

AGENDA

CANTON BOARD OF PARK COMMISSIONERS

WEDNESDAY, JANUARY 14, 2004

GARDEN CENTER BUILDING

4:00 P.M.

Reading of the minutes of the December 3, 2003 regular meeting.

OLD BUSINESS:

1. Possible Park Levy
2. Ohio Department of Transportation request for a Park Commission resolution dedicating a small part of Westbrook Veterans Memorial Park to public highway use

NEW BUSINESS:

1. Habitat for Humanity suggesting a property swap involving Mini Park Number One
2. Canton Garden Center 2004 schedule request
3. Approval of December 26, 2003 as one time holiday for Commission employees following guidelines established by City Ordinance 267/2003

OTHER BUSINESS

ADJOURNMENT

CANTON PARK COMMISSION

BOARD MINUTES

JANUARY, 2004

The Canton Board of Park Commissioners met in regular session on Wednesday, January 14, 2004, at the Garden Center Building.

Present were: Mr. Andy Black, President; Mr. Tom Ascani, Vice President; Mr. Steve Lamiell, Member; and Mr. Douglas V. Perry, Director/Secretary.

The meeting was called to order at 4:04 p.m.

A motion was then made by A. Black to approve the minutes of the December 3, 2003 regular meeting as written. A second was made by S. Lamiell, and the motion passed by unanimous vote.

OLD BUSINESS:

2. Ohio Department of Transportation request for a Park Commission resolution dedicating a small part of Westbrook Veterans Memorial Park to public highway use - The Director explained to the Board that the Law Department had worked out a resolution with ODOT to resolve the issues involving this small section of Westbrook Veterans Memorial Park to be used during the I-77 project. The resolution from the Board would lock this area into public highway use. The Director had prepared a resolution for the Board's consideration.

A motion was made by A. Black to approve the resolution. A second was made by S. Lamiell, and the resolution was passed by unanimous vote.

NEW BUSINESS:

2. Canton Garden Center 2004 schedule request - The Board, Director, and Ms. Long, the Garden Center President, reviewed the requested schedule of the Garden Center for 2004.

It was noted that there were possibly two new activities that would create an overtime situation for the Commission.

This led to a discussion about incurred expenses by the City for the activities of different organizations. Mr. Ascani stated that the City should be reimbursed for such expenses, and this issue was something both the Administration and City Council should address.

The Director stated he was working with Ms. Long to look at another location for the one event that would not involve overtime.

The Board told Ms. Long they would have to let her know about the other Saturday event.

A motion was made by A. Black to approve the rest of the Garden Center 2004 schedule including the usual events. The two new events to be tabled. A second was made by S. Lamiell, and the motion passed by unanimous vote.

1. Habitat for Humanity suggesting a property swap involving Mini Park Number One - The Board reviewed the proposal made by Mr. Johnson of Habitat. The Board instructed the Director to check and see where the proposed County Trail System is to pass through this area. He is to send the information to the Ward Councilpersons for their thoughts on the proposal, and if the swap is made to ensure the property goes to Habitat.

Issue tabled.

3. Approval of December 26, 2003 as one time holiday for Commission employees following guidelines established by City Ordinance 267/2003 - The ordinance was discussed and a motion was made to approve its provisions for Park Commission management employees by A. Black. A second was made by S. Lamiell, and the motion passed by unanimous vote.

OLD BUSINESS:

1. Possible Park Levy - The Board had delayed this issue to see if Mayor Creighton would be able to attend the meeting. She was not, so the Board went forward with discussions.

Mr. Black and the Director gave some general information about deadlines, the possible amount of the levy, and the projected spending over a ten (10) year period of time.

Mr. Ascani stated he would not at this time support a levy. He wanted to know where the monies would be spent that would be available in the General Fund should a park levy pass. He also stated he would like to know if the City was obligated to fund the Park System.

Mr. Ellsworth, the new City Service Director and Finance Director, responded saying that monies that would be available in the General Fund as a result of the passage of a park levy would be used to keep Police, Fire and Street Department workers on the job.

Mr. Perez, City Auditor, stated that maybe a decision should be held until the City's money situation clears for this year.

The Director informed the Board that the deadline for the November ballot would be in the middle of August.

The issue was tabled.

OTHER BUSINESS:

1. Mr. Pat Burns, a Park System employee, asked the Board if a posting would be made for an unfilled Heavy Duty Equipment Operator IV position within the Department. He stated he expected to get the job as he had been with the City for a long time.

Mr. Black stated that this was an operational issue, and the Board would have to rely on the Director and Assistant Director's input.

Mr. Perez stated he thought it was no problem to do something like this and that he thought the Director could do as he wished on this matter.

The Director stated he did not have that authority. Mr. Ellsworth also stated that he would have to sign off on any posting.

The Director explained to the Board that the outgoing Service Director would not approve the posting of the Operator IV position when he tried to post it and that there were no monies placed in the 2004 budget for the position since it was not filled.

The Director stated he had explained all this to Mr. Burns and that he had told Mr. Burns he would do some checking and let him know. However, their conversation had taken place not too long ago, and he had not as yet talked to the Service Director about the issue.

There was some further discussion about the budget in general.

Being no further business before the Board, the meeting was adjourned at 5:10 p.m.



Andy Black
President



Douglas Perry
Director/Secretary

Douglas V. Perry
Director/Secretary

Andy Black
President

Tom Ascani
Vice President

Steve Lamiell
Member

CANTON PARK COMMISSION

2436 30th Street N.E. • Canton, Ohio 44705-2516 • (330) 489-3015

December 18, 2003

Mr. Kim Perez
Canton City Auditor
City of Canton

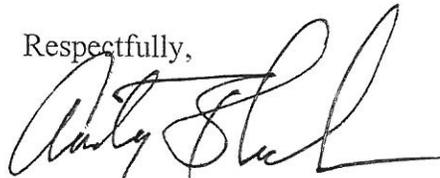
Dear Mr. Perez:

The Board of Park Commissioners have approved Ordinance No. 267/2003 for their management, non-bargaining unit employees:

Douglas V. Perry
Douglas V. Foltz
Francis R. Thristino
Bonnie P. Vincent

Thank you for your attention to this matter.

Respectfully,



Andy Black
President

AB/bv

cc: Canton City Treasurer
Canton Civil Service Commission
Human Resources
Minutes ✓
File

Douglas V. Perry
Director/Secretary

Andy Black
President

Tom Ascani
Vice President

Steve Larniell
Member

CANTON PARK COMMISSION

2436 30th Street N.E. • Canton, Ohio 44705-2516 • (330) 489-3015

January 20, 2004

Mr. Steve Conley
ODOT
3090 W Market St., Suite 205
Fairlawn OH 44333

Dear Mr. Conley:

Please find enclosed a copy of the requested Park Commission Resolution regarding the property in Westbrook Veterans Memorial Park STA-77-10.33, Parcel No. 86 WDV.

I hope this will be all that is necessary for the project to proceed.

Respectfully,



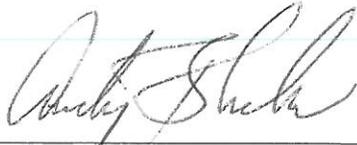
Douglas Perry
Director/Secretary

DP/bv

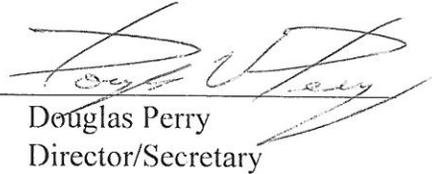
**RESOLUTION OF THE
CANTON BOARD OF PARK COMMISSIONERS
JANUARY 14, 2004**

The Canton Board of Park Commissioners hereby dedicate an area of eighty-six (86) square feet in Westbrook Veterans Memorial Park to public highway use.

Said eighty-six square feet is identified as Parcel No. 86 WDV, STA-77-10.33 and is described in Exhibit "A" (attached), which is included as a part of this resolution.



Andy Black
President



Douglas Perry
Director/Secretary

EXHIBIT

Sheet ___ of ___
STA-77-10.33
Parcel No. 86WDV

EXHIBIT "A"
PARCEL NO. 86WDV
STA-77-10.33

**IN THE NAME OF AND FOR THE USE OF THE CITY OF CANTON EXCLUDING
LIMITATION OF ACCESS IN THE FOLLOWING DESCRIBED PROPERTY:**

Situated in the City of Canton, County of Stark, State of Ohio and known as being part of Canton City Outlot No. 437, Southwest Quarter, Section No. 5 in Township 10 North, Range 8 West, and also being a part of a parcel of land, now or formerly owned by City of Canton, Ohio, a Municipal Corporation per Volume 2291, Page 67 of the Stark County Records and being further bounded and described as follows:

Being a parcel of land lying on the LEFT side of the centerline of a survey made by the Department of Transportation, and recorded in Instrument Number 2002 1127 0097 645, of the records of Stark County and being located within the following described points in the boundary thereof:

Commencing for reference at the southwest corner of Canton City Outlot No. 437, said point also being the intersection of the existing northerly right of way line of Lakeroad Boulevard and the existing easterly right of way line of Arlington Avenue, said point being 28.93 feet LEFT of Station 49+07.63;

Thence North $02^{\circ} 11' 34''$ East along said existing easterly right of way line of Arlington Avenue, 19.97 feet to an iron pin set in the proposed northerly right of way line of Relocated Harrison Avenue N.W., said point being 47.36 feet LEFT of Station 49+15.33;

Thence along said proposed northerly right of way line of Relocated Harrison Avenue N.W. on the arc of a curve deflecting to the left (the radius of which is 20.00 feet, with a central angle of $89^{\circ} 55' 00''$, a tangent length of 19.97 feet and the chord of which bears South $42^{\circ} 45' 56''$ East, and is 28.26 feet in length), 31.39 feet to an iron pin set in the above said existing northerly right of way line of Lakeroad Boulevard N.W., said point being 36.60 feet LEFT of Station 48+89.19;

Thence North $87^{\circ} 43' 26''$ West along said existing northerly right of way line of Lakeroad Boulevard N.W., 19.97 feet to the place of beginning and containing 86 square feet of land, more or less.

This description was prepared under the supervision of Richard J. Bilski, Ohio Professional Surveyor No. 5244 of CT Consultants, Inc., Registered Engineers and Surveyors from existing records in February 2002.

Grantor claims title by instrument recorded in Volume 2291, Page 67 Stark County Recorder's Office.

EXHIBIT

Grantor reserves the right of ingress and egress to all residual areas.
All set iron pins are 5/8" x 30" rebar with 1-1/2" aluminum cap inscribed "ODOT R/W" "CT Consultants, Inc." "PS No. 5244".

The bearings referred to herein are based on North American Datum of 1983 (NAD83).

The stations referred to herein are from the centerline of right-of-way of Interstate Route 77 as found on O.D.O.T. right-of-way plan STA-77-10.33 and the centerline plat recorded in Instrument Number 2002 1127 0097 645 in the Stark County Recorder's Office.

The above described area is a part of Stark County Auditor's Parcel No. 02-81797.

Fax

Name: Steve Conley Doug Perry
 Organization: ~~ODOT~~ PARK Commission
 Fax: 330-489-3337
 From: OHIO DEPARTMENT OF TRANSPORTATION
 3090 WEST MARKET STREET SUITE 205
 FAIRLAWN, OHIO 44333
 Phone: 1-800-462-1130 330-864-4242
 Fax: 330-864-3846
 Date: 12-18-03
 Subject: STA 77-10.33
 Pages: 4 INCLUDING THIS ONE

Comments:

Doug,
 Bonnie said you were expecting my call.
 This is the request John Cory said I would need
 to send. All we will need back is the Resolution
 stating the 86 st. is dedicated to highway use.
 If you have any questions, please feel free
 to call. 1-800-462-1130 ex. 15.

Thanks,

Steve Conley

Fax

Name: STEVE CONLEY
Organization: ODOT
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 3090 WEST MARKET STREET SUITE 205
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DOUG,

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 to call. 1-800-462-1130 ex. 15.*

Thanks,

Steve Conley



OHIO DEPARTMENT OF TRANSPORTATION

Real Estate Administration, Northeast Region Office
3090 West Market Street, Suite 205, Fairlawn, Ohio 44333
(330) 864-4242 Fax: (330) 864-3846

December 18, 2003

City of Canton Park Commission
Attention Doug Perry
2436 30th St NE
Canton, OH 44705

**Re: STA 77-10.33, PID 20412
Parcel 86**

Dear Mr. Perry:

This letter is in reference to the proposed construction on S.R. 77 in Stark County, Ohio and pertains to Permanent Parcel Number 02-81797, which is located at the intersection of Lakeroad Blvd. and Arlington Avenue. Also, this parcel is referenced in Deed Vol. 2291, Pg. 67 of the Stark County Recorder's Office.

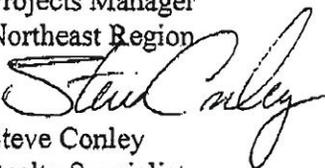
An area of eighty six (86) square feet, from this particular parcel, is required to complete the construction of the proposed highway project. As a result, the Ohio Department of Transportation is requesting the City of Canton Park Commission dedicate this area from parkland to public highway use. The attached legal description further describes the area needed to complete the proposed highway project.

Please note, after the completion of the proposed highway project, the City of Canton will remain the fee holder to this parcel and will continue to maintain the property.

If you have any questions, please contact me at 1-800-462-1130 extension 15 between 7:30 a.m. and 4:00 p.m.

Respectfully,

Joan K. Short
Projects Manager
Northeast Region


Steve Conley
Realty Specialist
Northeast Region



JKS:SC
c: File
Negotiation