

MINUTES – REGULAR SESSION
Board of Park Commissioners & Governing Board of the
LORAIN COUNTY METROPOLITAN PARK DISTRICT

Date: Thursday, August 17, 2023
Time: 11:00 a.m.
Place: Carlisle Visitor & Administrative Center
Present: Commissioners: Kenneth M. Lieux, Chairman
Sherrill M. McLoda, Vice-Chairman
Joseph E. Hribar
Legal Counsel: Dennis M. O'Toole
Director/Secretary: James E. Ziemnik
Park Staff: Jennifer L. Bracken, Assistant Director
Paul J. Hruby, Jr., Assistant Director/Chief Ranger
Bonnie J. Burns, Administrative Services Manager/Treasurer
Mariah Deitz, Public Information Officer
Joani Longbrake, Secretary
Visitor: Barb Fieger, President, Friends of Lorain County Metro Parks

OPENING OF MEETING

Roll call by Director/Secretary: Kenneth M. Lieux – Aye
Sherrill M. McLoda – Aye
Joseph E. Hribar – Aye

Chairman Lieux declared all members present and opened the meeting.

OLD BUSINESS:

- A. Approval of the Minutes of the July 20, 2023 Regular Session. The Minutes were distributed prior to the meeting, enabling the commissioners to read them in advance. Commissioner Hribar motioned and Commissioner McLoda seconded the motion for approval; motion passed unanimously this 17th day of August, 2023.
- B. The Director/Secretary advised the Board of the Statement of Accounts.
- C. **Resolution 2023-49.** Payment of accounts payable. Motion by Commissioner McLoda for adoption of Resolution for payment of line items on the Cash Disbursements Journal for the period of July 1 to July 31, 2023 and on the Aged Payables reports dated July 31 and August 16, 2023; and ratification of payments on Exhibit A; seconded by Commissioner Hribar. The Chairman then called for the individual line item votes of the Commissioners to be approved for payment by at least a majority of the Commissioners, and be certified by the Treasurer and Secretary of the Board of Park Commissioners for issuance of checks for payment. The line item votes of the Commissioners were cast as follows:

Commissioner Lieux: Affirmative for all line items on the Cash Disbursements Journal for the period of July 1 to July 31, 2023 and on the Aged Payables reports dated July 31 and August 16, 2023 and affirmative for ratification of payments on Exhibit A.

Commissioner McLoda: Affirmative for all line items on the Cash Disbursements Journal for the period of July 1 to July 31, 2023 and on the Aged Payables reports dated July 31 and August 16, 2023 and affirmative for ratification of payments on Exhibit A.

Commissioner Hribar: Affirmative for all line items on the Cash Disbursements Journal for the period of July 1 to July 31, 2023 and on the Aged Payables reports dated July 31 and August 16, 2023 and affirmative for ratification of payments on Exhibit A.

RESOLUTION 2023-49:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to ratify the payments on Exhibit A and to direct and authorize the issuance of checks for payment of all line items on the Cash Disbursements Journal for the period of July 1 to July 31, 2023 and on the Aged Payables reports dated July 31 and August 16, 2023, as approved for payment by vote of at least a majority of the Board of Park Commissioners. The Cash Disbursements Journal, Aged Payables reports, Exhibit A, and the commissioners' votes are hereby made a part of the Minutes of this meeting on August 17, 2023.

Kenneth M. Lieux – Aye
Sherrill M. McLoda – Aye
Joseph E. Hribar – Aye

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

NEW BUSINESS:

- A. **Resolution 2023-50.** The Board of Park Commissioners accepted the rate proposal submitted by EyeMed Vision Care for its group vision insurance for full-time employees for the period of September 1, 2023 through August 31, 2027 and authorized the Director/Secretary to enter into agreement with the aforementioned company, all with the approval of legal counsel as to form; motioned by Commissioner Hribar, seconded by Commissioner McLoda, passed unanimously this 17th day of August 2023.

RESOLUTION 2023-50:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to accept the rate proposal submitted by EyeMed Vision Care for its group vision insurance for full-time employees for the period of September 1, 2023 through August 31, 2027 and authorize the Director/Secretary to enter into agreement with the aforementioned company, all with the approval of legal counsel as to form.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

- B. **Resolution 2023-51.** The Board of Park Commissioners authorized the Director/Secretary to accept the rate proposal submitted by Principal Life Insurance Company for life insurance for full-time employees for the period of September 1, 2023 through August 31, 2025 at no cost to the employees, and authorized the Director to enter into agreement with said company, all with the approval of legal counsel as to form; motioned by Commissioner McLoda, seconded by Commissioner Hribar, passed unanimously this 17th day of August 2023.

RESOLUTION 2023-51:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to authorize the Director/Secretary to accept the rate proposal submitted by Principal Life Insurance Company for life insurance for full-time employees for the period of September 1, 2023 through August 31, 2025 at no cost to the employees, and authorize the Director to enter into agreement with said company, all with the approval of legal counsel as to form.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

- C. **Resolution 2023-52.** The Board of Park Commissioners authorized the Director/Secretary to accept the rate proposal submitted by TruAssure Insurance Company for its group dental insurance plan for full-time Park District employees effective September 1, 2023 through August 31, 2024 and authorized the Director to enter into agreement with said company, all with the approval of legal counsel as to form; motioned by Commissioner Hribar, seconded by Commissioner McLoda, passed unanimously this 17th day of August 2023.

RESOLUTION 2023-52:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to authorize the Director/Secretary to accept the rate proposal submitted by TruAssure Insurance Company for its group dental insurance plan for full-time Park District employees effective September 1, 2023 through August 31, 2024 and authorize the Director to enter into agreement with said company, all with the approval of legal counsel as to form.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

- D. **Resolution 2023-53.** The Board of Park Commissioners authorized the Director/Secretary to dispose of inventory described on Exhibits A and B attached hereto which have been determined to be of no value or use, by donating the items to the Elyria Public Library or by whatever lawful means available, and to keep a record of such disposition in the Park District file; motioned by Commissioner McLoda, seconded by Commissioner Hribar, passed unanimously this 17th day of August 2023.

RESOLUTION 2023-53:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to authorize the Director/Secretary to dispose of inventory described on Exhibits A and B attached hereto which have been determined to be of no value or use, by donating the items to the Elyria Public Library or by whatever lawful means available, and to keep a record of such disposition in the Park District file.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

- E. **Resolution 2023-54.** The Board of Park Commissioners authorized the Director/Secretary to apply for grant funds available from the National Oceanic and Atmospheric Administration (NOAA) for acquisition, planning and improvement of lakefront property in Avon Lake, authorized the Director to enter into a Memorandum of Understanding with the City of Avon Lake, and authorized the Director to do all things necessary and appropriate for obtaining this financial assistance – including financial support for application preparation if necessary – all with the approval of legal counsel as to form; motioned by Commissioner Hribar, seconded by Commissioner McLoda, passed unanimously this 17th day of August 2023.

RESOLUTION 2023-54:

BE IT RESOLVED by the Board of Park Commissioners of the Lorain County Metropolitan Park District that we deem it necessary and in the best public interest to authorize the Director/Secretary to apply for grant funds available from the National Oceanic and Atmospheric Administration (NOAA) for acquisition, planning and improvement of lakefront property in Avon Lake, authorize the Director to enter into a Memorandum of Understanding with the City of Avon Lake, and authorize the Director to do all things necessary and appropriate for obtaining this financial assistance – including financial support for application preparation if necessary – all with the approval of legal counsel as to form.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

F. **Resolution 2023-55**

WHEREAS, the Board of Park Commissioners has previously accepted a donation of 39.77 acres of land in accordance with all provisions of the Ohio Revised Code; and

WHEREAS, the Board has recently been advised that an error of omission had occurred in connection with that donation; specifically, that an Environmental Covenant was inadvertently omitted in the deed of conveyance, which Covenant would serve as additional protection to ensure that the property is used and maintained for the conservation and preservation of the natural resources located therein; and

WHEREAS, the Board is desirous of correcting the omission by the grant of an appropriate Environmental Covenant over the 39.77-acre donation; therefore

BE IT RESOLVED: The Board does hereby grant an Environmental Covenant on the 39.77 acres of land as described in Exhibit A attached hereto, and the Director/Secretary is hereby authorized to sign such instrument of conveyance granting such Covenant on behalf of the Board of Park Commissioners, subject to approval of legal counsel as to form, and thereafter to take such further action as necessary to consummate such transaction.

The above Resolution was motioned by Commissioner McLoda, seconded by Commissioner Hribar, and passed unanimously this 17th day of August 2023.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman

- G. Reports, requests and comments of the Director/Secretary
- H. Questions, requests and comments from the Commissioners to the Management
- I. Questions, requests and comments from the public to the Commissioners and to the Management
- J. Reports, requests and comments of Legal Counsel
- K. There being no further old or new business, the Chairman entertained a motion for adjournment. Commissioner McLoda motioned and Commissioner Hribar seconded the motion for adjournment. There being no objections or dissenting votes, the meeting adjourned at 11:35 a.m.

ATTEST _____ APPROVED _____
James E. Ziemnik, Director/Secretary Kenneth M. Lieux, Chairman