by the Principal of any interest on said public moneys or funds, any law decision, ordinance, or statute to the contrary notwithstanding.

Third: That the Surety shall not be liable for any loss or losses, resulting from the failure of the Principal to collect any taxes, licenses, levies, assessments, etc., with the collection of which he/she may be chargeable by reason of his/her election or appointment as aforesaid.

Witness: Dan T. Moore III

(as to the Principal)

Principal

The Cincinnati Insurance Company

By Virginia A Peters Attorney-in-Fact: Virginia A Peters

STATE OF Ohio _____ **SS**
COUNTY OF Cuyahoga _____

Dan T. Moore III _____ being
duly sworn, says that he/she will support the constitution of the United States and of the State of Ohio _____
and that he/she will faithfully, honestly, and impartially perform and discharge the duties of the office position to which
he/she has been appointed while he/she shall hold said office.

Sworn to by said Dan T. Moore III _____
Before me, and by him/her subscribed in my presence this _____
day of _____, A.D. _____
_____ Notary Public

Fairfield, Ohio

POWER OF ATTORNEY

0530383

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint Virginia A Peters

of Dublin, OH its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: Any such obligations in the United States, Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 1st day of April, 2007.



THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly

STATE OF OHIO } ss: COUNTY OF BUTLER

Vice President

On this 1st day of April, 2007, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Mark J. Huller

MARK J. HULLER, Attorney at Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 1st day of January 2020

Beggy J. Schlemmer

Secretary



RESOLUTION NO. 4499 - Adopted August 1, 1977
 RESOLUTION NO. 4682 - Revised October 6, 1980
 RESOLUTION NO. 4867 - Revised June 17, 1985
 RESOLUTION NO. 4887 - Revised October 21, 1985
 RESOLUTION NO. 4986 - Revised March 21, 1988
 RESOLUTION NO. 5034 - Revised January 9, 1989
 RESOLUTION NO. 90-01-010 - Revised January 12, 1990
 RESOLUTION NO. 91-01-006 - Revised January 10, 1991
 RESOLUTION NO. 92-01-006 - Revised January 9, 1992
 RESOLUTION NO. 93-01-005 - Revised January 8, 1993
 RESOLUTION NO. 94-01-007 - Revised January 13, 1994

RESOLUTION NO. 95-01-009 - Revised January 5, 1995
 RESOLUTION NO. 96-01-006 - Revised January 9, 1996
 RESOLUTION NO. 97-01-007 - Revised January 9, 1997
 RESOLUTION NO. 97-05-130 - Revised May 7, 1997
 RESOLUTION NO. 98-01-009 - January 9, 1998 (no revisions from May 7, 1997)
 RESOLUTION NO. 99-01-006 - January 14, 1999
 RESOLUTION NO. 00-01-007 - January 6, 2000
 RESOLUTION NO. 01-01-007 - January 11, 2001
 RESOLUTION NO. 03-01-006 - January 9, 2003
 RESOLUTION NO. 06-01-005 - January 9, 2006
 RESOLUTION NO. 08-01-005 - January 10, 2008
 RESOLUTION NO. 13-01-006 - January 10, 2013
 RESOLUTION NO. 15-01-006 - January 8, 2015
 RESOLUTION NO. 16-01-004 - January 7, 2016
 RESOLUTION NO. 16-05-095 - May 26, 2016
 RESOLUTION NO. 17-01-004 - January 6, 2017
 RESOLUTION NO. 18-01-~~004~~ - January 18, 2018
 RESOLUTION NO. 20-01- - January 15, 2020

BOARD OF PARK COMMISSIONERS OF THE
CLEVELAND METROPOLITAN PARK DISTRICT

BY-LAWS

ARTICLE 1. BOARD OF PARK COMMISSIONERS

Section 1. Board of Park Commissioners. The commissioners, appointed in accordance with Section 1545.09 of the Ohio Revised Code (ORC), will constitute the Board of Park Commissioners of the Cleveland Metropolitan Park District (the "Board") and shall have all of the powers and responsibilities enumerated in ORC Chapter 1545. Commissioners will serve without compensation, but will be allowed their actual and necessary expenses incurred in the performance of their duties pursuant to ORC §1545.05. The Board was created on July 23, 1917 by action of the Cuyahoga County Probate Court in accordance with provisions of ORC Chapter 1545, constitutes a separate political subdivision of the State of Ohio, and as such is not subject to the jurisdiction of any local form of government such as a county, municipality or township.

- a. Board Policies: The Board shall serve as the policy-making approval authority and shall review Board level policy at least once every five (5) years or more often as necessary. New Board policies shall have two public readings before being voted upon and adopted by the Board. Existing Board policies which are being reviewed at the five year anniversary and contain no substantial changes, may be adopted upon one public reading.
- b. Park District Ordinances: The Board shall adopt, on an annual basis, and more frequently if necessary, Rules and Regulations that are numbered laws or decrees. Ordinances are developed by the Chief ~~Ranger~~Police, Chief Prosecuting Attorney and Chief Legal & Ethics Officer and submitted to the Board for adoption.

Section 2. Quorum. Two members constitute a quorum of the Board for any meeting. Actions of the Board may be by motion or resolution with affirmative votes of at least two members necessary in order to adopt any motion or resolution. The President may second and vote on any action.

Section 3. Officers and Appointments of the Board.

- a. The officers of this Board shall consist of a President and two Vice Presidents, and shall serve one year terms. Board members shall annually rotate through the officer positions at the first meeting of the calendar year as determined by the date of his or her appointment to the Board. Specifically, unless otherwise as is necessary, a newly appointed Board member shall serve one, one-year term as Vice President prior to serving as President. Once a Board member serves his/her term as President and if the Probate Judge appoints the Board member to an additional term, he/she shall then serve at least one, one-year term as Vice President prior to serving an additional

term as President. Pursuant to ORC §1545.07, an Executive Director-Secretary shall be chosen by the Board, and a Treasurer and outside General Counsel, and other counsel deemed necessary, shall be chosen by the Board at the latest by the first meeting of the calendar year, to serve at the pleasure of the Board, and none of such positions shall be filled by members of the Board. This provision does not preclude additional counsel from being retained throughout the year pursuant to Article 5.

- b. The Executive Director-Secretary shall be known as the Chief Executive Officer (CEO) of the Cleveland Metropolitan Park District and shall serve as the secretary to the Board pursuant to ORC §1545.07. The CEO shall make an accurate and permanent record of the proceedings of the Board, affix his/her signature thereto after the proceedings have been approved, shall certify all vouchers approved by the Board for payment, shall set employee compensation including but not limited to tips/gratuities, commissions, merit bonuses, moving expenses, in accordance with the Board-approved compensation range established pursuant to Article 4, and shall sign, as authorized, all legal documents for and on behalf of the Board, and may authorize employees to serve in their official capacity on certain boards, commissions or offices. In the absence of the CEO from the office which is documented by a written statement, his/her designee, shall serve in the place of the CEO. The CEO may designate certain staff to execute template contracts which have been created or approved by the Legal Department. The CEO shall have the responsibility of approving operational and administrative policies which have been developed and updated by staff. These operational and administrative policies shall govern the day-to-day operations, and shall be consistent with the policies formulated and adopted by the Board.
- c. The Treasurer shall be an ex officio officer of the Board and shall be known as the Chief Financial Officer (CFO), serve as custodian of their funds and serve as their fiscal officer pursuant to ORC §1545.07. The CFO will endorse all checks payable to the depository of the Board, depositing to the credit of the Board all monies received and shall certify sufficiency of funds for contracts and vouchers on behalf of the Board. The CFO shall sign all checks for payment of Board approved and CEO certified payables. The CFO shall also sign all payroll checks in compliance with the Administrative Procedure for Payroll Processing. In the absence of the CFO, his/her designee, shall serve in the place of the CFO.

ARTICLE 2. MEETINGS OF THE BOARD

Section 1. Meetings. As used herein, "meeting" shall be defined as any prearranged discussion of the public business of the Board by a majority of its members.

Section 2. Business of the Board. Every meeting of the Board shall be open to the public, unless an Executive Session is held pursuant to applicable state law.

Section 3. Posting Time and Place of Meetings. Regular or special meetings of the Board will be determined by the Board. The meetings will be held at such times and places as the Board will from time to time designate. Notice of the date, time and place of regularly scheduled meetings will be determined annually no later than the first meeting of the calendar year, subject to change at the Board's sole discretion, and that schedule will be posted on the Board's Web site and in the Administrative Offices located at 4101 Fulton Parkway, Cleveland, Ohio 44144.

Section 4. Notice of Regular and Special Meetings to the Public. Notice of any change in date, time, or place of a regular meeting shall be posted on the Board's Web site and in the Administrative Offices at least 72 hours in advance of such meeting. The time, place and purpose of a special meeting shall be posted on the Board's Web site and in the Administrative Offices at least twenty-four hours in advance of such meeting, except in the case of an emergency meeting.

- a. Any person who desires to receive advance personal notice of any change in date, time or place of a regular meeting or of any regular or special meeting of the Board at which any specific type of business is to be discussed may receive such advance notice by requesting in writing annually that the CEO put his or her name on a list, and by providing (1) a current email address; or (2) current phone number; or (3) self-addressed, stamped envelopes or postcards. Notice of emergency meetings of the Board requiring immediate official action will be given only to the news media that have requested notification immediately pursuant to ORC § 121.22 and as the same may be amended.

Section 5. Notification of Regular and Special Meetings to the News Media. News media requesting notification of any meetings of the Board will provide the CEO with written designation of the person to whom notification will be given, including said person's name, phone number and e-mail address. The Board will, if at all possible, provide such notice only within normal working hours. It shall be the obligation of the news media requesting notification to keep this written designation current at all times.

Section 6. Special Meetings. Special meetings of the Board shall be held upon call of any member of the Board or the CEO. Notices of special meetings shall be mailed to each member at least twenty-four hours before the time of such meetings or given by telephone, e-mail or personally served on each member at least three hours before the time of such meeting. If any member of the Board is unavailable for a period of at least twenty-four hours before such special meeting, failure of such member to receive notice of a special meeting shall not invalidate such meeting or any of its proceedings.

Section 7. Minutes of the Board. An accurate and permanent record of the proceedings and minutes of all meetings, regular and special, shall be kept and entered in a book to be known as the "Minutes of the Board"; and the record of each meeting in the "Minutes of the Board" shall be and constitute the only evidence of the acts of the Board at such meeting, when signed at the end of the record of such meeting by the presiding officer and CEO. The Resolutions shall be properly indexed. In addition, each meeting shall be tape recorded and those tapes kept in the Board archives as dictated by the records retention schedule. The CEO shall be the official custodian of all the records of the Board and shall be the proper person to certify any action of the Board.

Section 8. Minutes for Public Inspection. The minutes of the Board shall be open for public inspection and recorded after they have been read and approved by the Board. The minutes need only reflect the general subject matter of discussions in Executive Sessions which have been called and held pursuant to and in compliance with the applicable law.

Section 9. Business for Consideration of the Board. All petitions, applications and communications intended for the consideration of the Board (other than those presented by the members of the Board) must be in writing and shall not be considered nor acted upon by the Board unless placed in the hands of the CEO at least five (5) days before the meeting of the Board; provided, however, that the Board may grant exceptions to such requirement in its sole discretion. Public comment at board meetings is at the sole discretion of the Board and, if permitted, shall be received in a manner prescribed by the Board President.

Section 10. Absence of President. The President shall preside at all meetings. In the absence or disability of the President, a Vice President shall perform this duty. "Robert's Rules of Parliamentary Procedure" shall guide the proceedings of the Board when not expressly covered or provided for herein.

Section 11. Order of Business. The business of the Board will generally be considered as follows:

- a. Roll call.
- b. Minutes of previous meeting for approval or amendment.
- c. Presentation of Financial Statement.
- d. New Business/CEO's Report.
 - ii. Approval of action items.
 - iii. Approval of resolution to pay expenses of the Board.
- e.
- f.e. Information/Briefing Items/Policy.
- g.f. Old business.
- h.g. Schedule for next meeting.

ARTICLE 3. ETHICS

Section 1. Ohio Ethics Laws. The Board and all of its employees are bound by Ohio's Ethics Laws as codified in Chapters 102 and 2921 of the Ohio Revised Code and as interpreted by the courts of Ohio and by the Opinions of the Ohio Ethics Commission and shall act in full compliance therewith. Additionally, the Board and all of its employees shall not violate any other provision of Ohio Law including, but not limited to, bribery and theft prohibitions.

Section 2. Conflict of Interest Process. In an effort to assist the Board's and its employees' compliance with the conflict of interest provisions of Ohio's Ethics Laws, a conflict of interest vetting process, which includes the review of a list of all Cleveland Metroparks current vendors and/or contractors, shall be completed at least annually. In the event that a conflict of interest scenario would arise after the annual conflict of interest process was conducted, the Board member or employee shall disclose the potential conflict of interest to the CFO and Chief Legal & Ethics Officer to determine appropriate next steps.

ARTICLE 4. EMPLOYEES

The Board shall set the salaries of the CEO and CFO. The Board shall also fix the compensation range for all employees, and no person shall be employed in any position unless the compensation has been fixed for such position. The Board, in its discretion, may review the appointments of senior staff positions, prior to the person's employment, consisting of, *inter alia*, the Executive Director of Cleveland Metroparks Zoo; Chief Legal & Ethics Officer; Chief Human Resources Officer; Chief Operating

Officer; Chief Planning and Design Officer; Chief Marketing Officer; Chief ~~of Police~~~~Ranger~~; Executive Director of Golf Operations, Chief Information Officer, Chief Development Officer. Appointment of ~~Police~~~~Ranger~~ personnel shall be in conformance with ORC §1545.13.

ARTICLE 5. PROCUREMENT

Section 1. Procurement of Goods. In procuring any goods, the Board shall contract as a contracting authority under ORC §§~~307.86~~ to ~~307.91~~.

Section 2. Procurement of Services.

- a. *Services with a cost of greater than \$1,000 and up to and including \$50,000*. In contracting for professional, technical, consulting, or other special services, unless otherwise required under any of ORC §§9.33 to 9.334 or 153.65 to 153.71, inclusive, the CEO may, after considering no fewer than three quotes from persons or entities who could perform the contract and the competence, ability and availability of said person or entity, hire any such person or entity and authorize a contract therewith.
- b. *Services with a cost over \$50,000*. In contracting for services except the services of an accountant, attorney at law, physician, consultant, surveyor, or appraiser professional, technical, consulting, or other special services, unless otherwise required under any of ORC §§9.33 to 9.334 or 153.65-153.71, inclusive, the CEO shall issue a Request for Proposal (RFP), Request for Qualifications (RFQu), Request for Information (RFI) or other competitive process to evaluate the competence, ability and availability of any person or entity and, upon the recommendation of the CEO, the Board may hire any such person or entity and authorize a contract therewith. For services of an accountant, attorney at law, physician, consultant, or appraiser, Section 2(a) shall be followed.
- c. For services valued below \$1,000, the CEO is authorized to implement procurement process requirements.
- d. For services obtained pursuant to Sections 2(a) or (b), the CEO need not obtain three quotes or issue a RFP, RFQu, or RFI if: (a) the purchase is being made pursuant to a joint purchasing program similar to those addressed by ORC § 9.48; (b) the purchase is of services of a proprietary nature or are otherwise limited to a single source; or (c) the purchase is from the federal government, the state, another county or contracting authority of another county, or a board of education, educational service center, township or municipal corporation.
- e. In procuring “professional design services,” the Board shall comply with §§ 153.65 — 153.99 of the Ohio Revised Code. “Professional design services” means services within the scope of practice of an architect or landscape architect registered under Chapter 4703. of the Revised Code or a professional engineer or surveyor registered under Chapter 4733. of the Revised Code.

Section 3. Concession/Management Operations or Special Services.

- a. For agreements valued under \$100,000.00 per annum, the CEO may approve a concession/management agreement for a “new concession/management operation” on a trial, or pilot, basis to last no longer than three (3) years without conducting a RFP, RFQu, RFI or other competitive process. A “new concession/management operation” is defined as a concession/management operation the Board has not contracted for in the immediately preceding five (5) years at that location. After the trial or pilot period, an RFP, RFQu, RFI or other competitive process which evaluates multiple criteria (*i.e.*, including, but not limited to, quality, consistency with the Park District mission, level of revenue generated, etc.) shall be utilized to identify the person or entity to conduct the concession/management operation that has completed a trial or pilot time period.
- b. The CEO shall issue a RFP, RFQu, RFI or other competitive process for all concession/management operations that do not qualify as a “new concession/management operation,” to evaluate the competence, ability and availability of any person or entity, and upon the recommendation of the CEO, the Board, may hire any such person or entity and authorize a contract therewith.
 - i. Contracts for concession, management operation or other special services under Section 2(c)(ii) may be for a period of years not to exceed five (5) years, except where substantial capital improvements to be paid by the concessionaire/management entity are involved. Any such contracts may be renewed by

the Board on one or more occasions, but the total number of years of all such renewals combined may not exceed the number of years of the initial contract period. Thereafter, any consideration of a further contract for the same service must first be advertised, new bids or proposals received, and then accepted by the Board.

Section 43. Procurement of Construction

- a. *Cost Up To and including \$50,000.* In contracting for anything to be constructed at a cost up to \$50,000 unless otherwise required under ORC §§ 153.12 to 153.14, 9.33 to 9.334, or 153.65 to 153.71, inclusive, the CEO may, after considering no fewer than three quotes from persons or entities who could perform the contract and the competence, ability and availability of said person or entity, hire any such person or entity and authorize a contract therewith.
- b. *Cost Over \$50,000.* For anything to be constructed at a cost of greater than \$50,000, the Board shall award all construction contracts to the bidder it determines to be the lowest and best bidder or the best value proposer, as the case may be, in accordance with the applicable provisions of ORC §§ 153.12 to 153.14, 9.33 to 9.334, or 153.65 to 153.71 inclusive.

Section 54. Procurement Authority of CEO.

- a. *Authority up to and including \$50,000.* The CEO is authorized to enter into contracts and contract amendments for construction, change orders, and to purchase equipment, goods and services, and real estate, without prior approval of the Board in each instance, if the cost of the contract or contract amendment, for any single project, or the amount of the purchase, does not exceed \$50,000. Any contracts where the cost exceeds \$10,000 or any purchase where the amount exceeds \$10,000, and approved by the CEO, shall be reported to the Board at its next regularly scheduled meeting following the execution of said contract or said purchase.
- b. *Change Orders.* For construction contracts that are greater than \$50,000, the CEO is not authorized to enter into any change orders to construction contracts, without prior approval of the Board in each instance, except that the CEO is authorized to enter into change orders to construction contracts, without prior approval of the Board in each instance, where the additional cost is less than THE LESSER OF: (i) \$50,000, or (ii) ten percent (10%) of the cost of the contract. Each change order by the CEO under this Article shall be reported to the Board at the next meeting of the Board following the execution of said change order.
- c. *Amendment to Professional Service Contract.* For professional service contracts greater than \$50,000, the CEO is not authorized to enter into any amendment to professional services or other special services agreement, without prior approval of the Board in each instance, except that the CEO is authorized to enter into amendments to professional services and other special services agreements for additional fees, without prior approval by the Board in each instance, where the additional fees for the agreement by the CEO pursuant to this Section, aggregate less than THE LESSER OF: (i) \$50,000, or (ii) ten percent (10%) of the cost of the agreement. Each amendment by the CEO under this Section shall be reported to the Board at the next meeting of the Board following the execution of said amendment.
- d. *Emergencies.* All goods and services must be procured in accordance with Sections 1, 2, 3 and 4 of this Article 5, except that when, due to an emergency beyond the control of the Board, or any of its officers, employees or agents, the CEO determines that the delay in utilizing the bidding or proposal process would create a real and present danger to the health, safety or well-being of the public, Board employees, or Park animals or turf or other significant resources, the CEO shall be deemed authorized, after considering the competence, ability, availability and price of any person, firm, or corporation, with respect to any services or goods, including without limitation services and goods, to hire the person, firm, or corporation and to execute a contract with such person, firm or corporation, provided that the CEO shall report such actions to each member of the Board by telephone, e-mail or facsimile transmission within one workday of such actions and by written summary of such actions containing the determination and the reasons therefore at the next meeting of the Board for ratification of the emergency contract by the Board.

Section 65. No value or use. Personal property not needed for Park purposes, the estimated value of which is less than \$10,000, may be sold upon approval by the CEO at public auction or by informal quotations to the highest informal bidder. Personal property not needed for Park purposes, the estimated value of which is \$10,000 or greater, may be sold upon approval by the Board at public auction or by informal quotations to the highest informal bidder.

Section 76. Certification by CFO. All contracts will be certified by the CFO for sufficiency of funds.

Section 87. Rejection of Bids and/or Proposals. In awarding any contracts pursuant to Article 5 of the By-Laws, the Board may choose to reject all bids and/or proposals.

Section 98. No Split or division. No contract may be artificially split or divided so as to avoid any of the bidding requirements provided in these By-Laws.

ARTICLE 6. APPROVAL OF VOUCHERS

Section 1. Voucher for Payment. All vouchers in payment of bills shall be certified by the CEO and then ratified for payment by a resolution duly approved by the Board at the board meeting immediately following payment.

Section 2. Approval of Payment. The resolution authorizing payment shall not include any voucher which has not been first approved by the proper employee of the Board, as to its quantity, quality, price, validity and legality.

Section 3. Certification. The CFO shall not issue his/her check unless the voucher is certified by the CEO.

ARTICLE 7. PERMANENT FILES

No papers or documents belonging to the permanent files of the Board shall be taken out of the office of the Board, except upon approval of the Board, or upon legal process.

ARTICLE 8. SETTLEMENT AUTHORITY

Section 1. Value. The following Board employees or insurance carriers pursuant to the terms of an agreement approved by the Chief Legal & Ethics Officer shall have authority to settle claims arising against the Board for up to and including the following amounts: Insurance Carrier: \$10,000; Director of Risk Management--\$25,000; Chief Legal & Ethics Officer--\$50,000; CEO--\$100,000.

Section 2. Limit of Authority. No such claim shall be settled for more than \$100,000 without the prior approval of the Board through passage of a resolution.

All previous resolutions pertaining to the bylaws of the Board of Park Commissioners of the Cleveland Metropolitan Park District are hereby repealed.

Approved this 15th day of January 202018.

Board of Park Commissioners
Cleveland Metropolitan Park District

Attest:

President Bruce G. Rinker

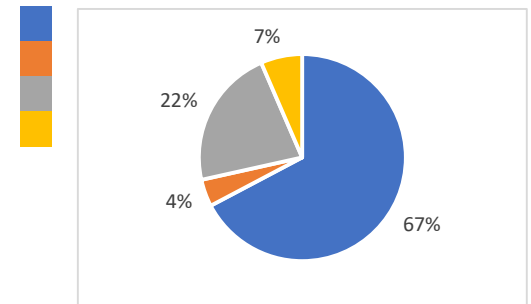
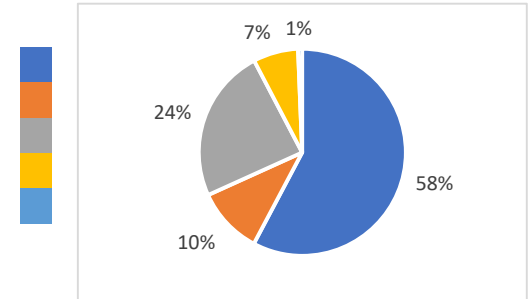
Brian M. Zimmerman, Chief Executive Officer

Vice President Daniel T. Moore

Vice President Debra K. Berry

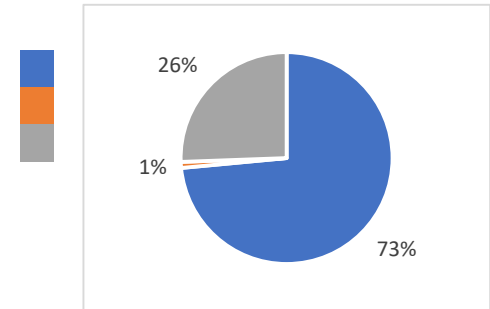
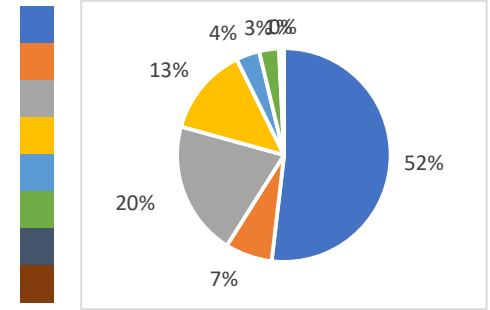
**Cleveland Metroparks
Financial Performance
12/31/2019
CM Park District**

	Actual Dec '18	Actual Dec '19	Fav (Unfav)	Actual YTD Dec'18	Actual YTD Dec '19	Fav (Unfav)
Revenue:						
Property Tax	0	370,049	370,049	75,726,605	76,734,514	1,007,909
Local Gov/Grants/Gifts	1,338,498	4,897,547	3,559,049	13,441,503	13,878,959	437,456
Charges for Services	711,199	1,665,913	954,714	27,754,498	32,013,138	4,258,640
Self-Funded	817,059	777,913	(39,146)	8,913,459	9,347,227	433,768
Interest, Fines, Other	<u>99,824</u>	<u>58,539</u>	<u>(41,285)</u>	<u>560,437</u>	<u>862,243</u>	<u>301,806</u>
Total Revenue	2,966,580	7,769,961	4,803,381	126,396,502	132,836,081	6,439,579
OpEx:						
Salaries and Benefits	5,017,279	5,106,607	(89,328)	66,317,160	68,771,073	(2,453,913)
Contractual Services	279,294	178,663	100,631	3,979,539	4,361,907	(382,368)
Operations	1,013,002	1,463,698	(450,696)	22,090,915	22,431,193	(340,278)
Self-Funded Exp	<u>530,437</u>	<u>722,875</u>	<u>(192,438)</u>	<u>7,257,148</u>	<u>6,634,638</u>	<u>622,510</u>
Total OpEx	6,840,012	7,471,843	(631,831)	99,644,762	102,198,811	(2,554,049)
Op Surplus/(Subsidy)	(3,873,432)	298,118	4,171,550	26,751,740	30,637,270	3,885,530
CapEx:						
Capital Labor	7,110	60,218	(53,108)	863,362	881,413	(18,051)
Construction Expenses	829,354	946,715	(117,361)	20,822,456	9,648,254	11,174,202
Capital Equipment	22,661	76,095	(53,434)	2,697,173	2,978,320	(281,147)
Land Acquisition	47,937	5,029,640	(4,981,703)	4,524,549	10,045,036	(5,520,487)
Capital Animal Costs	<u>1,258</u>	<u>799</u>	<u>459</u>	<u>44,426</u>	<u>41,264</u>	<u>3,162</u>
Total CapEx	908,320	6,113,467	(5,205,147)	28,951,966	23,594,287	5,357,679
Net Surplus/(Subsidy)	(4,781,752)	(5,815,349)	(1,033,597)	(2,200,226)	7,042,983	9,243,209

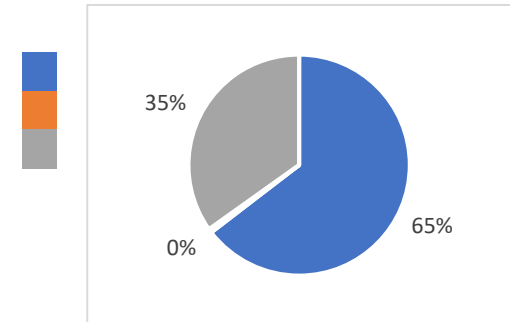
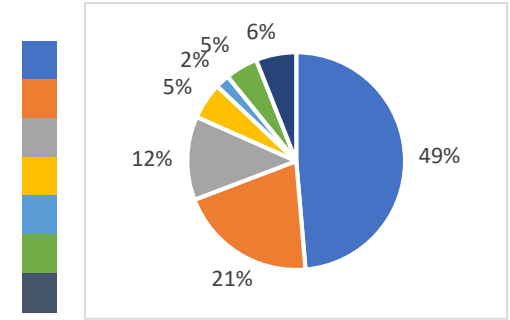


JANUARY 15, 2020

	Actual Dec '18	Actual Dec '19	Fav (Unfav)	Actual YTD Dec'18	Actual YTD Dec '19	Fav (Unfav)
Revenue:						
General/SE Admissions	107,759	1,000,700	892,941	4,569,999	7,021,159	2,451,160
Guest Experience	8,287	12,884	4,597	939,879	965,413	25,534
Zoo Society	0	0	0	1,925,438	2,756,958	831,520
Souvenirs/Refreshments	51,783	57,601	5,818	1,690,289	1,819,623	129,334
Education	(60,430)	12,493	72,923	433,965	476,889	42,924
Rentals & Events	18,264	12,600	(5,664)	400,470	406,303	5,833
Consignment	(856)	263	1,119	306,056	82,233	(223,823)
Other	<u>41,258</u>	<u>4,671</u>	<u>(36,587)</u>	<u>12,777</u>	<u>18,850</u>	<u>6,073</u>
Total Revenue	166,065	1,101,212	935,147	10,278,873	13,547,428	3,268,555
OpEx:						
Salaries and Benefits	1,112,213	1,214,777	(102,564)	14,930,838	15,608,000	(677,162)
Contractual Services	6,619	11,599	(4,980)	202,921	191,200	11,721
Operations	<u>238,538</u>	<u>418,514</u>	<u>(179,976)</u>	<u>4,876,746</u>	<u>5,438,314</u>	<u>(561,568)</u>
Total OpEx	1,357,370	1,644,890	(287,520)	20,010,505	21,237,514	(1,227,009)
Op Surplus/(Subsidy)	(1,191,305)	(543,678)	647,627	(9,731,632)	(7,690,086)	2,041,546
CapEx:						
Capital Labor	0	0	0	32,322	41,372	(9,050)
Construction Expenses	51,170	151,085	(99,915)	2,207,034	2,671,481	(464,447)
Capital Equipment	0	41,462	(41,462)	314,330	241,350	72,980
Capital Animal Costs	<u>1,258</u>	<u>799</u>	<u>459</u>	<u>44,426</u>	<u>41,264</u>	<u>3,162</u>
Total CapEx	52,428	193,346	(140,918)	2,598,112	2,995,467	(397,355)
Net Surplus/(Subsidy)	(1,243,733)	(737,024)	506,709	(12,329,744)	(10,685,553)	1,644,191
Restricted Revenue	121,341	49,890	(71,451)	4,422,195	1,822,463	(2,599,732)
Restricted Expenses	<u>86,671</u>	<u>741,123</u>	<u>(654,452)</u>	<u>5,105,984</u>	<u>1,768,635</u>	<u>3,337,349</u>
Restricted Surplus/(Subsidy)	34,670	(691,233)	(725,903)	(683,789)	53,828	737,617



	Actual Dec '18	Actual Dec '19	Fav (Unfav)	Actual YTD Dec'18	Actual YTD Dec '19	Fav (Unfav)
Revenue:						
Greens Fees	23,701	27,087	3,386	3,066,478	3,472,736	406,258
Equipment Rentals	6,460	10,156	3,696	1,204,279	1,467,177	262,898
Food Service	28,323	21,305	(7,018)	914,047	890,007	(24,040)
Merchandise Sales	6,963	4,223	(2,740)	367,086	384,428	17,342
Pro Services	670	100	(570)	133,855	150,302	16,447
Driving Range	2,845	3,900	1,055	305,742	346,134	40,392
Other	53,086	50,967	(2,119)	340,363	427,865	87,502
Total Revenue	122,048	117,738	(4,310)	6,331,850	7,138,649	806,799
OpEx:						
Salaries and Benefits	265,294	254,053	11,241	3,890,038	4,192,879	(302,841)
Contractual Services	1,236	1,665	(429)	30,893	37,317	(6,424)
Operations	189,123	184,032	5,091	2,323,616	2,260,570	63,046
Total OpEx	455,653	439,750	15,903	6,244,547	6,490,766	(246,219)
Op Surplus/(Subsidy)	(333,605)	(322,012)	11,593	87,303	647,883	560,580
CapEx:						
Capital Labor	7,110	12,362	(5,252)	270,539	189,721	80,818
Construction Expenses	127,423	0	127,423	1,375,339	321,099	1,054,240
Capital Equipment	0	6,219	(6,219)	665,571	875,643	(210,072)
Total CapEx	134,533	18,581	115,952	2,311,449	1,386,463	924,986
Net Surplus/(Subsidy)	(468,138)	(340,593)	127,545	(2,224,146)	(738,580)	1,485,566

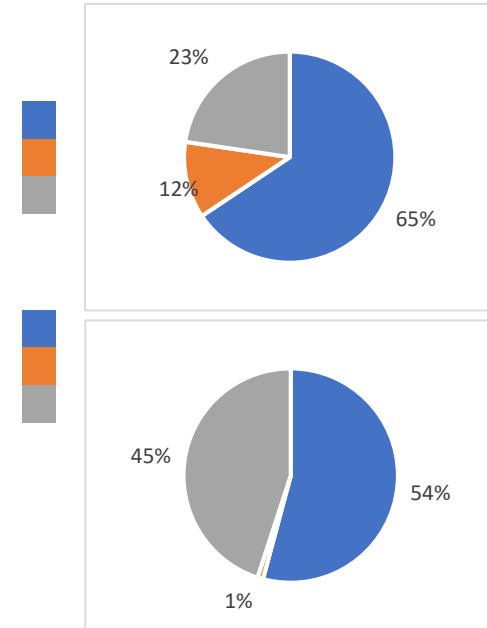


**Cleveland Metroparks
Financial Performance
12/31/2019
Golf Detail**

	Big Met (18)		Little Met (9)		Mastick Woods (9)		Manakiki (18)		Sleepy Hollow (18)	
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19
Operating Revenue	1,082,583	1,270,120	272,709	320,314	215,034	241,641	1,053,303	1,146,334	1,424,734	1,492,275
Operating Expenses	<u>960,129</u>	<u>953,792</u>	<u>271,399</u>	<u>254,328</u>	<u>247,710</u>	<u>272,078</u>	<u>847,436</u>	<u>905,945</u>	<u>1,315,991</u>	<u>1,366,170</u>
Operating Surplus/(Subsidy)	122,454	316,328	1,310	65,986	(32,676)	(30,437)	205,867	240,389	108,743	126,105
Capital Labor	0	0	0	0	0	0	2,930	0	2,125	34,303
Construction Expenses	32,034	11,160	0	0	0	0	52,898	0	51,817	287,397
Capital Equipment	<u>0</u>	<u>480,815</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>31,331</u>	<u>339,893</u>	<u>316,875</u>	<u>20,984</u>
Total Capital Expenditures	32,034	491,975	0	0	0	0	87,159	339,893	370,817	342,684
Net Surplus/(Subsidy)	90,420	(175,647)	1,310	65,986	(32,676)	(30,437)	118,708	(99,504)	(262,074)	(216,579)
	Shawnee Hills (27)		Washington Park (9)		Seneca (27)		Golf Admin		Total	
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19
Operating Revenue	1,008,966	1,015,730	385,124	426,019	851,476	1,176,235	37,921	49,981	6,331,850	7,138,649
Operating Expenses	<u>825,927</u>	<u>868,608</u>	<u>386,769</u>	<u>458,910</u>	<u>864,008</u>	<u>991,833</u>	<u>525,178</u>	<u>419,102</u>	<u>6,244,547</u>	<u>6,490,766</u>
Operating Surplus/(Subsidy)	183,039	147,122	(1,645)	(32,891)	(12,532)	184,402	(487,257)	(369,121)	87,303	647,883
Capital Labor	0	0	0	0	265,484	155,418	0	0	270,539	189,721
Construction Expenses	0	0	0	0	1,238,590	22,542	0	0	1,375,339	321,099
Capital Equipment	<u>43,706</u>	<u>9,576</u>	<u>0</u>	<u>0</u>	<u>111,207</u>	<u>24,375</u>	<u>162,451</u>	<u>0</u>	<u>665,571</u>	<u>875,643</u>
Total Capital Expenditures	43,706	9,576	0	0	1,615,281	202,335	162,451	0	2,311,449	1,386,463
Net Surplus/(Subsidy)	139,333	137,546	(1,645)	(32,891)	(1,627,813)	(17,933)	(649,708)	(369,121)	(2,224,146)	(738,580)

JANUARY 15, 2020

	Actual Dec '18	Actual Dec '19	Fav (Unfav)	Actual YTD Dec'18	Actual YTD Dec '19	Fav (Unfav)
Revenue:						
Concessions	112,943	98,770	(14,173)	4,066,057	4,509,234	443,177
Dock Rentals	40,184	41,195	1,011	769,660	803,475	33,815
Other	<u>139,380</u>	<u>131,932</u>	<u>(7,448)</u>	<u>1,530,886</u>	<u>1,558,227</u>	<u>27,341</u>
Total Revenue	292,507	271,897	(20,610)	6,366,603	6,870,936	504,333
OpEx:						
Salaries and Benefits	164,111	184,431	(20,320)	3,346,578	3,591,613	(245,035)
Contractual Services	753	832	(79)	50,462	56,868	(6,406)
Operations	<u>34,013</u>	<u>52,706</u>	<u>(18,693)</u>	<u>2,817,148</u>	<u>2,984,566</u>	<u>(167,418)</u>
Total OpEx	198,877	237,969	(39,092)	6,214,188	6,633,047	(418,859)
Op Surplus/(Subsidy)	93,630	33,928	(59,702)	152,415	237,889	85,474
CapEx:						
Capital Labor	0	0	0	1,063	9,691	(8,628)
Construction Expenses	925	15,550	(14,625)	35,689	180,545	(144,856)
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>21,974</u>	<u>9,677</u>	<u>12,297</u>
Total CapEx	925	15,550	(14,625)	58,726	199,913	(141,187)
Net Surplus/(Subsidy)	92,705	18,378	(74,327)	93,689	37,976	(55,713)



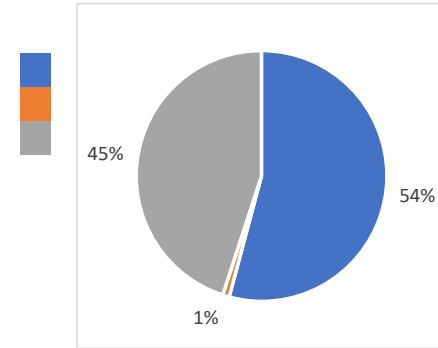
*Other includes Chalet, Hayrides, Aquatics and Misc.

Cleveland Metroparks
 Financial Performance
 12/31/2019
 Enterprise Detail

	Merwin's Wharf		EW Beach House		E55th Marina		E55th Restaurant			
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19		
Operating Revenue	2,173,071	2,340,901	853,798	834,177	882,494	938,628	506,797	742,050		
Operating Expenses	<u>2,115,694</u>	<u>2,207,013</u>	<u>696,798</u>	<u>646,502</u>	<u>360,234</u>	<u>412,271</u>	<u>505,854</u>	<u>677,786</u>		
Operating Surplus/(Subsidy)	57,377	133,888	157,000	187,675	522,260	526,357	943	64,264		
Capital Labor	0	9,691	0	0	0	0	0	0		
Construction Expenses	15,261	21,653	0	0	0	54,330	0	0		
Capital Equipment	<u>0</u>	<u>0</u>	<u>7,149</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
Total Capital Expenditures	15,261	31,344	7,149	0	0	54,330	0	0		
Net Surplus/(Subsidy)	42,116	102,544	149,851	187,675	522,260	472,027	943	64,264		
	Wildwood		Euclid Beach		EmerNeck Marina		EmerNeck Restaurant			
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19		
Operating Revenue	0	67,037	0	22,030	473,329	383,114	375,006	418,954		
Operating Expenses	<u>0</u>	<u>129,284</u>	<u>0</u>	<u>29,778</u>	<u>340,602</u>	<u>289,762</u>	<u>382,503</u>	<u>439,506</u>		
Operating Surplus/(Subsidy)	0	(62,247)	0	(7,748)	132,727	93,352	(7,497)	(20,552)		
Capital Labor	0	0	0	0	0	0	0	0		
Construction Expenses	0	49,950	0	0	558	24,999	0	7,232		
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,375</u>		
Total Capital Expenditures	0	49,950	0	0	558	24,999	0	8,607		
Net Surplus/(Subsidy)	0	(112,197)	0	(7,748)	132,169	68,353	(7,497)	(29,159)		
	Edgewater Pier		Wallace Lake		Hinckley Lake		Huntington			
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19		
Operating Revenue	82,096	90,603	61,944	65,502	33,366	34,438	178,035	148,864		
Operating Expenses	<u>83,447</u>	<u>94,632</u>	<u>55,760</u>	<u>59,388</u>	<u>37,831</u>	<u>37,625</u>	<u>155,752</u>	<u>143,726</u>		
Operating Surplus/(Subsidy)	(1,351)	(4,029)	6,184	6,114	(4,465)	(3,187)	22,283	5,138		
Capital Labor	0	0	0	0	0	0	0	0		
Construction Expenses	0	0	0	0	0	0	0	0		
Capital Equipment	<u>0</u>	<u>0</u>	<u>1,915</u>	<u>0</u>	<u>3,944</u>	<u>0</u>	<u>0</u>	<u>1,415</u>		
Total Capital Expenditures	0	0	1,915	0	3,944	0	0	1,415		
Net Surplus/(Subsidy)	(1,351)	(4,029)	4,269	6,114	(8,409)	(3,187)	22,283	3,723		
	Chalet		Ledge Lake		Parking		Enterprise Admin		Total	
	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19	YTD Dec'18	YTD Dec '19
Operating Revenue	389,876	426,371	183,896	191,201	172,895	167,066	0	0	6,366,603	6,870,936
Operating Expenses	<u>323,942</u>	<u>294,788</u>	<u>138,824</u>	<u>133,708</u>	<u>23,289</u>	<u>29,936</u>	<u>993,658</u>	<u>1,007,342</u>	<u>6,214,188</u>	<u>6,633,047</u>
Operating Surplus/(Subsidy)	65,934	131,583	45,072	57,493	149,606	137,130	(993,658)	(1,007,342)	152,415	237,889
Capital Labor	1,063	0	0	0	0	0	0	0	1,063	9,691
Construction Expenses	19,870	7,373	0	15,008	0	0	0	0	35,689	180,545
Capital Equipment	<u>0</u>	<u>4,276</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>8,966</u>	<u>2,611</u>	<u>21,974</u>	<u>9,677</u>
Total Capital Expenditures	20,933	11,649	0	15,008	0	0	8,966	2,611	58,726	199,913
Net Surplus/(Subsidy)	45,001	119,934	45,072	42,485	149,606	137,130	(1,002,624)	(1,009,953)	93,689	37,976

**Cleveland Metroparks
Financial Performance
12/31/2019
Nature Shops and Kiosks**

	Actual Dec '18	Actual Dec '19	Fav (Unfav)	Actual YTD Dec'18	Actual YTD Dec '19	Fav (Unfav)
Retail Revenue	48,811	49,826	1,015	594,768	637,794	43,026
OpEx:						
Salaries and Benefits	16,730	17,946	(1,216)	284,886	301,795	(16,909)
Contractual Services	746	0	746	11,860	6,853	5,007
Operations	<u>8,489</u>	<u>9,391</u>	<u>(902)</u>	<u>265,805</u>	<u>270,259</u>	<u>(4,454)</u>
Utilities	254	371	(117)	5,446	4,369	1,077
Other	8,235	9,020	(785)	260,359	265,890	(5,531)
Total OpEx	25,965	27,337	(1,372)	562,551	578,907	(16,356)
Op Surplus/(Subsidy)	22,846	22,489	(357)	32,217	58,887	26,670
CapEx:						
Capital Labor	0	0	0	0	0	0
Construction Expenses	0	0	0	0	0	0
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total CapEx	0	0	0	0	0	0
Net Surplus/(Subsidy)	22,846	22,489	(357)	32,217	58,887	26,670



**CLEVELAND METROPARKS
ACCOUNTS RECEIVABLE AND INVESTMENTS SCHEDULES
FOR THE MONTH ENDED DECEMBER 31, 2019**

ACCOUNTS RECEIVABLE

Current	Past Due			Total
	30 Days	60 Days	90 Days	
\$382,827	\$10,280	\$74,019	\$16,833	\$483,958

RANGER/COURT FINES RECEIVABLE

Total
\$47,548

INVESTMENTS

Date Placed	Bank	Description	Days of Duration	Rate	Date of Maturity	Interest Earned	EOM Balance
12/01/19	PNC Bank	Money Market (A)	30	0.90%	12/31/19	\$44	\$58,422
12/01/19	PNC Bank	Sweep Account (B)	30	2.46%	12/31/19	\$31,229	\$15,207,126
12/01/19	Fifth Third Securities	Money Market (C)	30	1.53%	12/31/19	\$2,213	\$1,000
12/01/19	STAR Ohio	State pool (D)	30	1.88%	12/31/19	\$19,074	\$12,181,649
12/01/19	STAR Plus	State pool (E)	30	1.76%	12/31/19	\$1,014	\$690,910

(A) Government Performance Money Market Account.

Investment balance ranged from \$58,378 to \$58,422 in December.

(B) Government Money Market Sweep Account.

Investment average monthly balance (AMB) for November was \$28,093,000. (Sweep interest is based on prior month's AMB).

(C) Federated Government Money Market Account used to temporarily reinvest Brokered Certificate of Deposit interest payments.

Investment balance ranged from \$1,741,081 to \$1,000 in December.

(D) State Treasurer's Asset Reserve (STAR Ohio).

Investment balance ranged from \$12,162,575 to \$12,181,649 in December.

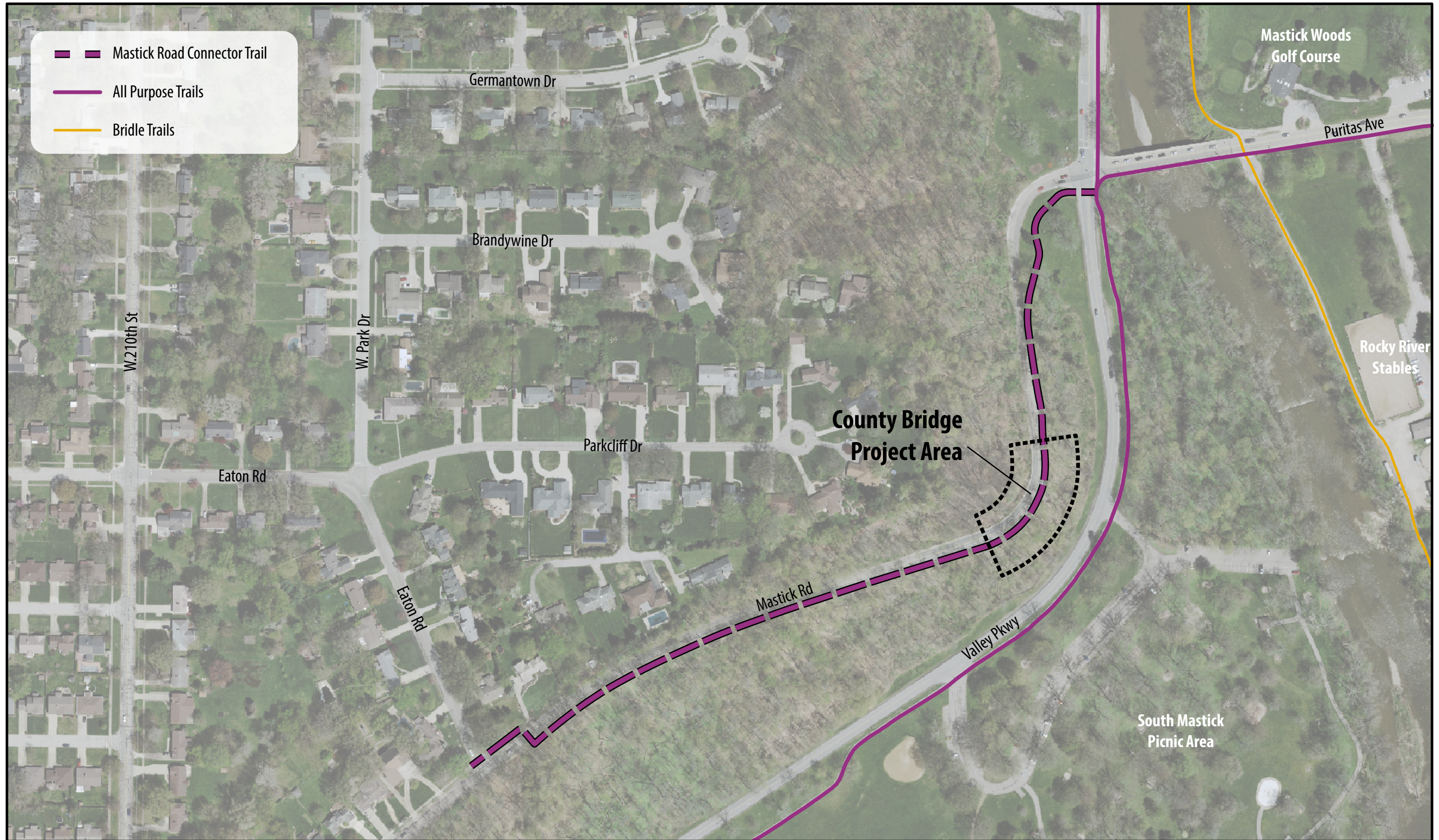
(E) State Treasurer's Asset Reserve Plus Account (STAR Plus)

Investment balance ranged from \$689,896 to \$690,910 in December.

Brecksville Reservation

Western Reserve Land Conservancy (WRLC) Property - Brecksville





Mastick Road Connector Trail

January 2020

Rocky River Reservation



**Resolution Authorizing Application to the Clean Ohio Trails Fund for the
Mastick Road Connector Trail
January 15, 2020**

WHEREAS, the State of Ohio, through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the Clean Ohio Trails Fund;

WHEREAS, Cleveland Metroparks desires financial assistance under the Clean Ohio Trails Fund; and

WHEREAS, Cleveland Metroparks desires to construct a $\pm 1,650$ ft. all purpose trail and associated intersection and sidewalk improvements, known as the Mastick Road Connector Trail, located in the City of Fairview Park.

NOW THEREFORE, be it resolved by the Board of Park Commissioners of the Cleveland Metropolitan Park District as follows:

1. That the Board of Park Commissioners of the Cleveland Metropolitan Park District approves filing an application for the Clean Ohio Trail Fund financial assistance program.
2. That Brian M. Zimmerman, Chief Executive Officer, is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.
3. That the Board of Park Commissioners of the Cleveland Metropolitan Park District does agree to obligate the funds required to satisfactorily complete the proposed project as described in the Board action and become eligible for reimbursement under the terms and conditions of the Clean Ohio Trails Fund program.

Bruce G. Rinker
President
Board of Park Commissioners
Cleveland Metropolitan Park District

RESOLUTION NO. 20-01-001

The following vouchers have been reviewed as to legality of expenditure and conformity with the Ohio Revised Code.

Attest: _____

Chief Financial Officer

BE IT RESOLVED, that the payment of the following items, which may include Then and Now Certificates, are ratified by the Board of Park Commissioners. All expenditures have been reviewed and approved for payment by the Chief Financial Officer and Chief Executive Officer in accordance with the by-laws of the Board of Park Commissioners.

Direct Disbursements dated December 10, 2019 in the amount of \$2,640.20

Printed Checks dated December 13, 2019 in the amount of \$1,386,483.78

Direct Disbursements dated December 16, 2019 in the amount of \$2,999.52

Printed Checks dated December 20, 2019 in the amount of \$281,698.44

Printed Checks dated December 27, 2019 in the amount of \$567,701.08

Printed Checks dated January 3, 2020 in the amount of \$914,463.69

Net Payroll dated November 24, 2019 to December 7, 2019 in the amount of \$1,284,692.05

Withholding Taxes in the amount of \$323,949.09

Net Payroll dated December 8, 2019 to December 21, 2019 in the amount of \$1,274,905.29

Withholding Taxes in the amount of \$311,728.69

Bank Fees/ADP Fees in the amount of \$30,414.80

Cigna Payments in the amount of \$712,375.27

ACH Debits (First Energy; Sales Tax) in the amount of \$24,517.18

Visa/Travel Purchasing Card dated December 1, 2019 to January 4, 2020 in the amount of \$735,770.91

Total amount: \$7,854,339.99

PASSED: January 15, 2020

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION:

That the Board of Park Commissioners approves **Resolution No. 20-01-001** listed above.

RESOLUTION NO. 20-01-002

The following vouchers have been reviewed as to legality of expenditure and conformity with the Ohio Revised Code.

Attest: _____

Chief Financial Officer

BE IT RESOLVED, that the payment of the following items, which may include Then and Now Certificates, are ratified by the Board of Park Commissioners. All expenditures have been reviewed and approved for payment by the Chief Financial Officer and Chief Executive Officer in accordance with the by-laws of the Board of Park Commissioners.

Visa Card-Arborwear dated December 1, 2019 to January 4, 2020 in the amount \$398.75

Total amount: \$398.75

PASSED: January 15, 2020

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION:

That the Board of Park Commissioners approves **Resolution No. 20-01-002** listed above.

RESOLUTION NO. 20-01-001

The following vouchers have been reviewed as to legality of expenditure and conformity with the Ohio Revised Code.

Attest: _____

Chief Financial Officer

BE IT RESOLVED, that the payment of the following items, which may include Then and Now Certificates, are ratified by the Board of Park Commissioners. All expenditures have been reviewed and approved for payment by the Chief Financial Officer and Chief Executive Officer in accordance with the by-laws of the Board of Park Commissioners.

Direct Disbursements dated December 10, 2019 in the amount of \$2,640.20

Printed Checks dated December 13, 2019 in the amount of \$1,386,483.78

Direct Disbursements dated December 16, 2019 in the amount of \$2,999.52

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Printed Checks dated December 27, 2019 in the amount of \$567,701.08

Printed Checks dated January 3, 2020 in the amount of \$914,463.69

Net Payroll dated November 24, 2019 to December 7, 2019 in the amount of \$1,284,692.05

Withholding Taxes in the amount of \$323,949.09

Net Payroll dated December 8, 2019 to December 21, 2019 in the amount of \$1,274,905.29

Withholding Taxes in the amount of \$311,728.69

Bank Fees/ADP Fees in the amount of \$30,414.80

Cigna Payments in the amount of \$712,375.27

ACH Debits (First Energy; Sales Tax) in the amount of \$24,517.18

Visa/Travel Purchasing Card dated December 1, 2019 to January 4, 2020 in the amount of \$735,770.91

Total amount: \$7,854,339.99

PASSED: January 15, 2020

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION:

That the Board of Park Commissioners approves **Resolution No. 20-01-001** listed above.

RESOLUTION NO. 20-01-002

The following vouchers have been reviewed as to legality of expenditure and conformity with the Ohio Revised Code.

Attest: _____

Chief Financial Officer

BE IT RESOLVED, that the payment of the following items, which may include Then and Now Certificates, are ratified by the Board of Park Commissioners. All expenditures have been reviewed and approved for payment by the Chief Financial Officer and Chief Executive Officer in accordance with the by-laws of the Board of Park Commissioners.

Visa Card-Arborwear dated December 1, 2019 to January 4, 2020 in the amount \$398.75

Total amount: \$398.75

PASSED: January 15, 2020

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION:

That the Board of Park Commissioners approves **Resolution No. 20-01-002** listed above.