

**MINUTES OF THE
BOARD OF PARK COMMISSIONERS
OF THE
CLEVELAND METROPOLITAN PARK DISTRICT
NOVEMBER 21, 2024**

The Board of Park Commissioners met on this date, Thursday, November 21, 2024, 8:00 a.m., at the Board's office, 4101 Fulton Parkway, Cleveland, Ohio.

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

ACTION ITEMS.

- (a) ***Swearing in of Police Officers***
(*Originating Source: Kelly J. Stillman, Chief of Police*)

Ryan Krantz

Officer Ryan Krantz successfully completed his Ohio Peace Officer training at Polaris Career Center in Middleburg Heights. Since joining the Cleveland Police Department in 2019, he has actively contributed to the community and demonstrated his commitment to law enforcement.

Trevor Poole

Officer Trevor Poole joined Cleveland Metroparks in 2014 and received several awards for his service. After resigning on August 22, 2024, to explore new career opportunities, he is now eager to rejoin the department full-time. His return will provide invaluable expertise in policing to better serve the Cleveland Metroparks community.

John Sedivec

Officer John Sedivec recently completed his Ohio Peace Officer training at the Lorain Community College Police Academy in 2024. His dedication to enhancing his skills improves the safety and well-being of the communities he will serve.

- No. 24-11-148:** It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to appoint Ryan Krantz, Trevor Poole, and John Sedivec as full-time police officers for Cleveland Metroparks as authorized by Section 1545.13 of the Ohio Revised Code.

ACTION ITEMS (cont.)

Vote on the motion was as follows:

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

Nays: None.

APPROVAL OF MINUTES.

No. 24-11-149: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve the minutes from the Regular Meeting of October 17, 2024, which were previously submitted to the members of the Board, and by them read.

Vote on the motion was as follows:

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

Nays: None.

FINANCIAL REPORT.

Chief Financial Officer, Wade Steen, presented a Comparative Summary of Revenues & Expenditures 2024 vs. 2023 Year-To-Date, and for the Month Ended October 31. Also provided is a Schedule of Accounts Receivable and Investments, which along with the Comparative Summary is found on pages **102448** to **102455**.

ACTION ITEMS (cont.)

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

Timothy Krynak, Natural Resources Area Manager

Timothy Krynak has served Cleveland Metroparks for more than 30 years as a Seasonal Naturalist, Full-Time Naturalist, Naturalist I, Interim Nature Center Manager, Natural Resources Project Manager, and Natural Resources Area Manager. Tim shared his passion by surveying bats and birds, leading Audubon bird walks, providing thousands of public and school programs, coordinating special events, training new staff, coordinating volunteers, and supervising seasonals. He steered his career towards making positive impacts on our natural resources by establishing pollinator meadows at Huntington Reservation, which became a popular birding and photography hotspot, treating oak, ash, and hemlock trees to fend off forest pests and disease, conducting extensive invasive plant removals and native plant installations at our western reservations, identifying rare plants and enhancing habitats to improve populations, and maintaining the Motus towers to track migratory movements of birds, bats, and dragonflies. Additionally, Tim proved

ACTION ITEMS (cont.)

to be a great leader by serving as a qualified bat contact to US Fish & Wildlife Service, providing expertise to Ohio Bat Working Group, leading breeding bird surveys and co-authoring a peer-reviewed journal about the results, mentoring numerous scouts, students, seasonals, volunteers, and full-time staff, and delivering guest lectures to Case Western Reserve University, Ohio Northern University, and numerous non-profit interest groups. Tim’s vast knowledge of the natural history of our region was a tremendous asset to visitors, coworkers, and professional organizations alike. His ability to make connections and share his passion for the natural world was stellar and won’t be forgotten.

No. 24-11-150: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to recognize Timothy Krynak for his years of service to Cleveland Metroparks and the greater Cleveland community by adopting the Resolution found on page **102456**.

Vote on the motion was as follows:

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

Nays: None.

(c) **2024 Budget Adjustment No. 11**
(Originating Sources: Wade Steen, Chief Financial Officer/Brian M. Zimmerman, Chief Executive Officer)

The following amendments are requested for Board approval:

**CLEVELAND METROPARKS
 Appropriation Summary - 2024**

Object Code	Object Description	Original Budget			Total Prior Budget Amendments	Proposed Amendment #11 11/21/2024	Total
		Baseline Budget	Carry Over Encumbrances	Total			
OPERATING							
51	Salaries	\$ 70,457,162	\$ 3,669	\$ 70,460,831	\$ 413,940	\$ (35,228) A	\$ 70,839,543
52	Employee Fringe Benefits	21,396,109	543,837	21,939,946	179,150	5,000 B	22,124,096
53	Contractual Services	17,161,050	2,919,032	20,080,082	319,588	47,490 C	20,447,160
54	Operations	31,109,745	3,763,826	34,873,572	1,290,953	58,196 D	36,222,721
	Operating Subtotal	140,124,067	7,230,364	147,354,431	2,203,630	75,458	149,633,519
CAPITAL							
571	Capital Labor	\$ 1,000,000	\$ -	\$ 1,000,000	\$ 269,270	\$ -	1,269,270
572	Capital Construction Expenses	27,875,059	13,556,329	41,431,388	57,813,292	2,755,856 E	102,000,536
574	Capital Equipment	6,394,036	2,207,611	8,601,647	1,360,312	47,250 F	10,009,209
575	Zoo Animals	100,000	298	100,298	-	-	100,298
576	Land	2,500,000	110,632	2,610,632	3,927,068	-	6,537,700
	Capital Subtotal	37,869,095	15,874,871	53,743,966	63,369,942	2,803,106	119,917,014
TOTALS							
Grand totals		\$ 177,993,162	\$ 23,105,235	\$ 201,098,397	\$ 65,573,572	\$ 2,878,564	\$ 269,550,533

ACTION ITEMS (cont.)

An explanation of adjustments, by category, can be found on pages **102457** to **102459**. The net effect of all adjustments is an increase of \$2,878,564 which is funded by increased revenue, donations, grants, or received but previously unappropriated funds.

No. 24-11-151: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve 2024 Budget Adjustment No. 11 for a total increase of \$2,878,564 as delineated on pages **102457** to **102459**.

Vote on the motion was as follows:

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

Nays: None.

(d) *Request for 2025 Tax Advances*
(Originating Source: Wade Steen, Chief Financial Officer)

By statute, the County Fiscal Officer is required to deliver all taxes collected ninety days after the close of collections, unless the Board of Park Commissioners adopts a resolution requesting tax advances on a timelier basis.

Calendar year 2025 Real Property Tax Advance Schedule is as follows:

<u>1st Half Collection Closing Date</u>	<u>2/20/2025</u>
First Half Advance #1 Deposit Date	1/15/2025
First Half Advance #2 Deposit Date	2/14/2025
First Half Settlement Deposit Date	3/14/2025
<u>2nd Half Collection Closing Date</u>	<u>7/17/2025</u>
Second Half Advance #1 Deposit Date	7/15/2025
Second Half Settlement Deposit Date	8/15/2025

To better meet Cleveland Metroparks 2025 cash requirements, staff is requesting that the Board adopt the resolution listed below.

RESOLUTION REQUESTING TAX ADVANCES

BE IT RESOLVED, To meet the fiscal obligations of the Board, the Cuyahoga County Fiscal Officer is requested to make advances from time to time on all tax money collected for the payment of all taxes from funds available for distribution and allocated to the Board of Park Commissioners of the Cleveland Metropolitan Park District; and

BE IT FURTHER RESOLVED, That the Secretary (CEO) of the Board be and is hereby directed to certify a copy of this Resolution to the Cuyahoga County Fiscal Officer.

ACTION ITEMS (cont.)

No. 24-11-152: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve the resolution requesting tax advances as noted above.

Vote on the motion was as follows:

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

(e) *Euclid Creek Reservation: Authorization to Submit Grant Application to the Land and Water Conservation Fund and to Commit Funds for Improvements at Euclid Beach Park*

(Originating Sources: Natalie Ronayne, Chief Development Officer/Sean E. McDermott, Chief Planning and Design Officer/Jim Rodstrom, Director of Construction/Kristen Trolio, Director of Grants)

The federal Land and Water Conservation Fund (“LWCF”), which is administered by the Ohio Department of Natural Resources (“ODNR”), offers grant funds for the acquisition, development, and rehabilitation of recreational areas. Cleveland Metroparks submitted an application to LWCF to construct a new accessible nature-based playground and pavilion in Euclid Beach Park in 2023 and was not awarded the funds; the Park District will revise and re-submit this application for consideration again through the LWCF program for the 2024 application year.

The Master Plan for the lakefront portion of Euclid Creek Reservation, including Wildwood, Villa Angela and Euclid Beach Parks, was most recently updated in 2019. The plan identifies the need for a play structure and a pavilion with lake views at Euclid Beach Park and this proposed project directly aligns with the plan. For this request, Cleveland Metroparks has based the project budget and concept design on the Lindsey Family Play Space which opened in 2021 at Edgewater Park. This play space is the inspiration for the proposed nature-based playground and adjacent pavilion at Euclid Beach Park.

LWCF requires a 1:1 non-federal match and the proposed grant request is as follows:

Cleveland Metroparks (see below):	\$ 500,000
<u>Land and Water Conservation Fund:</u>	<u>\$ 500,000</u>
Total Project:	\$1,000,000

Cleveland Metroparks has received a written commitment from a private donor to fund up to \$500,000 toward the required match for this project. Cleveland Metroparks will seek additional grants and donations, if necessary, to meet the match requirements and/or may use capital funds and in-kind labor from the Park District’s skilled tradespeople and laborers.

ACTION ITEMS (cont.)

No. 24-11-153: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve the adoption of the resolution to authorize the submittal of a grant application to the Ohio Department of Natural Resources for ±\$500,000 for a playground and pavilion at Euclid Beach Park through the Land and Water Conservation program as described above; upon grant award notification, to authorize and agree to obligate the required matching funds of ±\$500,000 as described above and all funds required to satisfactorily complete the proposed projects and become eligible for reimbursement under the terms and conditions of the program; further, that the Board authorize the Chief Executive Officer to enter into agreement and execute any other documents as may be required to accept the grant upon award; form of document(s) to be approved by Chief Legal and Ethics Officer; and finally, that the Board authorize the resolution as referenced on page **102460**.

Vote on the motion was as follows:

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

Nays: None.

- (f) ***Cleveland Metroparks Zoo: Authorization to Enter into Contract with the Northeast Ohio Regional Sewer District for Grant Funds and to Commit Matching Funds***
(Originating Sources: Natalie Ronayne, Chief Development Officer/Sean E. McDermott, Chief Planning and Design Officer/Christopher Kuhar, Executive Director Cleveland Metroparks Zoo/Kristen Trollo, Director of Grants/Christopher Lowe, Director of Facility Operation/Keith Carney, Project Manager)

Cleveland Metroparks has received a grant award from the Northeast Ohio Regional Sewer District (“NEORS”) through the Member Community Infrastructure Program (“MCIP”) for the Cleveland Metroparks Zoo Pump Station Project. This annual grant program offered by NEORS is designed to remediate water quality and quantity issues associated with sewer infrastructure that adversely impacts both human health and the local environment.

The existing pump station in Cleveland Metroparks Zoo that serves the former RainForest building and nearby restrooms is 35 years old and currently has only one functioning pump; additionally, the bypass pipe that operates as a backup or in times of excess flow, drains directly to Big Creek. Funds from this program will be used to significantly rehabilitate the existing pump station and replace the existing force main. This project will add a second pump so a bypass pump is not needed and the potential for pollution of Big Creek from sewage discharge is completely eliminated. This project aligns with NEORS’s stormwater master plan for Cuyahoga River North, which encompasses Cleveland Metroparks Zoo and Big Creek.

This pump station rehabilitation project is one component of the Primate Forest project and will be completed by A.M. Higley. The grant award and match budget is as follows:

ACTION ITEMS (cont.)

Cleveland Metroparks	\$113,961
NEORS	\$455,843
Total Project:	\$569,804

No. 24-11-154: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve the adoption of the resolution to accept a grant award from NEORS in the amount of ±\$455,843 as described above; to authorize and agree to obligate the required matching funds of ±\$113,961 as described above and all funds required to satisfactorily complete the proposed projects and become eligible for reimbursement under the terms and conditions of the MCIP as described above; further, that the Board authorize the Chief Executive Officer to enter into an agreement and execute any other documents as may be required to accept the grant; form of document(s) to be approved by Chief Legal and Ethics Officer; and finally, that the Board authorize the resolution as referenced on page **102461**.

Vote on the motion was as follows:

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

Nays: None.

(g) ***Award of RFP #6865-b – Construction Manager at Risk for Cleveland Metroparks Barge 225 Permanent Mooring and Renovation, Euclid Creek Reservation***
(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/Michele Crawford, Project Development Manager/Keith Carney, Project Manager)

Background

On August 5, 2024, Cleveland Metroparks advertised a Request for Qualifications (RFQu #6865) for interested parties to submit qualifications related to the performance of Construction Manager at Risk for the Cleveland Metroparks Barge 225 Permanent Mooring and Renovation, Euclid Creek Reservation (the “Project”). The work is expected to include in-water marine construction as well as maritime improvements and renovations to the barge itself as the barge is re-imagined into a one-of-a-kind education focused vessel.

RFQu Response and Analysis

Cleveland Metroparks staff prepared RFQu #6865 and requested that the respondents demonstrate qualifications relative to scope of the Project. The construction manager at risk RFQu yielded six (6) responding construction manager at risk firms. Each firm’s statements of qualifications were reviewed by a panel of Cleveland Metroparks staff, including Sean McDermott, Keith Carney, and Michele Crawford.

ACTION ITEMS (cont.)

Through an independent evaluation of the qualifications, the review panel determined a short list of all three firms and requested a proposal (RFP #6865-b) from each. Following receipt of the proposal each short-listed firm was interviewed. Following the interviews, the proposals from each short-listed construction management firm were then ranked by the panel in compliance with the Ohio Revised Code (“ORC”). As permitted by the ORC, both the qualifications of the firm and their proposed price are blended to produce a “best value” score. At Cleveland Metroparks election, qualifications were weighted at 80% and price at 20%. Below is a listing of the three short-listed firms, and their correlating “best value” score.

Cleveland Metroparks	
Construction Manager at Risk for Cleveland Metroparks Barge 225 Permanent Mooring and Renovation, Euclid Creek Reservation	
RFQu #6865	
Construction Manager (at Risk) Firms	Short List
Ozanne Construction Company	
R.W. Clark Co.	X
Regency Construction Services	
Schirmer Construction, LLC	
The Ruhlin Company	X
Turner Construction	X

RFP #6803-b Results

Ranking	Construction Manager (at Risk) Firm	Price (sum)	(1) Price Component (20 pts max)	(2) Qualifications Component (80 pts max)	(1)+(2) Best Value Score (100 pts max)
1	The Ruhlin Company	\$358,040.00	20	60.8	80.8
2	Turner Construction	\$408,215.00	17.2	58.4	75.6
3	R.W. Clark	\$482,200.00	13.1	59.2	72.3

The price reflected in the above table includes the preconstruction services fee, the preconstruction stage compensation, estimated general conditions costs (based on percentage of construction cost), and the construction manager at risk fee (based on percentage of construction cost). Once construction documents are nearing finalization, staff will return to the Board to set a Guaranteed Maximum Price for each phase of construction, at which time the construction costs, the general conditions costs, and the construction manager fee will be finalized. Upon the negotiation of a contract with the recommended construction manager, The Ruhlin Company (“Ruhlin”), the preconstruction stage compensation will be established at \$17,000.

RFP Analysis

Staff recommends the construction manager (at risk) contract be negotiated and awarded to **Ruhlin**. Ruhlin is a Northeast Ohio company based in Sharon Center and has been in business since 1915. The Project approach presented by Ruhlin demonstrated a strong understanding of how best to work on the existing site conditions as it relates to hard mooring of the barge. Ruhlin has extensive experience with self-performing marine construction and the challenges it presents. Ruhlin’s overall methodology will provide many positive qualities for the Project and be valuable in the execution of the Project

ACTION ITEMS (cont.)

relative to the final deliverable desired. Their Project team and goals align with the mission of Cleveland Metroparks and the Project partners.

Ruhlin’s experience with similar and complementary projects, along with the competitive price associated with their services, establishes their firm as the “best value” when ranked against the other short-listed construction manager (at risk) firms.

No. 24-11-155: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the Chief Executive Officer to enter into a Construction Manager (at Risk) contract with **The Ruhlin Company** being ranked as the “best value” for RFP #6865-b, Barge 225 Permanent Mooring and Renovation, Euclid Creek Reservation, inclusive of \$17,000 for preconstruction stage compensation. In the event that a contract cannot be negotiated with the construction manager, a contract would then be negotiated, per Ohio Revised Code, with the next ranked construction manager, who the Board, in its discretion, has reflected in the minutes as being the next ranked construction manager. Form of contract to be approved by the Chief Legal and Ethics Officer.

Vote on the motion was as follows:

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

(h) *Professional Services Agreement – RFQu #6874 – Gorilla Primate RainForest, Cleveland Metroparks Zoo – Professional Design Services for Cleveland Metroparks (Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/ Keith Carney, Project Manager/Kevin Lacey, Project Manager/Michele Crawford, Project Development Manager)*

Background

On September 9, 2024, Cleveland Metroparks issued a Request for Qualifications (RFQu #6874) for interested parties to submit qualifications for Professional Services for Cleveland Metroparks Special Testing and Inspections for the Gorilla Primate RainForest Project (the “Project”).

RFQu Response and Analysis

Cleveland Metroparks staff prepared RFQu #6874 and requested that the respondents demonstrate qualifications relative to anticipated project scopes, which includes providing comprehensive inspection and testing services. The professional services RFQu yielded eight (8) responses from highly qualified consultant teams. Statements of qualifications were reviewed by a panel of Cleveland Metroparks staff, including Keith Carney, Michele Crawford, Kevin Lacey and Christopher Widdowson, pursuant to O.R.C. Section 153.69.

ACTION ITEMS (cont.)

Through an independent evaluation of the qualifications, the review panel determined a short list of three firms and selected SME as the most qualified firm. The review panel requested an interview with SME to become more familiar with key personnel and confirm our understanding of their project approach and ability to meet stated objectives.

Cleveland Metroparks	
Professional Design Services for Cleveland Metroparks Gorilla Primate RainForest Addition Special Testing and Inspection Services Inspections, Cleveland Metroparks Zoo RFQu #6874	
Professional Service Firms	Short List
CTL Engineering	
DLZ Ohio	
ECS Midwest	
Geo-Sci Laboratory	
Professional Service Industries	X
SME	X
Terracon	X
Wertz Geotechnical Engineering	

Following the review and evaluation of qualifications it was apparent that SME had the requisite project experience, expertise, qualified personnel and available staffing to provide special testing and inspection services for soil classifications, drilled piers & grade beams, structural steel & metal decking, concrete reinforcement, cast-in-place concrete, masonry reinforcement, masonry mortar/grout, spray-applied fireproofing, earthwork compaction and concrete curb & pavements. SME also has the capability to perform testing of curtainwall and storefront systems, if required. SME has a strong corporate history and an office in Northeast Ohio. Furthermore, SME has worked successfully with Cleveland Metroparks and the Project Architect on previous projects. SME has enhanced background and working history on the Project, as SME performed the geotechnical evaluation for the Project. It was the consensus of the selection team that SME had qualifications and personnel that would benefit Cleveland Metroparks as it performs special testing and inspections for the Project.

Proposal Analysis

A proposal was requested from SME for the Project. SME proposed a not-to-exceed cost of \$198,500 for the Sequence 1 work, which will be billed using hourly rates for personnel, mileage rates for travel, daily rates for equipment and unit rates for various laboratory tests. The proposal items include the following:

- Construction Material testing as specified
- 200 site visits by field technicians
- 1,434 hours for field technicians
- All required equipment (laboratory and field) to perform specified services
- Project management and test report review by engineering team
- Digital issuance of inspection and testing reports via Construction Hive software

Staff will return to the Board for future contract amendments as necessary for the next sequence of the work as the Project continues.

ACTION ITEMS (cont.)

No. 24-11-156: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the Chief Executive Officer to enter into a Professional Service Agreement for Gorilla Primate RainForest Addition Special Testing and Inspection Services, as per RFQu #6874, in the Cleveland Metroparks Zoo with **SME**, in the **amount not to exceed of \$198,500** for special testing and inspection services as outlined above in a form acceptable to the Chief Legal and Ethics Officer, pursuant to the associated proposal dated November 7, 2024.

Vote on the motion was as follows:

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

Nays: None.

- (i) ***Amendment No. 8/Guaranteed Maximum Price #7 – Contract 1543 – Construction Manager at Risk, RFP #6484-b, Gorilla Primate RainForest Addition, Cleveland Metroparks Zoo***
(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/ Michele Crawford, Project Development Manager/Keith Carney, Project Manager/Kevin Lacey, Project Manager)

Background

On February 10, 2020, Cleveland Metroparks advertised a Request for Qualifications (RFQu #6484) for construction management firms to submit qualifications for the construction manager (at risk) services for the proposed Gorilla Primate RainForest Addition (“Gorilla Project”) at the Cleveland Metroparks Zoo. On June 18, 2020, the Board approved the awarding of a contract to The Albert Higley Co. (“Higley”) (Board Resolution No. 20-06-094) for construction manager (at risk) services for the construction of the Gorilla Project. At the time of the Board’s award, only the concept development pricing compensation was fixed at \$21,500.00 for preconstruction services, as the Gorilla Project drawings had not yet surpassed the initial concept phase. The Board later approved Contract Amendment No. 1 to the pre-construction fees in May 2022 (Board Resolution No. 22-05-074) for \$164,500.00 to continue services through the preparation of guaranteed maximum prices. On April 20, 2023, the Board approved Contract Amendment No. 2 for Guaranteed Maximum Price #1 (“GMP #1”) for \$380,044.76 (Board Resolution No. 23-04-073). On September 21, 2023, the Board approved Contract Amendment No. 3 for Guaranteed Maximum Price #2 (“GMP #2”) for \$673,156.06 (Board Resolution No. 23-09-147). A phased approach has allowed for staff to return to the Board as the Gorilla Project design progresses and provides for preconstruction stage compensation and construction components to also be addressed in progressive stages. On February 15, 2024, the Board approved Contract Amendment No. 4 for Guaranteed Maximum Price #3 (“GMP #3”) for \$185,067.04 for select tree removal and temporary road construction and addition preconstruction fees for site enabling and ethylene tetrafluoroethylene design-assist services (Board Resolution No. 24-02-021). On July 18, 2024, the Board approved Contract Amendment No. 5 for Guaranteed Maximum Price #4 (“GMP #4”) for \$9,107,198.00 for the construction of a permanent zoo access road adjacent to Big Creek (Board Resolution No. 24-07-091). On August 15,

ACTION ITEMS (cont.)

2024, the Board approved Contract Amendment No. 6 Guaranteed Maximum Price #5 (“GMP #5”) for \$19,679,818.00 for the initial trade contractors to construct the Sequence 1 RainForest Addition, which includes Central Amenities, Atrium and Orangutan areas (Board Resolution No. 24-08-106). On September 19, 2024, the Board approved Contract Amendment No. 7 for Guaranteed Maximum Price #6 (“GMP #6”) for \$6,356,745.00 for the second iteration of trade contractors to construct the Sequence 1 RainForest Addition (Board Resolution No. 24-09-119).

Since September 2024, bidding for the Gorilla Project is nearing completion and construction has started on work approved under previous GMPs. Guaranteed Maximum Price #7 (“GMP #7”) is the last iteration of the costs associated with the Sequence 1 RainForest Addition. Scope reviews are being performed with trade partners to confirm that all intended work has been included in the proposed costs. A value engineering process is also ongoing to minimize the cost of the Gorilla Project. The costs for the trade partners included in GMP #7 are based on the work shown in the 100% permit documents instead of the 75% Construction Document set on which previous GMPs were based. This approach provides more certainty in the GMP #7 costs, as Higley and its trade partners can minimize assumptions to prepare their costs. Higley is currently reconciling the costs between the previously approved GMPs #4, #5 and #6 values (based on the 75% Construction Documents) and the corresponding costs based on the 100% permit documents.

GMP #7 Establishment

Higley has established the GMP #7 based on 100% permit documents provided by the design team and bids and estimates provided by Higley and their trade partners:

GMP #7 ITEMS	COST
General Requirements	\$356,493.00
Asphalt	\$30,000.00
Landscaping	\$200,000.00
Fencing & Gates	\$30,000.00
Site Concrete	\$325,000.00
Masonry	\$5,000,000.00
Finish Carpentry & General Trades	\$1,700,000.00
Membrane Roofing & Skylight	\$1,100,000.00
Fireproofing	\$160,000.00
Floor & Wall Tiling	\$335,000.00
Carpet & Resilient Flooring	\$112,000.00
Resinous Flooring	\$239,000.00
Painting & Wallcovering	\$384,000.00
Signage	\$35,000.00
Overhead Door	\$225,000.00
Window Treatments	\$15,000.00
Food Service	\$385,000.00
Local Projects Fabrication (EXF)	\$2,609,077.00
Local Projects AVI	\$1,831,208.00
Local Projects Media & Software	\$2,212,495.00
Distributed Antenna System (Allowance)	\$60,000.00
Winter Conditions (Allowance)	\$50,000.00

ACTION ITEMS (cont.)

Millwork PLAM 2 & 3 (Allowance)	\$300,000.00
Stair Tread Finish (Allowance)	\$29,000.00
GMP #7 Item Subtotal	\$17,723,273.00
GMP #7 FEES	
Contingency (3.0%)	\$531,698.00
General Conditions (7.27%) includes builder’s risk insurance and subcontractor default insurance	\$1,288,482.00
CMR Fee (1.75%)	\$310,157.00
GMP #7 Fees Subtotal	\$2,130,337.00
GMP #7 TOTAL	\$19,853,610.00

Construction Schedule

Higley’s construction schedule associated with the proposed GMP #7 shows a June 2026 Sequence 1 completion barring any unforeseen conditions or delays. Cleveland Metroparks Staff will monitor construction progress and provide updates to the Board. Staff will return to the Board with subsequent GMPs related to the Gorilla Project as the exact scope of work is developed, sequenced and approved.

No. 24-11-157:

It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the Chief Executive Officer to amend the Guaranteed Maximum Price #7 contract with **The Albert Higley Co.**, for the construction of RFP #6484-b, Gorilla Primate RainForest Addition, Cleveland Metroparks Zoo, to reflect a GMP #7 in the amount of **\$19,853,610.00**, which will be an amount in the addition of \$358,539.00 already awarded for Pre-Construction Stage and Design Assist Services and \$36,568,028.86 already awarded for previous GMP #1, GMP #2, GMP #3, GMP #4, GMP #5 and GMP #6 for a total **contract valued at \$56,780,177.86**, in a form of contract to be approved by the Chief Legal and Ethics Officer.

Vote on the motion was as follows:

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

Nays: None.

(j) *Authorization to Enter into Contract with Ohio Department of Natural Resources and into a Lease and Management Agreement with Bedrock*

(Originating Sources: Sean E. McDermott, Chief Planning and Design Officer/Natalie Ronayne, Chief Development Officer/Rose Fini, Chief Legal and Ethics Officer/Kyle G. Baker, Director of Real Estate and Senior Legal Counsel/Kristen Trolio, Director of Grants)

As part of House Bill 2 (“H.B. 2”) of the 135th General Assembly, the State of Ohio has awarded \$2,000,000 in capital funds to the project titled *Cleveland Tower City and*

ACTION ITEMS (cont.)

Bedrock Development Activities under the Community Park, Recreation and Conservation Projects portion of H.B. 2. These funds will be used for acquisition and development of greenspace on the Cuyahoga River in the City of Cleveland's Industrial Flats area to provide new public access to the river. A map of the project area is on page **102462**.

This project is part of the Cuyahoga Riverfront Master Plan ("Plan"), which is spearheaded by the City of Cleveland and Bedrock, a commercial real estate firm. The Plan reimagines 35 acres along the Cuyahoga River in the city's urban center and construction activities are led by Bedrock. The application for the \$2,000,000 in state capital funds was submitted by Bedrock to support conservation and recreation components of this redevelopment project.

State capital funds for Community Park, Recreation and Conservation Projects are administered by the Ohio Department of Natural Resources ("ODNR") Office of Real Estate. As a public partner in the project and potential future steward of the conserved riverfront greenspace, Cleveland Metroparks will enter into contract with ODNR to manage the grant award and submit and receive reimbursements for the project. ODNR deducts an administrative fee from the grant award and as a result, Cleveland Metroparks will enter into agreement with ODNR for \$1,960,000. Cleveland Metroparks will not provide additional funds to the project and all funds expended by Cleveland Metroparks for the project will be reimbursed by ODNR.

Cleveland Metroparks will also enter into a Lease and Management Agreement (or similar agreement) with Bedrock (or an affiliated entity); Cleveland Metroparks will ensure public access to the land and amenities funded by the state capital dollars for at least 15 years.

No. 24-11-158: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the Chief Executive Officer to enter into agreements with ODNR for the amount of ±\$1,960,000 as described above and execute a lease and management agreement (or similar agreement) with Bedrock and any other documents and agreements as may be required to accept the grant upon award and to effectuate the above; form of document(s) to be approved by Chief Legal and Ethics Officer.

Vote on the motion was as follows:

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

Nays: None.

ACTION ITEMS (cont.)

- (k) ***Amendment to Management Services Agreement Re: Operation of High Ropes Zipline Services – The Chalet Recreation Area at Mill Stream Run Reservation (RFP #5986)***
(Originating Sources: Brian M. Zimmerman, Chief Executive Officer/Joseph V. Roszak, Chief Operating Officer/Rosalina M. Fini, Chief Legal & Ethics Officer/Katie M. McVoy, Legal Counsel)

Background

In 2013, it was determined that a high ropes zipline operation in The Chalet Recreation Area in Mill Stream Run Reservation would enhance the recreational goals of this area and provide a new, safe and exciting regional experience to engage diverse audiences of existing and new visitors. Based on this, Request for Proposal (RFP) #5986 was distributed on April 17, 2014. One proposal was received from Adventure Forest LLC (for Go Ape Mill Stream Run LLC). Adventure Forest was awarded the contract via its subsidiary Go Ape Mill Stream Run LLC ("Go Ape"), and the high ropes course opened in April 2015.

Since 2015, Go Ape has improved its course, adding axe throwing in 2021 and a Junior Course in 2022. Between 2014 and 2022, Go Ape spent approximately \$1,024,761 on capital improvements (expenditures from 2023 have not yet been finalized).

During the term, Go Ape guaranteed Cleveland Metroparks the following Minimum Usage Fees:

	<u>Go Ape</u>
<i>2015 Minimum Usage Fee</i>	\$15,000
<i>2016 Minimum Usage Fee</i>	\$17,500
<i>2017 Minimum Usage Fee</i>	\$20,000
<i>2018 Minimum Usage Fee</i>	\$20,000
<i>2019 Minimum Usage Fee</i>	\$20,000
<i>2021-2024 Minimum Usage Fee*</i>	\$10,000 per year

* Cleveland Metroparks waived Go Ape's 2020 Minimum Usage Fee due to the COVID-19 pandemic and related closures.

Go Ape also agreed to pay an additional usage fee based on gross revenue thresholds, which additional usage fee was paid in 2015 (additional \$1,497), 2016 (additional \$375), 2021 (additional \$3,536), 2022 (additional \$3,682), and 2023 (additional \$1,462).

Go Ape is interested in continuing its operations for the next five (5) years and has offered the following financial incentives for the time period from April 1, 2025 through March 31, 2030:

	Base Agreement	First Tier	Second Tier	Third Tier
Go Ape Annual Gross Revenue	Up to \$800,000	\$800,000.01 to \$900,000	\$900,000.01 to \$1,000,000	Over \$1,000,000
Cleveland Metroparks Annual Revenue Share	3%	4%	5%	6%
Minimum Annual Usage Fee	\$20,000			

ACTION ITEMS (cont.)

Total compensation for usage fees will be at least \$100,000 over the five-year period. Go Ape also proposes additional course improvements, including offering food and beverage services to increase group sales.

Based on Go Ape's success over the last ten years and its compensation offer, staff recommends extending the agreement with Go Ape through and including March 31, 2030.

No. 24-11-159: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the Chief Executive Officer to enter into an amendment of the current Management Services Agreement, in a form approved by the Chief Legal & Ethics Officer, with Go Ape Mill Stream Run LLC, as summarized above and maintained in the bid/proposal file for RFP #5986, for the High Ropes Zipline Services at The Chalet Recreation Area, for an additional five (5) year period from April 1, 2025 through March 31, 2030, with a **total usage fee remittance to Cleveland Metroparks of no less than \$100,000.**

Vote on the motion was as follows:

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

Nays: None.

(I) *Adoption of Revised Cleveland Metroparks Codified Rules and Regulations – 2024*
(Originating Sources: Brian M. Zimmerman, Chief Executive Officer/Rosalina M. Fini, Chief Legal & Ethics Officer/Kelly Stillman, Chief of Police/Marisa Marniella, Chief Prosecuting Attorney/Ken Schabitzer, Captain/Matthew L. Shearn, Lieutenant)

Background

Pursuant to Article 1, Section 1 of the Board of Park Commissioners of the Cleveland Metropolitan Park District By-Laws, the Park District's Codified Rules and Regulations must be amended to ensure conformity with State and Federal law and address other public policy issues. In this review, the following modifications are hereby proposed:

1. **General Required Changes:** Several changes occurred to the Ohio Revised Code and require the Board of Park Commissioners to further update its Codified Rules and Regulations as recommended by the Walter H. Drane Company, who annually performs the comprehensive code revisions for Cleveland Metroparks. A Summary of Changes to Traffic and General Offenses Codes for 2024, is provided on page **102463**.
2. **Additional Changes to Regulations:** After review of the Codified Rules and Regulations, the following changes are proposed by staff. The proposed new language is underlined and proposed language to be removed is stricken as noted below.

ACTION ITEMS (cont.)

The Resolution to Approve, Adopt and Enact Revised Rules and Regulations of the Cleveland Metropolitan Park District; and Authorizing the Required Publication, is found on page **102464**.

A. Part 3 Traffic Code**303.07 IMPOUNDING OF VEHICLES; REDEMPTION.**

(a) Police officers are authorized to provide for the removal of a vehicle under the following circumstances:

- (1) When any vehicle is left unattended upon any roadway or upon any park district land and is so illegally parked so as to constitute a hazard or obstruction to the normal movement of traffic, or so as to unreasonably interfere with street cleaning or snow removal operations.
- (2) When any vehicle or "abandoned junk motor vehicle" as defined in Ohio R.C. 4513.63 is left on a roadway, public parking area or upon or within the right of way of any roadway, or upon any park district land for forty-eight consecutive hours or longer without notification to Police Officer Headquarters of the reasons for leaving such vehicle in such place. Prior to disposal of an "abandoned junk motor vehicle" as defined in Ohio R.C. 4513.63, it shall be photographed by a police officer.
- (3) When any vehicle has been stolen or operated without the consent of the owner.
- (4) When any vehicle displays illegal license plates or fails to display the current lawfully required plates and is located upon any roadway, ~~or~~ public parking area or upon any park district land.
- (5) When any vehicle has been used in or connected with the commission of a felony and is located upon any roadway, ~~or~~ public parking area, or upon any park district land.
- (6) When any vehicle has been damaged or wrecked so as to be inoperable or violates equipment provisions of this Traffic Code whereby its continued operation would constitute a condition hazardous to life, limb or property, and is located upon any roadway ~~or~~ public parking area, or upon any park district land.
- (7) When any vehicle is left unattended either on any roadway or public parking area due to the removal of an ill, injured or arrested operator, or due to the abandonment thereof by the operator during or immediately after pursuit by a police officer.
- (8) When any vehicle has been operated by any person who has failed to stop in case of an accident or collision.
- (9) When any vehicle has been operated by any person who is driving without a lawful license or while his license has been suspended or revoked and is located upon a roadway, ~~or~~ public parking area, or upon any park district land.
- (10) When any vehicle is found for which two or more citation tags for violations of this Traffic Code have been issued and the owner or operator thereof has failed to respond to such citation tags as lawfully

ACTION ITEMS (cont.)

required, and is located upon a roadway, or public parking area, or upon any park district land.

351.03 PROHIBITED STANDING OR PARKING PLACES.

(a) No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Traffic Code, or while obeying the directions of a police officer or a traffic control device, in any of the following places:

(10) On any sod or other surface not specifically designated as a parking area unless permission is given; ~~between the hours of one-half hour after sunset to one-half hour before sunrise;~~

B. Part 5 General Offenses Code**513.02 GIFT OF MARIHUANA.**

~~(a) No person shall knowingly give or offer to make a gift of twenty grams or less of marihuana.~~

~~(b) Whoever violates this section is guilty of trafficking in marihuana. Trafficking in marihuana is a minor misdemeanor for the first offense and, for any subsequent offense, it is a misdemeanor of the third degree. If the offense was committed in the vicinity of a school or the vicinity of a juvenile, trafficking in marihuana is a misdemeanor of the third degree.~~

~~(c) The court may by order suspend for not more than five years the driver's or commercial driver's license or permit of any person who is convicted of or pleads guilty to any violation of this section. However, if the offender pleaded guilty to or was convicted of a violation of Ohio R.C. 4511.19 or a substantially similar municipal ordinance or the law of another state or the United States arising out of the same set of circumstances as the violation, the court shall suspend the offender's driver's or commercial driver's license or permit in accordance with Ohio R.C. 2925.03(G). If an offender's driver's or commercial driver's license or permit is suspended pursuant to this subsection, the offender, at any time after the expiration of two years from the day on which the offender's sentence was imposed, may file a motion with the sentencing court requesting termination of the suspension; upon the filing of such a motion and the court's finding of good cause for the termination, the court may terminate the suspension.~~

~~(ORC 2925.03)~~

513.16 ADULT USE CANNABIS CONTROL; LIMITATIONS ON CONDUCT BY INDIVIDUALS.

(a) Ohio R.C. Chapter 3780 does not permit the use, cultivation, dispensing, or processing of adult use cannabis on Park District property.

Notwithstanding any conflicting provision of this code or the Ohio Revised Code, an adult use consumer, may do the following:

- (1) Possess, transfer without remuneration to another adult consumer, or transport adult use cannabis, subject to subsection (b) of this section.

(b) Except as otherwise provided in Ohio R.C. Chapter 3796:

ACTION ITEMS (cont.)

- (1) The amount of cannabis that may be possessed by an adult use consumer shall not exceed:
 - A. Two and one-half ounces of adult use cannabis in any form except adult use extract; and
 - B. Fifteen grams of adult use cannabis in the form of adult use extract.
 - (2) The amount of cannabis that may be transferred by an adult use consumer without remuneration and not advertised or promoted to the public shall not exceed:
 - A. Two and one-half ounces of adult use cannabis in any form except adult use extract; and
 - B. Fifteen grams of adult use cannabis in the form of adult use extract.
 - (3) The amount of cannabis that may be transported by an adult use consumer shall not exceed:
 - A. Two and one-half ounces of adult use cannabis in any form except adult use extract; and
 - B. Fifteen grams of adult use cannabis in the form of adult use extract.
- (c) (1) An individual is prohibited from operating a vehicle, motor vehicle, streetcar, trackless trolley, bike, watercraft, or aircraft while using adult use cannabis or while under the influence of adult use cannabis and is subject to Ohio R.C. 4511.19 or a substantially equivalent municipal ordinance for any violation of this division.
- (d) Whoever violates 513.16(a) of this section is guilty of a minor misdemeanor.

525.10 ASSAULTING RANGER POLICE DOG OR HORSE OR AN ASSISTANCE DOG.**533.13 PUBLIC URINATION/DEFECATION.**

- (a) No person shall urinate or defecate on any of the following:
 - (1) Any sidewalk, street, park, alley or yard that is publicly owned or that is open to the public for use;
 - (2) Any wall, floor, doorway, hall, stairway, passageway, or other area not specifically designed for use as a toilet facility of any building, facility, or structure that is publicly owned or that is open to the public for use;
 - (3) Any portion of any privately owned property, including buildings, facilities and/or structures, that is not held open to the public for use and is not specifically designed for use as a toilet facility.
- (b) Affirmative Defenses.
 - (1) A person may not be found guilty of the offense of public urination/defecation if the person proves as an affirmative defense that the act of urination/defecation was due to a verified medical condition that rendered the act beyond the person's bodily control;
 - (2) A person may not be found guilty of the offense of public urination/defecation as defined in subsection (a)(3) hereof, if the person proves as an affirmative defense both of the following:

ACTION ITEMS (cont.)

(i) The person had the express consent of the owner of the property to use the property for the purposes of urinating/defecating; and

(ii) The person took reasonable precautions to be obscured from public view while urinating/defecating.

(c) Strict Liability. Strict liability is intended to be imposed for a violation of this section.

(d) Penalty. Except as otherwise provided in this division, any person who violates any provisions of this section shall be guilty of public urination/defecation, a minor misdemeanor. An offender who, within one year of the offense, previously has been convicted of or pleaded guilty to a violation of this section or any other substantially similar state statute or municipal ordinance, or if an offender is charged with more than one count of public urination/defecation, the offender is guilty of public urination/defecation, a misdemeanor of the fourth degree.

541.05 CRIMINAL DAMAGING OR ENDANGERING.

(a) No person shall cause, or create a substantial risk of physical harm to any ~~park district~~ property without the consent of the Park District:

(1) Knowingly, by any means;

(2) Recklessly, by means of fire, explosion, flood, poison gas, poison, radioactive material, caustic or corrosive material, or other inherently dangerous agency or substance.

549.05 USE AND POSSESSION OF AIRGUNS AND AMMUNITION BY MINORS.

(a) As used in this section:

(1) "Airgun" means any air pistol, air rifle, BB gun, pump gun, pellet gun, CO-2 gun or similar instrument or device capable of discharging ammunition by means of air pressure or spring action.

(2) "Ammunition" means any leaden or metallic projectile, any pellet, or any other substance capable of inflicting injuries to persons or property when used in an airgun.

(b) No person under the age of eighteen shall use or have in his possession any airgun or ammunition.

(c) The provisions of this section do not prohibit or render it unlawful to use or possess any airgun or ammunition for purposes of instruction in firearm safety, care, handling or marksmanship under the supervision or control of a responsible adult.

(d) No parent, guardian or custodian of any person under the age of eighteen shall knowingly permit any such person under the age of eighteen to use or have in his possession any airgun or ammunition unless such use or possession falls within the exception of subsection (c) hereof.

(e) Any person who violates this section is guilty of a misdemeanor of the third degree.

ACTION ITEMS (cont.)**549.06 DISCHARGING AIRGUNS.**

(a) No person shall discharge an airgun within the park district. However, this section shall not apply to members of any military company when engaged in drilling or target practice under the command or direction of an officer thereof, or the use of airguns in the lawful defense of persons or property, or to shooting galleries operated in accordance with Park District ordinances relating thereto or to their use by law enforcement officers in the lawful discharge of their duty.

(b) The provisions of this section do not prohibit or render it unlawful to possess, use or furnish for use an airgun for purposes of instruction in firearm safety, care, handling or marksmanship under the supervision or control of a responsible adult.

(c) Whoever violates this section is guilty of a misdemeanor of the third degree.

549.07 IMPROPERLY FURNISHING AIRGUNS TO A MINOR.

(a) No individual, partnership, association, corporation or any other entity shall sell, offer for sale, give away, distribute or furnish any airgun or ammunition to any person under the age of eighteen years.

(b) The provisions of this section do not prohibit or render it unlawful for the parent or guardian of any such person under the age of eighteen in his charge or custody to furnish such person under the age of eighteen any airgun or ammunition for purposes of instruction in firearm safety, care, handling or marksmanship under the supervision or control of a responsible adult.

(c) Whoever violates this section is guilty of a misdemeanor of the third degree.

549.08 POSSESSING REPLICA FIREARM IN SCHOOL.

(a) No person shall knowingly possess an object in a school safety zone if both of the following apply:

- (1) The object is indistinguishable from a firearm, whether or not the object is capable of being fired.
- (2) The person indicates that the person possesses the object and that it is a firearm, or the person knowingly displays or brandishes the object and indicates that it is a firearm.

(b) (1) This section does not apply to any of the following:

- A. An officer, agent, or employee of this or any other state or the United States who is authorized to carry deadly weapons or dangerous ordnance and is acting within the scope of the officer's, agent's, or employee's duties;
- B. A law enforcement officer who is authorized to carry deadly weapons or dangerous ordnance;
- C. A security officer employed by a board of education or governing body of a school during the time that the security officer is on duty pursuant to that contract of employment;
- D. 1. Any person not described in subsections (b)(1)A. to (b)(1)C. of this section who has written authorization from the board of education or governing body of a school to convey deadly weapons

ACTION ITEMS (cont.)

or dangerous ordnance into a school safety zone or to possess a deadly weapon or dangerous ordnance in a school safety zone and who conveys or possesses the deadly weapon or dangerous ordnance in accordance with that authorization, provided both of the following apply:

- a. Either the person has successfully completed the curriculum, instruction, and training established under Ohio R.C. 5502.703, or the person has received a certificate of having satisfactorily completed an approved basic peace officer training program or is a law enforcement officer;
- b. The board or governing body has notified the public, by whatever means the affected school regularly communicates with the public, that the board or governing body has authorized one or more persons to go armed within a school operated by the board or governing authority;

2. A district board or school governing body that authorizes a person under subsection (b)(1)D. of this section shall require that person to submit to an annual criminal records check conducted in the same manner as Ohio R.C. 3319.39 or Ohio R.C. 3319.391.

E. Any person who is employed in this state, who is authorized to carry deadly weapons or dangerous ordnance, and who is subject to and in compliance with the requirements of Ohio R.C. 109.801, unless the appointing authority of the person has expressly specified that the exemption provided in subsection (b)(1)E. of this section does not apply to the person.

(2) This section does not apply to premises upon which home schooling is conducted. This section also does not apply to a school administrator, teacher or employee who possesses an object that is indistinguishable from a firearm for legitimate school purposes during the course of employment, a student who uses an object that is indistinguishable from a firearm under the direction of a school administrator, teacher or employee, or any other person who, with the express prior approval of a school administrator, possesses an object that is indistinguishable from a firearm for a legitimate purpose, including the use of the object in a ceremonial activity, a play, re-enactment or other dramatic presentation, school safety training, or a ROTC activity or another similar use of the object.

(3) This section does not apply to a person who conveys or attempts to convey a handgun into, or possesses a handgun in, a school safety zone if, at the time of that conveyance, attempted conveyance, or possession of the handgun, all of the following apply:

- A. The person does not enter into a school building or onto school premises and is not at a school activity.
- B. The person has been issued a concealed handgun license that is valid at the time of the conveyance, attempted conveyance, or possession or the person is an active duty member of the armed forces of the United States and is

ACTION ITEMS (cont.)

- carrying a valid military identification card and documentation of successful completion of firearms training that meets or exceeds the training requirements described in Ohio R.C. 2923.125(G)(1).
- C. The person is in the school safety zone in accordance with 18 U.S.C. § 922(q)(2)(B).
- D. The person is not knowingly in a place described in Ohio R.C. 2923.126(B)(1) or (B)(3) to (8).
- (4) This section does not apply to a person who conveys or attempts to convey a handgun into, or possesses a handgun in, a school safety zone if at the time of that conveyance, attempted conveyance, or possession of the handgun all of the following apply:
- A. The person has been issued a concealed handgun license that is valid at the time of the conveyance, attempted conveyance or possession or the person is an active duty member of the armed forces of the United States and is carrying a valid military identification card and documentation of successful completion of firearms training that meets or exceeds the training requirements described in Ohio R.C. 2923.125(G)(1).
- B. The person leaves the handgun in a motor vehicle.
- C. The handgun does not leave the motor vehicle.
- E. If the person exits the motor vehicle, the person locks the motor vehicle.

(c) Whoever violates this section is guilty of illegal possession of an object indistinguishable from a firearm in a school safety zone. Except as otherwise provided in this division, illegal possession of an object indistinguishable from a firearm in a school safety zone is a misdemeanor of the first degree. If the offender previously has been convicted of a violation of this section, illegal possession of an object indistinguishable from a firearm in a school safety zone is a felony to be prosecuted under appropriate state law.

(d) (1) In addition to any other penalty imposed upon a person who is convicted of or pleads guilty to a violation of this section, and subject to subsection (d)(2) of this section, if the offender has not attained nineteen years of age, regardless of whether the offender is attending or is enrolled in a school operated by a board of education or for which the State Board of Education prescribes minimum standards under Ohio R.C. 3301.07, of the suspension. If the offender is not a resident of this State, the court shall impose a class four suspension of the nonresident operating privilege of the offender from the range specified in Ohio R.C. 4510.02(A)(4).

(2) If the offender shows good cause why the court should not suspend one of the types of licenses, permits or privileges specified in subsection (d)(1) of this section or deny the issuance of one of the temporary instruction permits specified in subsection (d)(1) of this section, the court in its discretion

ACTION ITEMS (cont.)

may choose not to impose the suspension, revocation or denial required in subsection (d)(1) of this section, but the court, in its discretion, instead may require the offender to perform community service for a number of hours determined by the court.

(e) As used in this section, "object that is indistinguishable from a firearm" means an object made, constructed or altered so that, to a reasonable person without specialized training in firearms, the object appears to be a firearm. (ORC 2923.122(C) - (G))

C. Part 7 Land Use Code**743.08 FISHING HOURS; PROHIBITED FISHING EQUIPMENT.**

(a) No person shall take or catch any fish by angling in any waters within the boundaries of the Park District, or engage in fishing those waters without a valid Ohio fishing license, except participants of Cleveland Metroparks staff or contractor-lead programs at inland fishing areas in the Park District that are not under full or joint Ohio Department of Natural Resources Division of Wildlife management jurisdiction. These inland fishing areas would include, but are not limited to, Wallace Lake, Ledge Lake, Judge's Lake, Beyer's pond, Acacia ponds, Ranger Lake, Oxbow Lagoon (Rocky River Reservation), Sunset Pond (North Chagrin Nature Center), Strawberry Pond, Astorhurst pond, and Bunns Lake.

(b) It shall be unlawful for any person to take, catch or attempt to take or catch or engage in fishing in or possess fish taken from any body of water that is posted with signs declaring the lake, stream, quarry, river, or portion thereof closed to all fishing or posted Park District signs stating "No Fishing" or "Fishing In This Area Is Prohibited."

(c) Every angler required to be licensed shall carry the license and exhibit the license to any person. Failure to do so is an offense under this section.

(d) No person shall take or possess more fish than allowed by posted signage, or allowed by Park District Regulations, in any body of water within the boundaries of the Park District except for Lake Erie and its tributaries, which shall be subject to State Wildlife Regulations.

(e) Fish shall be taken by angling only, unless otherwise provided for in the Ohio Revised Code and within the appropriate season. Bowfishing, bait minnow and seine collection shall be permitted in waters adjacent to and within the Park District, pursuant to ORC 1533.40

(f) No person shall take or remove any reptile or amphibians from any body of water within the boundaries of the Park District.

(g) All fishing guides are required to obtain a Park District permit to operate within the boundaries of the Park District.

(h) Fishing hours shall be 6:00 am until 11:00 pm, except for the wall at Scenic Marina, and the pier and break wall at the Lakefront Reservation, which shall be open twenty-four (24) hours.

(i) Ice fishing: Ice fishing is permitted, except in certain areas that are otherwise designated, and is at the user's sole and exclusive risk.

ACTION ITEMS (cont.)

(j) Whoever violates this section is guilty of a violation of Fishing Regulations, a misdemeanor of the fourth degree. If an offender has previously been convicted of this section, any subsequent violation of this section shall be a misdemeanor of the third degree.

No. 24-11-160: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to adopt revised Cleveland Metroparks Rules and Regulations in their entirety effective December 21, 2024 at 12:01 A.M.

Vote on the motion was as follows:

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

Nays: None.

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES.

- No. 24-11-161:** It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to authorize the following awards:
- (a) **RFP Renewal #6691:** Information Systems Kentico Consultation and Development Services (see page **102419**);
 - (b) **RFP #6844:** Watershed Stewardship Center Exhibit Refresh (see page **102421**);
 - (c) **Bid #6868:** CUY Hawthorn Parkway Bridge Rehabilitation – South Chagrin Reservation (see page **102424**);
 - (d) **RFP #6875:** Information Systems Staff Augmentation (see page **102426**);
 - (e) **OMNIA Co-Op #6894:** Various Office Supplies (see page **102428**);
 - (f) **Single Source #6895:** 2025 and 2026 Cleveland Metroparks Golf Merchandise for Resale and Rental (see page **102429**);
 - (g) **Single Source #6896:** Two (2) Used 2019 Toro Reelmaster 5010H Fairway Mowers (see page **102431**);
 - (h) **Single Source #6897:** 2025 and 2026 Beer, Wine and Spirits for Resale (see page **102432**);
 - (i) **Single Source #6898:** Ice Cream (see page **102434**);
 - (j) **Single Source #6899:** 2025 and 2026 Cleveland Metroparks Retail Merchandise (see page **102435**);
 - (k) **Ohio Co-Op #6900:** Natural Gas through Third Party Suppliers (see page **102437**);
 - (l) **Single Source #6901:** Rainbird Irrigation Control System and Various Materials (see page **102439**); and,

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

(m) **OMNIA ORC 125.04 #6903**: Philips Incisive CT Scanner (see page **102440**).

Vote on the motion was as follows:

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

Nays: None.

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)

RFP RENEWAL #6691 SUMMARY: INFORMATION SYSTEMS KENTICO CONSULTATION AND DEVELOPMENT SERVICES

HIGHLIGHTS AT A GLANCE
2023-2024 YTD Estimated Expenditures = \$120,000
2025 Estimate = \$100,000

Background

Currently, Information Technology Services (ITS) utilizes outside IT contractors to supplement the efforts of related IT projects and services. This includes programming and development of features for Cleveland Metroparks website. These IT development firms assist Cleveland Metroparks in a variety of ways, including but not limited to a.) targeted expertise on using and extending the Kentico Content Management System, b.) quick turnaround support for high-priority projects, and c.) unexpected internal employment scenarios.

In October 2022, a Request for Proposals (“RFP”) was released to identify firm(s) that could provide this type of service to Cleveland Metroparks. Three (3) companies were selected based on overall best value and qualifications: WiredViews, Svanaco/American Eagle, and Planeteria Media. Companies are used on project-by-project basis as determined by Cleveland Metroparks staff.

The current contract term, approved by the Board on December 15, 2022 (Resolution No. 22-12-193), is for a two (2) year period beginning January 1, 2023 through December 31, 2024, with an option to renew for one (1) additional one (1) year term, with an initial two (2) year cost in the amount of \$120,000 and a total three (3) year cost in the amount of \$180,000.

IT and Purchasing recommends the renewal of information systems Kentico consultation and development services for an additional one (1) year period beginning January 1, 2025 through December 31, 2025. Due to an underestimated three (3) year expenditure for redevelopment and rebuilding of the Cleveland Metroparks portal, staff requests an additional \$40,000, for a total one (1) year cost of \$100,000 for the renewal period, resulting in a three (3) year cost in the amount of \$220,000.

Please note other vendors/consultants may be chosen throughout the contract term through the State of Ohio Cooperative Contract, U.S. General Services (GSA) Cooperative Contract or another cooperative agreements available to government municipalities. Costs expended with these other vendors/consultants would be included in the total cost amount of \$220,000 set forth in this action.

RECOMMENDED ACTION:

That the Board authorize the Chief Executive Officer to renew and enter into agreements, in a form approved by the Chief Legal & Ethics Officer, between Cleveland Metroparks and various consultants listed above, and maintained in the proposal file for RFP Renewal #6691, for a one (1) year period beginning January 1, 2025 through December 31, 2025,

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

in the amount of \$100,000, and a total three (3) year cost in the amount of \$220,000.
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. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)

RFP #6844 SUMMARY: WATERSHED STEWARDSHIP CENTER EXHIBIT REFRESH

Background

Cleveland Metroparks solicited proposals (RFP) from qualified vendors interested in refreshing, modernizing and/or expanding the interactive exhibits at the Watershed Stewardship Center in the West Creek Reservation, specifically the topo-map exhibit and the sewer tunnel experience. The RFP included maintenance services to maintain and augment the exhibit each year.

Proposals Received

In May 2024, Cleveland Metroparks issued RFP #6844 Watershed Stewardship Center Refresh. Six (6) vendors responded, although two (2) did not meet the requirements of the submission. Responsive vendors are listed below with the evaluation criteria/scores.

Vendor	Overall Cost (20%)	Core Values (10%)	Vendor capabilities/ expertise (30%)	Quality of Proposal (20%)	Prior Work Exp (20%)	Total Score
Alchemy (Formula-D)	10%	5%	30%	20%	20%	85%
Impact Communications	15%	10%	20%	20%	18%	83%
Hyperquake	18%	10%	20%	10%	18%	76%
Light Pong & Friends	20%	8%	20%	10%	5%	63%

Evaluation of Proposal

Cleveland Metroparks Outdoor Education and ITS staff considered the following criteria for each proposer relative to the solution they put forth to satisfy the requirements of the respective RFP.

- Overall cost: overall cost of the solution, which included a requirement that submitters bid both the topo-map and the sewer tunnel both as a bundle and also separately
- Other/Core Values: Proposer’s commitment to Cleveland Metroparks’ core values, years of experience, and ongoing customer support, customer ticket support structure, and service level response times
- Capabilities/Expertise: Proposer’s demonstrated experience successfully delivering on similar projects that involve environmental interpretation delivered through interactive, multi-media exhibits; demonstrated knowledge of and expertise
- Quality of proposal: Proposer’s “end-to-end” approach to planning, designing, developing, validating, implementing, and supporting the project is clearly articulated and appropriately detailed. Proposer’s project management, web development, and risk mitigation practices are transparent
- Prior experience and work history: Proposer’s prior work history which includes examples and references of previous clients

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

Four (4) vendors were invited to discuss their proposals in more detail in a virtual discussion. At the conclusion of this phase, the committee verified pricing in greater detail, interviewed references, and engaged in follow-up discussions as needed for clarification. Upon determining the total cost for the refresh of both exhibits, including the topo-map and the sewer tunnel, it was decided to bifurcate the projects into two (2) specific phases, including the topo-map which includes funds for a more detailed rendering of a sewer interactive. A second phase may include revamping the sewer tunnel experience when funding becomes available.

While several vendor proposals met the basic goals of the project, Alchemy Studio dba Formula-D was the vendor chosen due to their ability to fulfill and/or exceed the needs identified in the RFP. Formula-D was selected as Cleveland Metroparks’ vendor of choice for this project for several reasons, including but not limited to the following:

- Use of gestural components that will provide an innovative new iteration of the topographic map
- “Two-track” map design that offers separate and unique experiences for casual visitors vs. students and professionals
- Gamified interaction on topographic map designed for non-subject matter experts
- Commitment to United Nations Sustainable Development Goals and articulated mission of creating interactive exhibits that inspire positive global change
- Multiple provided examples of interactive exhibits executed in museums from around the world
- Abstract vision for use of motion-tracking LED lights within sewer tunnel exhibit, including a large format LED screen wall to tell the story of stormwater infrastructure systems

As a result, Cleveland Metroparks selected Alchemy Studio dba Formula-D based on its submittal of the best proposal in response to RFP #6844.

COST SUMMARY

Topo Map Refresh	\$306,586	
Maintenance (year 1)	\$19,566	
Contingency	\$13,861	
Escalation	\$17,659	
Total	\$357,672	
Optional: Storm Surge Concept & Design	\$20,373	
Maintenance (subsequent years)	\$78,264	Not to be paid in year one (1)
Allowance	\$40,000	Not to be paid in year one (1) – unforeseen enhancements/upgrades
Total Amount (six (6) year contract)	\$496,309	

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)

Based upon the selection criteria outlined above and extensive evaluation of all proposals, Cleveland Metroparks staff recommends Alchemy Studio dba Formula-D for the Watershed Stewardship Center Interactive Exhibit refresh, specifically the Topo-Map and more detailed renderings of the sewer-tunnel experience. This represents the most comprehensive solution for this specific center. The initial term of the agreement shall be six (6) years from the effective date, with an option to renew the agreement for up to a five (5) year period in Cleveland Metroparks' sole discretion. The initial term of the agreement will include the completion of the topo-map and a maintenance agreement. In the event funds become available for the sewer tunnel experience and additional maintenance, this board action and the agreement may be amended for up to a five (5) year period, in Cleveland Metroparks' sole discretion, with additional details on that particular exhibit upgrade.

RECOMMENDED ACTION:

That the Board authorize the Chief Executive Officer to enter into an agreement(s), in a form approved by the Chief Legal & Ethics Officer, between Cleveland Metroparks and Alchemy Studio dba **Formula-D** for the best proposal, as summarized above and maintained in the proposal file for RFP #6844 Watershed Stewardship Center, to perform the topo-map upgrade, renderings of the sewer experience, and a maintenance agreement for a six (6) year contract **in an amount not to exceed \$496,309** with an option to renew for up to five (5) additional years at the sole discretion of Cleveland Metroparks.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)

**BID #6868 SUMMARY: **CUY HAWTHORN PARKWAY BRIDGE
REHABILITATION – SOUTH CHAGRIN RESERVATION****

(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/Michele Crawford, Project Development Manager/Christopher Papp, P.E., Civil Engineer/Seth Keller, Project Manager)

Background

On August 18, 2022, the Board of Park Commissioners provided authorization to apply for Municipal Bridge Funding in accordance with O.R.C. Section 302.21 from the Ohio Department of Transportation (“ODOT”).

ODOT has granted Cleveland Metroparks \$2,500,000 in Municipal Bridge Funds (“MBF”) towards the Hawthorn Parkway Bridge Rehabilitation (“Project”) costs.

On February 16, 2023, the Board of Park Commissioners authorized a contract with Euthenics for design and environmental review documents for the Project. The existing bridge is a 138-foot long, three-span non-composite prestressed concrete box beam bridge constructed in 1960. It is supported on the original reinforced concrete piers and abutments. The bridge currently has a General Appraisal of two (2) – Critical Condition and is presently closed to vehicular traffic due to the deteriorating deck and beams. There are active leaks between the beams, and several beams have significant spalls, delamination and broken reinforcing. Once design of the structure and coordination with the utility companies and railroad was complete, bid documents were produced and submitted for acceptance by ODOT.

The plans and bid documents have been approved by ODOT and CUY Hawthorn Parkway Bridge Rehabilitation was released for bid on June 3, 2024. Cleveland Metroparks originally advertised and received bids on July 2, 2024. Cleveland Metroparks received one bid from Fechko Excavating, LLC which was more than 20% over the Engineer’s Estimate. This bid was rejected by Cleveland Metroparks. The Project was re-bid after extensive coordination with the adjoining railroad and utility providers. Bids were due on October 31, 2024.

CUY Hawthorn Parkway Bridge Rehabilitation Scope of Work

The Project generally includes the replacement of the structure carrying Hawthorn Parkway over a railroad. The work includes removal of existing superstructure and piers and partial removal of the abutments. The proposed structure will be a 3-span bridge on new piers and rehabilitated abutments with a composite adjacent prestressed concrete box beam structure. The approach work includes replacement of the approach, guardrails, pavement, trail and the addition of longitudinal trench drains between the trail and roadway.

Bid Results

On October 31, 2024, two (2) sealed bids were received for the Project. The Engineers’ Estimate for this work was \$2,877,470.92.

Vendor	Bid Total
The Great Lakes Construction Co.	\$3,058,757.96
Schirmer Construction LLC	\$3,387,877.80

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)**Bid Analysis**

Staff performed a review of the bid results as well as met with the contractor the Great Lakes Construction Co. ("GLC") for a scope review. GLC has significant project experience with bridge rehabilitation and construction in the vicinity of railroads. In addition, GLC is an ODOT Pre-Qualified contractor, which is a requirement for this project. GLC has performed work for Cleveland Metroparks in the recent past and successfully completed those projects. GLC is located in Hinckley, Ohio and has been in business since 1948, specializing in heavy civil projects. Staff recommends acceptance and award of GLC's bid for the Project.

Due to the nature of the Project being a funded through the MBF, the Project is set up as an ODOT Local Public Agency ("LPA") which requires Cleveland Metroparks to follow the ODOT Construction and Materials Specifications ("CMS") and additional federal requirements. As such, the Project is set up as a unit price project versus the typical lump sum project as seen in the past by Cleveland Metroparks. If a bid item has a quantity overrun, there is the potential of contract increase via change order. The Project has a 10% disadvantaged business enterprise ("DBE") requirement which has been fulfilled.

RECOMMENDED ACTION:

That the Board authorize the Chief Executive Officer to enter into a contract with **The Great Lakes Construction Co.** as the lowest and best bidder for Bid #6868 CUY Hawthorn Parkway Bridge Rehabilitation, South Chagrin Reservation in a **not to exceed amount of \$3,058,757.96** as noted above. The form of the contract shall be approved by the Chief Legal and Ethics Officer.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

RFP #6875 SUMMARY: INFORMATION SYSTEMS STAFF AUGMENTATION

Background

Information Technology Services (ITS) utilizes outside IT contractors to supplement the efforts of related IT projects and services. This includes database administration, web development services, and other specialized roles. These augmented staff assist Cleveland Metroparks in a variety of ways, including but not limited to: a) additional projects in which outside knowledge is required; b) supplemental staff in order to expedite project timelines; c) unexpected internal employment scenarios.

The RFP resulted in 65 proposals. Cleveland Metroparks staff recommends the selection of twelve (12) companies achieving scores of 75 or above based on the criteria set forth in the RFP as the vendors that Cleveland Metroparks may utilize for the purpose of IT Staff Augmentation. The vendors below were selected to provide IT staff augmentation services to Cleveland Metroparks on an as-needed basis. As services are needed, one or more of the companies below will be utilized to source appropriately skilled employees. This competitive process allows Cleveland Metroparks to select the best employees for the required job while maintaining financial objectivity.

Cleveland Metroparks ITS staff considered the following criteria for each proposer relative to the staff augmentation services sought in the RFP:

- 1) Statement of capability (experience, resumes);
- 2) Prior work history and overall company (previous work with government, process, etc.);
- 3) Average pricing;
- 4) Local presence; and
- 5) Core values.

All of this concluded with an overall score highlighting the awarded clients below.

Anticipated Vendors (including but are not limited to the following):

VENDOR	Statement of Capability – Exp/Resumes (40%)	Prior Work History (30%)	Pricing (20%)	Local Presence (5%)	Core Values (5%)	TOTAL
Global Solutions Group, Inc.	36	22	20	1	5	84
DevCare Solutions	35	19	20	3	5	82
Level Di	37	17	20	3	5	82
Softpath Technologies	35	19	20	1	5	80
Unicon International, Inc.	31	20	20	3	5	79
California Creative Solutions, Inc.	34	22	20	1	0	77
Emerging Technology Integrators	29	20	20	3	5	77
Hexacorp LLC	29	22	20	1	5	77

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

Element Technologies Corp.	29	21	20	1	5	76
Buzzclan LLC	32	17	20	1	5	75
Softsages LLC	29	20	20	1	5	75
V Group Inc.	27	22	20	1	5	75

*Please note other vendors/consultants may be chosen throughout the contract period through the State of Ohio Cooperative Contract or another cooperative agreement available to government entities.

Cleveland Metroparks reserves the right to not award any contracts to any of the vendors listed above.

These contracted services will be provided on an “as needed” basis for a two (2) year contract beginning January 1, 2025 through December 31, 2026, renewable for up to two (2) additional one (1) year terms at Cleveland Metroparks’ sole discretion.

RECOMMENDED ACTION:

That the Board authorize the Chief Executive Officer to enter into an agreement, in a form approved by the Chief Legal & Ethics Officer, between Cleveland Metroparks and **various consultants** listed and summarized above, and maintained in the proposal file for RFP #6875, for a two (2) year contract beginning January 1, 2025 through December 31, 2026, with an option to renew for up to two (2) additional one (1) year terms, for a **total two (2) year cost not to exceed \$400,000** and a total four (4) year cost not to exceed \$800,000. In the event the log of consumption reaches 90% of the estimate, an action item will be presented to the Board requesting an increase.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

OMNIA CO-OP #6894 SUMMARY: **VARIOUS OFFICE SUPPLIES** for various locations throughout Cleveland Metroparks to be supplied on an “as needed” basis for a three (3) year and five (5) month period beginning January 1, 2025 through May 31, 2028

HIGHLIGHTS AT A GLANCE
2023-2024 YTD Expenditure = \$81,535.67*
2025-2028 Estimate = \$425,000.00

*The 2023-2024 YTD expenditure is only for a period of approximately twenty-two (22) months. Estimated expenditures are for a period of three (3) years and five (5) months.

Background

Independence Business Supply is the current supplier of office supplies throughout Cleveland Metroparks. Staff utilize a web-based electronic catalog concept for procuring such supplies with a net-priced catalog custom-tailored for Cleveland Metroparks, which is protected by a username and password for an online security system. Independence Business Supply provides Just-In-Time/next day (24-hour) delivery for all items in the custom catalog to various locations throughout Cleveland Metroparks.

Independence Business Supply leveraged the OMNIA contract number 11-18 as an approved authorized distributor associated with the American Office Products Distributors (AOPD) to provide the best overall value through May 31, 2025 with a new awarded contract number 158057 beginning June 1, 2025 through May 31, 2028. Purchasing staff compared the overall pricing structure and value added (online services, sustainable products, delivery, etc.) offered by Independence Business Supply to other possible cooperative contracts.

Purchasing staff recommends Independence Business Supply as the supplier of office supplies to Cleveland Metroparks for a three (3) year and five (5) month period beginning January 1, 2025 through May 31, 2028.

RECOMMENDED ACTION:

That the Board authorize the purchase of various office supplies, as specified in the above summary, for OMNIA Co-Op #6894, to **Independence Business Supply (IBS)** to be purchased on an “as needed” basis for a three (3) year five (5) month period, beginning January 1, 2025 through May 31, 2028, **for a total cost not to exceed \$425,000**, in full utilization of OMNIA contract number 11-18 through May 31, 2025 and OMNIA contract number 158057 for the remainder of the period. 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. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)**SINGLE SOURCE #6895 SUMMARY: 2025 AND 2026 CLEVELAND METROPARKS GOLF MERCHANDISE FOR RESALE AND RENTAL**

HIGHLIGHTS AT A GLANCE
2024 YTD Expenditure = \$151,174.46*
2025–2026 Estimate = \$1,300,000.00

*The 2024 YTD expenditure doesn't include the year-end pre-buy of ±\$400,000 of merchandise for resale for the 2025 golf season.

Background

Cleveland Metroparks Golf Division regularly purchases various proprietary merchandise for resale and rental (e.g., golf balls, gloves, apparel, towels, and rental clubs, etc.) for all nine (9) golf course clubhouses, as well as range balls for the driving ranges at Seneca, Shawnee Hills, Sleepy Hollow, and Washington Golf Courses. Golfers at various courses prefer different name brands, each of which can be purchased direct-from-the-manufacturer from a single source; for instance, Titleist golf balls can only be purchased from Titleist.

Purchasing of the merchandise will primarily occur from forty-eight (48) vendors (but may not be limited to those manufacturers): 4Imprint, Acushnet Company, Acushnet Co/FootJoy Division, Adidas America Inc., Ahead LLC, AM&E, Antigua, Arizona Manufacturing, Black Clover Enterprises, LLC, Bushnell, Bridgestone Sports USA, Callaway Golf, Camelbak Products, LLC, CertiFresh Cigar, Cutter & Buck, Cleveland/Srixon, Club Glove, Cobra Puma Golf, Dynamic Brands, Epoch Eyewear, Flag & Anthem LLC, FootJoy, Greg Norman Collection, Gear for Sports, Hornungs Golf Products, Imperial Headwear, JBT Golf Supply, Karsten MFG Co. Mizuno USA Inc., Klone Lab LLC, Logo Golf Chips, New Balance, Nike, Inc., Northern Ohio Golf Association, Ouray Sportswear, Paramount Apparel Int'l, LLC, PG Professional Golf, Ping Inc., Powerbuilt Golf, Proformance Golf Sales, Roger Cleveland Golf Company, Sketchers USA Inc., SP Swannies Footwear, TaylorMade Golf Co., Titleist, Tour Edge Golf Mfg., Inc., Town Talk Manufacturing Company, Unbrellabazzarr.com, U.S. Kids Golf, LLC, Weather Apparel Company LLC, and Wilson Sporting Goods.

This recommendation provides flexibility and ensures adequate stock of merchandise for the Golf division to purchase proprietary merchandise for resale and rental on an "as-needed" basis for all golf clubhouse locations and driving ranges for the period of January 1, 2025 through December 31, 2026.

RECOMMENDED ACTION:

That the Board authorize the purchase of various proprietary merchandise for resale and rental, as per Single Source #6895, from single sources including, but not limited to, **4Imprint, Acushnet Company, Acushnet Co/FootJoy Division, Adidas America Inc., Ahead LLC, AM&E, Antigua, Arizona Manufacturing, Black Clover Enterprises, LLC, Bushnell, Bridgestone Sports USA, Callaway Golf, Camelbak Products, LLC, CertiFresh Cigar, Cutter & Buck, Cleveland/Srixon, Club Glove, Cobra Puma Golf, Dynamic Brands, Epoch Eyewear, Flag & Anthem LLC, FootJoy, Greg Norman Collection, Gear for Sports, Hornungs Golf Products, Imperial Headwear, JBT Golf Supply, Karsten MFG Co. Mizuno USA Inc., Klone Lab LLC, Logo Golf Chips, New Balance, Nike, Inc., Northern Ohio Golf Association, Ouray Sportswear,**

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

Paramount Apparel Int'l, LLC, PG Professional Golf, Ping Inc., Powerbuilt Golf, Proformance Golf Sales, Roger Cleveland Golf Company, Sketchers USA Inc., SP Swannies Footwear, TaylorMade Golf Co., Titleist, Tour Edge Golf Mfg., Inc., Town Talk Manufacturing Company, Unbrellabazarr.com, U.S. Kids Golf, LLC, Weather Apparel Company LLC, and Wilson Sporting Goods, for a two (2) year period beginning January 1, 2025 through December 31, 2026, for a total cost not to exceed \$1,300,000. 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. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

SINGLE SOURCE #6896 SUMMARY: **TWO (2) USED 2019 TORO REELMASTER 5010H FAIRWAY MOWERS** for Shawnee Hills Golf Course

Background

The used fairway mowers will replace the two (2) fairway mowers that were damaged in the fire at Shawnee Hills Golf Course in August 2024.

The chart below outlines the details of the purchase.

Description	Toro Reelmaster 5010H fairway mowers, CrossTrax 4-WD, includes 90-day parts power train warranty
Designation	Shawnee Hills Golf Courses
Unit Total	\$49,500 each
TOTAL ORDER (x2)	\$99,000

RECOMMENDED ACTION:

That the Board approve the purchase of two (2) used 2019 Toro Reelmaster 5010H fairway mowers, as per Single Source #6896, equipped as specified in the above summary, from **Cutter Equipment, for a total cost of \$99,000.**

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES (cont.)

SINGLE SOURCE #6897 SUMMARY: **2025 AND 2026 BEER, WINE AND SPIRITS FOR RESALE** at various locations throughout Cleveland Metroparks for a two (2) year period beginning January 1, 2025 through December 31, 2026

HIGHLIGHTS AT A GLANCE
2024 YTD Expenditures = \$437,623.74*
2025-2026 Estimate = \$1,400,000.00*

*The 2024 YTD expenditure is only for a period of approximately ten (10) months. Estimated expenditures are for a period of two (2) years.

Background

This item provides for the purchase of various beer, wine and spirits for resale at Cleveland Metroparks restaurants, concessions, golf courses, and special events on an “as-needed” basis for years 2025 and 2026.

The various single source brands are exclusively sold in Northeast Ohio by the distributors listed in the table below. The selected vendor allocations will be evaluated per event and/or per location to effectively and efficiently provide for the relevant target market(s) specific to each initiative.

The following is a summary of the anticipated vendors. Actual expenditures for a given vendor will depend on attendance determined at the location or during specific events. Therefore, the recommendation authorizes an overall “not to exceed” \$1,400,000 amount versus a specific spend allocation per vendor. It is the intention of staff to have all such purchases centralized under this action. If additional exclusive distributors of certain beverages become available, it is the intent to include those additional distributors in this Board action.

Anticipated Vendors for Beer, Wine and Spirits (including but are not limited to):

<u>Distribution Center</u>	<u>Brand</u>
Cavalier Distributing	Fat Heads and other certain craft beers
Sibling Revelry	Sibling Revelry
Superior Beverage	Great Lakes and other craft beers
Platform Brewing	Platform
Market Garden Brewery	Market Garden
Beverage Distributors	Miller
House of LaRose	Budweiser
Heidelberg Cleveland	Wine, craft beers, low proof spirits
R.L. Lipton	Corona and other craft beers
Tramonte Distributing Co.	Corona and other craft beers
Valley View Beverage, Chagrin Wine & Beverage Co., Independence Beverage, Shore Center Beverage & Liquor, P&J Min Inc.	Approved liquor stores from State of Ohio

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)**RECOMMENDED ACTION:**

That the Board approve the purchase of various beer, wine and spirits for resale as per Single Source #6897, from **various distributors**, for a **total cost not to exceed \$1,400,000** for the period of January 1, 2025 through December 31, 2026. 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. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

SINGLE SOURCE #6898 SUMMARY: **ICE CREAM** to be dispensed at various Cleveland Metroparks locations for 2025

HIGHLIGHTS AT A GLANCE
2024 YTD Expenditure = \$100,948.21
2025 Estimate = \$225,000.00

Background

Cleveland Metroparks has purchased premium quality, hand scooped and specialty ice cream from single source vendor Honey Hut Ice Cream for resale at Edgewater Beach House, The Pier at Edgewater Beach, Quarry Rock Cafe at Wallace Lake, Hinckley Spillway, Huntington Beach, Wildwood Concessions, Euclid Beach Concessions and Emerald Necklace Marina over the past several years. Purchasing recommends continuing to purchase their ice cream for 2025.

Honey Hut is the sole proprietor of its brand, and its headquarters and manufacturing plant are located in or near Cleveland. The ice cream is available in 2.5 gallon or greater containers and the company reuses its ice cream tubs.

RECOMMENDED ACTION:

That the Board authorize Single Source #6898 to purchase ice cream to be dispensed at the various Cleveland Metroparks locations as noted above from **Honey Hut Ice Cream** from January 1, 2025 through December 31, 2025, for a **total cost not to exceed \$225,000**. In the event the log of consumption approaches 90 percent of the total estimate, an action item will be presented to the Board requesting an increase.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

SINGLE SOURCE #6899 SUMMARY: 2025 AND 2026 CLEVELAND METROPARKS RETAIL MERCHANDISE FOR RESALE

HIGHLIGHTS AT A GLANCE
2024 YTD Expenditure = \$153,709.16
2025-2026 Estimate = \$600,000.00

*The 2024 YTD expenditure is only for a period of approximately ten (10) months. Estimated expenditures are for a period of two (2) years.

Background

Cleveland Metroparks Retail division purchases a variety of merchandise for resale (apparel, drinkware, headwear, plush, and more) across six (6) unique retail outlets: Rocky River Nature Shop, North Chagrin Nature Shop, Hinckley Lake Boathouse & Store, Edgewater Beach Nature Shop, Mobile Nature Shop, and the E-commerce online store.

The retail industry is in a constant state of flux, as new suppliers/producers enter and exit, stock/inventory levels change, and new products become available. As a result, adjustments to purchasing are necessary as the market changes daily. Furthermore, in the fast-paced world of retail, consistently updating collections is crucial, taking into consideration factors such as trends (colors, styles, cuts, fits), events (holidays, unique Cleveland Metroparks events), seasonality, and partnership opportunities (Cleveland Cavaliers, Hudson News). The success of retail operations at Cleveland Metroparks relies on swift adaptation in a constantly changing market and must prioritize flexibility to keep up with demand.

Anticipated vendors for retail merchandise for resale include but are not limited to: 4Imprint, Adventure Publications Inc, AnyPromo Corporation, Augusta Sportswear, Aurora World Inc, EcoSox, Cleveland Cavaliers, Deneen Pottery, Discount Mugs, DM Merchandising, Dollar Days International, Evergreen Enterprises, Fahlo, Barefoot Books, Lychee Press, Peter Pauper Press, FlowState Branding, GeoCentral, Gold Crest Distributing, Hike America, Jakprints, K&M International/Wild Republic, Kurt Adler, Merch.com, NoSo, Ouray Sportswear, Patch Superstore, Pin Depot, PinMart, Polar Graphics/ACE USA, ProForma, Quantum Marketing, Threadbird, Toy Network, Toysmith, University Tees, S&S Activewear, Alphabroder, SanMar, Wilcor International. Other single source vendors may be used as need arises.

This recommendation provides for availability of merchandise, to be purchased on an “as-needed” basis for a two (2) year period beginning January 1, 2025 through December 31, 2026 for retail operations, providing flexibility and ensuring adequate stock.

RECOMMENDED ACTION:

That the Board authorize the purchase of various proprietary merchandise for resale, as per Single Source #6899, from single sources including, but not limited to: **4Imprint, Adventure Publications Inc, AnyPromo Corporation, Augusta Sportswear, Aurora World Inc, EcoSox, Cleveland Cavaliers, Deneen Pottery, Discount Mugs, DM Merchandising, Dollar Days International, Evergreen Enterprises, Fahlo, Barefoot Books, Lychee Press, Peter Pauper Press, FlowState Branding, GeoCentral, Gold Crest Distributing, Hike America, Jakprints, K&M International/Wild Republic, Kurt Adler, Merch.com, NoSo, Ouray Sportswear, Patch Superstore, Pin Depot, PinMart, Polar Graphics/ACE USA, ProForma, Quantum Marketing, Threadbird,**

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

Toy Network, Toymith, University Tees, S&S Activewear, Alphabroder, SanMar, Wilcor International, for a two (2) year period beginning January 1, 2025 through December 31, 2026, for a **total cost not to exceed \$600,000**. 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. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

OHIO CO-OP #6900 SUMMARY: **NATURAL GAS THROUGH THIRD PARTY SUPPLIERS** for a two (2) year period beginning November 1, 2024 through October 31, 2026

Background

In 2003, the State of Ohio Cooperative Purchasing Program (COOP) added natural gas supply to its cooperative purchasing contracts, and the savings found through the program served Cleveland Metroparks well. In addition to high volume natural gas accounts (e.g., The RainForest), the State’s program accepted small volume gas accounts at a minimum of five (5) percent below market as well (e.g., Euclid Creek Maintenance Building, etc.). These small-volume accounts had never been part of the discount offered through standard bid as their consumption was too minimal for consideration by vendors. The cooperative purchasing program has, therefore, consistently proven itself the best financial option available to Cleveland Metroparks.

Natural gas suppliers are selected by the State through a Request for Proposal (RFP) process. The State’s natural gas program that is awarded and available for two (2) years is administered by the State-awarded firm known as Summit Energy Services (a wholly owned subsidiary of Schneider Electric) which completes all billing, servicing, and reporting.

The most recent Cleveland Metroparks billing period (October 2022) lists the cost per MCF at \$1.58, which was \$1.10 lower than the average Supplier Monthly Variable Rate (“MVR”) at \$2.68, from which all non-residential sites must now purchase gas (these numbers are based on the current contract price through October 2024 with Constellation Energy Services at NYMEX (monthly variable) minus \$0.17 (fixed) which is the Park District’s commodity price). The Park District will continue to pay monthly utility distribution fees. The monthly variable fixed price for Dominion GTS averages a positive \$0.75 per month. The spread for November 2024 through November 2026 (futures) continues to run lower than Dominion’s MCF cost, reflecting a potential savings to Cleveland Metroparks of ±10 percent (10%) for large accounts.

In 2023, total savings of \$66,723 were achieved compared to standard utility costs. The total savings for all these sites over the lifetime of program enrollment is **\$1,191,483** (as listed in the table below). Clearly the State of Ohio cooperative agreement, contract number CSP901819, remains a solid recommendation going forward.

Co-Op vs. Open Market Savings – Historical Data

<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2021</u>	<u>2023</u>	<u>Lifetime Savings</u>
\$46,926	\$52,804	\$127,514	\$180,491	\$233,467	\$179,839	\$60,661	\$116,321	\$126,737	\$66,723	\$1,191,483

A summary of 2023 actual gas costs in comparison to costs if Cleveland Metroparks had purchased gas "on the open market" follows using 2023 average state pricing of \$2.387/mcf and average monthly variable supplier rate of \$3.257/mcf for large sites and \$2.887/mcf versus \$3.187/mcf for small sites.

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

<u>Natural Gas Account</u>	<u>Utilization (MCF)</u>	<u>2023 Actual Cost at COOP Pricing Delivered</u>	<u>2023 POTENTIAL Costs through Dominion¹ Cost of Commodity</u>
Large volume accounts	67,981 mcf (\$2.387/mcf)	\$162,270	\$221,414
Small volume accounts	25,265 mcf (\$2.887/mcf)	\$72,940	\$80,519
TOTAL	93,246 mcf	\$235,210	\$301,933 2021 COOP vs Open Market savings = \$66,723

¹ Savings based on Cleveland Metroparks actual costs versus same utilization at tariff rates if supplied by a Dominion East Ohio MVR Supplier.

Cleveland Metroparks staff, therefore, recommends continuing to utilize the Ohio Co-Op to purchase natural gas.

RECOMMENDED ACTION:

That the Board award third party natural gas supply to the Ohio cooperative purchasing programs lowest and best proposers as per Ohio Co-Op #6900 for all natural gas accounts (both large and small locations) for a two (2) year period beginning November 1, 2024 through October 31, 2026, as per the State of Ohio guaranteed price per MCF, in full utilization of the State of Ohio Cooperative Purchasing Program contract number CSP901819.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

SINGLE SOURCE #6901 SUMMARY: **RAINBIRD IRRIGATION CONTROL SYSTEM AND VARIOUS MATERIALS** (HDPE pipe, fittings, valves, etc.) for Phase 4 of the Irrigation System at Cleveland Metroparks Seneca Golf Course

Background

Seneca Golf Course, located in the Brecksville Reservation, has renovated 27 of its 36 holes and is underway with the renovation of the last nine (9) holes and the driving range. A new pump station and irrigation system have already been installed in the renovated 27 holes. As a result, replacement of all piping, valves, and irrigation heads is warranted with the renovation of the last nine (9) holes and driving range. The installation of the system will be performed by Cleveland Metroparks Golf and Site Construction Divisions.

Seneca currently has a Rainbird irrigation system that has been installed on the renovated 27 holes. Continuing with the use of Rainbird products to stay consistent with the current system and software is the best option for this facility for ease of maintenance and integration of irrigation.

Site One Landscape Supply has reviewed the project design documents and has provided a complete package for the Rainbird system, as the sole licensed distributor of this product in Northeast Ohio. The quote for Rainbird specific components is \$117,407.11. In addition, for a complete package purchase and delivery, all design required HDPE fusion-welded piping and other miscellaneous components are also included in an amount of \$130,175.94, for a combined total amount of \$247,583.05.

Should Cleveland Metroparks purchase the HDPE fusion-welded piping and other miscellaneous components from another manufacturer a total system discount would not be available and the system would be without a comprehensive warranty. Site One Landscape Supply is the single source from which to obtain the component parts that results in a significant discount to Cleveland Metroparks of both the Rainbird specific components and the additional complementary components. Using Site One Landscape Supply as a single source will also eliminate any circumstance in which a product failure can be attributed to another manufacturer should one occur.

RECOMMENDED ACTION:

That the Board authorize the purchase of the Rainbird Irrigation System, as per Single Source #6901, from **Site One Landscape Supply**, in the **amount of \$247,583.05**.

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

AWARD OF BIDS/RFPS/CO-OPS/SINGLE SOURCES (cont.)

OMNIA ORC 125.04 #6903 SUMMARY: PHILIPS INCISIVE CT SCANNER for the Zoo

Background

In 2019, MetroHealth donated a Philips Brilliance 64 slice computed tomography (CT) scanner to Cleveland Metroparks Zoo, and Philips HealthCare (Philips) has provided maintenance and service of that unit since 2019.

Philips informed Zoo staff that the current unit will need the x-ray tube and anode relay replaced and that the unit itself is approaching the end of its service date such that Philips will not be able to provide maintenance and service beyond the current service agreement which ends on December 31, 2025.

Cleveland Metroparks Zoo Veterinary staff sourced three (3) possible replacements as follows:

Vendor	Price	Service Agreement
Philips HealthCare	\$380,264.88	Service Contract - \$8,000.04/yr (excludes labor and parts)
Henry Schein, Inc. (OMNIA Contract #2021002973)	\$390,000.00	Service Contract - \$48,750.00/yr (all inclusive)
Siemens	\$340,000.00	Service Contract - \$40,519.00/yr (all inclusive)

For service and repairs with Philips HealthCare beyond the two (2) yearly planned maintenance inspections, the current hourly rate is \$575/hour plus the cost of any components that would need to be replaced. A minimum service charge of three (3) hours is incurred for each visit (two (2) hour minimum for labor, one (1) hour minimum for travel).

Consistent with Ohio Revised Code Sections 9.48 and 125.04, the Philips scanner is materially equivalent to the Henry Schein model that is on the OMNIA Coop and costs slightly less than the Henry Schein model.

Cleveland Metroparks Zoo Veterinary staff recommends the purchase of the CT Scanner in the sum of \$380,264.88 and entering into a six (6) year service agreement (\$8,000.04/year) from January 1, 2026 through December 31, 2031 with Philips HealthCare to provide planned maintenance and as needed service for the CT scanner for a total cost of \$48,000.24.

RECOMMENDED ACTION:

That the Board authorize the Chief Executive Officer to enter into an agreement, in a form approved by the Chief Legal & Ethics Officer, as specified in OMNIA ORC 125.04 #6903, for purchase and service and maintenance of the Philips Incisive CT scanner at the Zoo, with a six (6) year agreement beginning January 1, 2026 through December 31, 2031, between Cleveland Metroparks and **Philips HealthCare** for a **total cost not to exceed \$428,265.12** (purchase price of \$380,264.88 and \$48,000.24 service and maintenance agreement).

(See Approval of this Item by Resolution No. 24-11-161 on Page 102417)

GOODS AND SERVICES (\$25,000 - \$75,000) ACQUIRED
SINCE LAST BOARD MEETING (Presented 11/21/24)

Pursuant to Cleveland Metroparks By-Laws, Article 5 (Procurement), Section 5(a), “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 \$75,000. Any contracts where the cost exceeds \$25,000 or any purchase where the amount exceeds \$25,000, 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>
GROW Coaching training, certification course and training participant kits for managers; additional shipping.	InsideOut Development LLC	\$27,699.00 <u>385.53</u> \$28,084.53	(7)
Online/web base Alice Training for a three (3) year period beginning October 15, 2024 through October 14, 2027 for the Zoo.	Navigate360, LLC	\$25,500.00	(3)
Rock salt to be supplied on an “as needed” basis for the time period of September 1, 2024 through May 31, 2025 to various locations.	Cargill, Inc.	\$75,000.00	(7)
Web services firewall (Cloudflare Professional Services) for ITS.	Cadre Computer Resources Co.	\$30,720.00	(2)
Two (2) annual inspections of the Texlon ETFE roofing system at the RainForest for 2023 and 2024; additional inspections.	Vector Foiltech	\$13,100.20 <u>13,100.20</u> \$26,200.40	(3)
SmithCo Sand-Star E electric bunker rake with 48-volt lithium-ion battery pack and charger, includes 72” pro rake, sand cultivator with spring teeth and 40” aluminum plow for Golf.	Baker Vehicles Systems	\$27,803.00	(3)

GOODS AND SERVICES (\$25,000 - \$75,000) ACQUIRED (cont.)

<u>REF. NO. / ITEM – SERVICE</u>	<u>VENDOR</u>	<u>COST</u>	<u>PROCEDURE</u>
Professional services to Barge 225 for temporary mooring repair at Wildwood Marina at Euclid Creek Reservation; additional services.	Huffman Equipment Rental, Inc.	\$27,500.00 9,300.00 <u>38,200.00</u> \$75,000.00	(7)
2024 Wild Winter Lights costume character at the Zoo.	Spectacular Party Entertainment LLC	\$49,998.17	(3)
Asphalt shingle roof replacement for shelters at Big Creek Reservation.	Absolute Roofing and Construction, LLC	\$27,080.00	(7)
2024 Wild Winter Lights dance party at the Zoo.	Spectacular Party Entertainment LLC	\$29,500.00	(3)
TRAFx vehicles counters for various locations.	TRAFx Research, LTD.	\$29,970.00	(3)
One (1) new 2024 Chevrolet 2500 SRW 4x4 truck.	Tim Lally Chevrolet, Inc.	\$52,212.00	(7)
2024 cedar shake roof cleaning and sealing for Big Creek, Brecksville, Euclid Creek, North Chagrin, Rocky River, and South Chagrin Reservations; additional cedar shake shingles.	Regency Roofing	\$68,820.70 <u>6,179.30</u> \$75,000.00	(7)
One (1) new 2024 Chevrolet Police AWD Tahoe.	Tim Lally Chevrolet, Inc.	\$56,537.00	(7)
One (1) new 2024 Ford Police Interceptor Utility Explorer.	Bob Chapman Ford, Inc.	\$48,295.00	(7)
Drone kits and responder safeguard system, includes training and support sessions for three (3) years (2025-2027).	Brinc Drones, Inc.	\$71,997.60	(2)
Online focus groups conducted for 2024 and 2025 for research related to park usage.	Marketvision Research	\$32,500.00	(7)

GOODS AND SERVICES (\$25,000 - \$75,000) ACQUIRED (cont.)

<u>REF. NO. / ITEM – SERVICE</u>	<u>VENDOR</u>	<u>COST</u>	<u>PROCEDURE</u>
2024 estimated lab fees for veterinary diagnostic testing at the Zoo.	Idexx Distribution Inc.	\$20,000.00	(3)
		12,000.00	
		<u>18,000.00</u>	
		\$50,000.00	

===== **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, OMNIA, etc.
- (3) "SINGLE SOURCE" – Purchased from one source as competitive alternatives are not available.
- (4) "PROPRIETARY" – Products 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, manager, 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 (over \$5,000 up to \$25,000)" – Originally estimated \$25,000 or less, quoted by three vendors.
- (7) "COMPETITIVE QUOTE (over \$25,000 to \$75,000)" – Chosen through the accumulation of three written quotes.

**CONSTRUCTION CHANGE ORDERS OR AMENDMENTS TO
PROFESSIONAL SERVICE CONTRACTS (11/21/24)**

Pursuant to Cleveland Metroparks By-Laws, Article 5 (Procurement), Section 5(b) and (c), “...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) \$75,000, or (ii) ten percent (10%) of the total cost of the contract at the time of the change order. 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. The aggregate value of all change orders authorized by the CEO shall not exceed fifty percent (50%) of the original contract value without prior approval of the Board. If the Board approves a revised contract value, then the aggregate value of all change orders issued after Board approval of the revised contract value shall not exceed fifty percent (50%) of the revised contract value without additional approval of the Board.”

I. “Amendment to Professional Service Contract. For professional service contracts greater than \$75,000, 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, are less than THE LESSER OF: (i) \$75,000, or (ii) ten percent (10%) of the total cost of the agreement at the time of the amendment. 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 aggregate value of all amendments authorized by the CEO shall not exceed fifty percent (50%) of the original contract value without prior approval of the Board. If the Board approves a revised contract value, then the aggregate value of all change orders issued after Board approval of the revised contract value shall not exceed fifty percent (50%) of the revised contract value without additional approval of the Board,” the following is provided:

<u>Contract</u>	<u>Item/Service</u>	<u>Vendor</u>	<u>Change Order or Amendment</u>
<p><u>Construction Manager at Risk for Cleveland Metroparks Garfield Park Pond and Stream Restoration Project – Garfield Park Reservation</u></p> <p><u>Contract Amount:</u> GMP 1/Amendment No. 1 Amount: \$173,932.76 GMP 2/Change Order No. 1 Amount: \$536,024.46 GMP 3/Change Order No. 2 Amount: \$619,332.87 GMP 4/Change Order No. 3 Amount: \$1,341,213.30 GMP 5/Change Order No. 4 Amount: \$2,673,332.56 GMP 6/Amendment No. 2 Amount: \$262,444.44 Change Order No. 5 Amount: \$24,928.70 Revised Contract Amount: \$5,631,209.09</p>	<p>Additional services for additional red buds and Red Oak APT paving.</p>	<p>Nerone & Sons, Inc.</p>	<p>#5</p>
<p><u>Garfield Pond Program Center, Garfield Reservation</u></p> <p><u>Contract Amount:</u> Original Amount: \$1,856,000.00 Change Order No. 1 Amount: \$599,589.58 Change Order No. 2 Amount: \$74,695.47 Change Order No. 3 Amount: \$71,460.84 Change Order No. 4 Amount: \$69,025.99 Revised Contract Amount: \$2,670,771.88</p>	<p>Additional services for stair patching, electrical bulletin changes, bollard, additional railing, painting of CMU, tile backsplash, fireplace changes, and plumbing changes.</p>	<p>Schirmer Construction LLC</p>	<p>#4</p>

AWARD OF BIDS/RFPs/CO-OPS/SINGLE SOURCES; GOODS AND SERVICES (\$25,000 - \$75,000) ACQUIRED; CONSTRUCTION CHANGE ORDERS.

The following were presented to the Board for award/acknowledgment: bid/RFP/co-op/single source tabulations, as shown on pages 102417 through 102440; \$25,000 to \$75,000 purchased items/services report, pages 102441 through 102443; and construction change orders, page 102444.

APPROVAL OF VOUCHERS AND PAYROLL.

No. 24-11-146: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve vouchers, net payroll, employee withholding taxes, and procurement card charges, as identified on pages 102465 to 102652.

Vote on the motion was as follows:

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

Nays: None.

No. 24-11-147: It was moved by Vice President Rinker, seconded by Vice President Ittu and carried, to approve JP Morgan Mastercard-Arborwear dated October 1, 2024 to October 31, 2024 in the amount of \$81.50, as identified on pages 102653 to 102654.

Vote on the motion was as follows:

Ayes: Ms. Ittu and Mr. Rinker.

Abstained: Mr. Moore.

Nays: None.

PUBLIC COMMENTS.

Public comments were offered by Marty Leshner of Olmsted Township. All such comments can be heard in their entirety by accessing the "About" section of Cleveland Metroparks website at <https://www.clevelandmetroparks.com/about/cleveland-metroparks-organization/boards-of-park-commissioners/board-meeting-archives>.

INFORMATION/BRIEFING ITEMS/POLICY.**(a) 2025 Budget Preview**

(Originating Source: Wade Steen, Chief Financial Officer)

Cleveland Metroparks is making substantial progress towards preparing its 2025 annual appropriations budget. While a work-in-progress, this preview represents a general overview of the draft budget to give directional guidance as we work towards seeking budget approval at the December 19, 2024 board meeting.

(b) Emerging Technologies: Satellites & LoRaWAN

(Originating Sources: Anthony Joy, Chief Information Officer/Jennifer Grieser, Director of Natural Resources/Renee Senft, Info Tech Analyst)

Cleveland Metroparks will showcase its use of cutting-edge technologies, including LoRaWAN (Long Range Wide Area Network), explaining the technology behind it and how Natural Resources leverages this data to enhance their data collection efforts. Additionally, they will discuss their new satellite initiative, highlighting how satellite technologies are used to improve and augment imagery within the park district, along with the pros and cons of this technology.

(c) 2024 Reservation Plan Updates – Bedford, Brecksville, Hinckley, and South Chagrin Reservation Plan Updates

(Originating Sources: Sean E. McDermott, P.E., Chief Planning and Design Officer/Kelly Coffman, Principal Planner)

Reservation Plans translate the six core goals of the System Plan into specific actions for each reservation. The plans are updated on a rotating basis in accordance with the Commission for Accreditation of Park and Recreation Agencies (“CAPRA”) recommendations. Reservation Plans for Bedford, Brecksville, Hinckley, and South Chagrin Reservations were updated this year; these plans were last updated in 2016.

The draft plans were presented in September, prior to a series of Community Open Houses. The final drafts are now being shared with the Board for any additional comments. The plans represent the work of internal stakeholders from park management, planning and design, natural resources, marketing and communications, law enforcement, development, information technology, legal, and outdoor experiences. Public comments and coordination with elected officials and staff from the communities surrounding the four reservations are also reflected in the plans.

The Reservation Plans define actions, identify priorities, and honor the special characteristics of each reservation. The plans will be published and posted online in late 2024 and form a key component of the overall System Plan. The update process continues in 2025 at Garfield, West Creek, Ohio & Erie Canal, Washington, and Brookside Reservations.

DATE OF NEXT MEETING.

The next Regular Meeting of the Board of Park Commissioners was scheduled by the Board for Thursday, December 19, 2024, 8:00 a.m. at the Board’s office, 4101 Fulton Parkway, Cleveland, Ohio.

ADJOURNMENT TO EXECUTIVE SESSION.

No. 24-11-162: At 9:31 a.m., upon motion by Vice President Rinker, seconded by Vice President Ittu 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.

Roll-call vote on the motion was as follows:

- Aye: Mr. Moore.
- Aye: Ms. Ittu.
- Aye: Mr. Rinker.
- Nays: None.

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

ADJOURNMENT.

No. 24-11-163: There being no further matters to come before the Board, upon motion by Vice President Rinker, seconded by Vice President Ittu, and carried, President Moore adjourned the meeting at 10:04 a.m.

Vote on the motion was as follows:

- Ayes: Ms. Ittu, Messrs. Moore and Rinker.
- Nays: None.

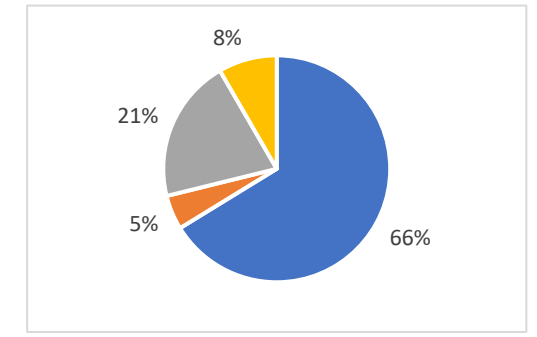
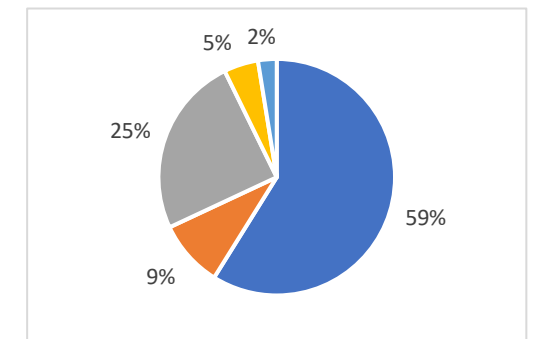
President.

Attest:

Secretary.

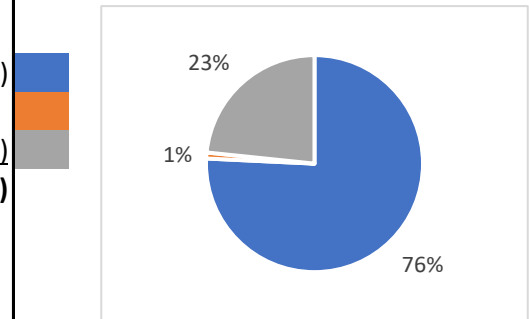
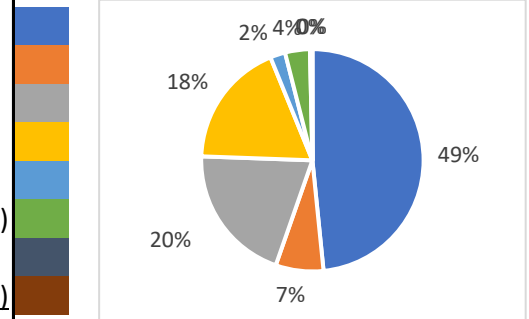
**Cleveland Metroparks
Financial Performance
10/31/2024
CM Park District**

	Actual October '23	Actual October '24	Fav (Unfav)	Actual YTD October '23	Actual YTD October '24	Fav (Unfav)
Revenue:						
Property Tax	8,532	1,543,948	1,535,416	97,483,318	98,150,386	667,068
Local Gov/Grants/Gifts	2,097,285	1,357,133	(740,152)	23,166,954	15,280,546	(7,886,408)
Charges for Services	2,513,140	3,583,939	1,070,799	35,657,471	41,180,597	5,523,126
Self-Funded	769,109	801,396	32,287	6,880,398	7,846,093	965,695
Interest, Fines, Other	<u>1,163,711</u>	<u>468,436</u>	<u>(695,275)</u>	<u>4,015,520</u>	<u>4,246,832</u>	<u>231,312</u>
Total Revenue	6,551,777	7,754,852	1,203,075	167,203,661	166,704,454	(499,207)
OpEx:						
Salaries and Benefits	5,978,561	6,630,401	(651,840)	65,873,414	72,564,324	(6,690,910)
Contractual Services	295,138	532,902	(237,764)	5,363,586	5,371,635	(8,049)
Operations	1,509,008	2,341,247	(832,239)	19,993,861	22,462,849	(2,468,988)
Self-Funded Exp	<u>1,298,079</u>	<u>990,274</u>	<u>307,805</u>	<u>9,219,213</u>	<u>9,145,127</u>	<u>74,086</u>
Total OpEx	9,080,786	10,494,824	(1,414,038)	100,450,074	109,543,935	(9,093,861)
Op Surplus/(Subsidy)	(2,529,009)	(2,739,972)	(210,963)	66,753,587	57,160,519	(9,593,068)
CapEx:						
Capital Labor	101,897	56,886	45,011	684,021	804,678	(120,657)
Construction Expenses	3,037,512	5,167,400	(2,129,888)	26,775,744	29,446,000	(2,670,256)
Capital Equipment	346,059	668,886	(322,827)	5,992,964	6,620,681	(627,717)
Land Acquisition	3,042,915	23,879	3,019,036	4,091,853	5,721,892	(1,630,039)
Capital Animal Costs	<u>267</u>	<u>3,179</u>	<u>(2,912)</u>	<u>15,368</u>	<u>14,670</u>	<u>698</u>
Total CapEx	6,528,650	5,920,230	608,420	37,559,950	42,607,921	(5,047,971)
Net Surplus/(Subsidy)	(9,057,659)	(8,660,202)	397,457	29,193,637	14,552,598	(14,641,039)



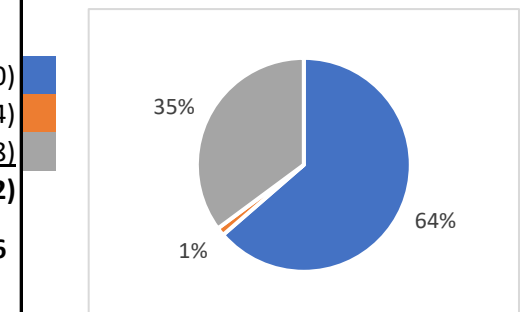
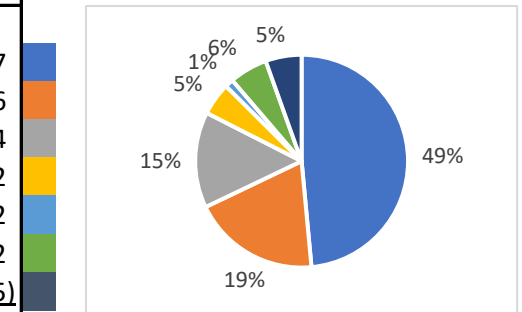
**Cleveland Metroparks
Financial Performance
10/31/2024
Zoo**

	Actual October '23	Actual October '24	Fav (Unfav)	Actual YTD October '23	Actual YTD October '24	Fav (Unfav)
Revenue:						
General/SE Admissions	230,982	644,336	413,354	6,554,606	7,443,592	888,986
Guest Experience	59,690	130,311	70,621	1,007,671	1,069,327	61,656
Zoo Society	637,878	638,808	930	2,948,090	3,110,197	162,107
Souvenirs/Refreshments	313,434	295,465	(17,969)	2,574,298	2,810,282	235,984
Education	16,759	1,450	(15,309)	325,576	337,244	11,668
Rentals & Events	13,050	25,570	12,520	662,216	555,265	(106,951)
Consignment	1,514	1,506	(8)	40,055	48,486	8,431
Other	1,388	1,940	552	3,370	(5,578)	(8,948)
Total Revenue	1,274,695	1,739,386	464,691	14,115,882	15,368,815	1,252,933
OpEx:						
Salaries and Benefits	1,342,497	1,377,846	(35,349)	14,393,330	15,304,933	(911,603)
Contractual Services	21,324	21,588	(264)	221,767	178,979	42,788
Operations	469,442	564,598	(95,156)	4,382,932	4,718,609	(335,677)
Total OpEx	1,833,263	1,964,032	(130,769)	18,998,029	20,202,521	(1,204,492)
Op Surplus/(Subsidy)	(558,568)	(224,646)	333,922	(4,882,147)	(4,833,706)	48,441
CapEx:						
Capital Labor	2,091	4,420	(2,329)	26,792	8,365	18,427
Construction Expenses	553,818	864,185	(310,367)	7,811,250	4,015,673	3,795,577
Capital Equipment	0	0	0	204,103	390,196	(186,093)
Capital Animal Costs	267	3,179	(2,912)	15,368	14,670	698
Total CapEx	556,176	871,784	(315,608)	8,057,513	4,428,904	3,628,609
Net Surplus/(Subsidy)	(1,114,744)	(1,096,430)	18,314	(12,939,660)	(9,262,610)	3,677,050
Restricted Revenue-Other	136,345	208,188	71,843	4,139,989	6,746,076	2,606,087
Restricted Revenue-Zipline	23,189	27,378	4,189	465,063	445,048	(20,015)
Restricted Expenses	89,062	9,289,701	(9,200,639)	5,470,422	1,733,750	3,736,672
Restricted Surplus/(Subsidy)	70,472	(9,054,135)	(9,124,607)	(865,370)	5,457,374	6,322,744



**Cleveland Metroparks
Financial Performance
10/31/2024
Golf Summary**

	Actual October '23	Actual October '24	Fav (Unfav)	Actual YTD October '23	Actual YTD October '24	Fav (Unfav)
Revenue:						
Greens Fees	386,071	562,450	176,379	5,932,180	6,870,187	938,007
Equipment Rentals	176,892	254,855	77,963	2,250,352	2,745,368	495,016
Food Service	94,815	164,672	69,857	1,362,189	2,065,583	703,394
Merchandise Sales	38,937	65,793	26,856	533,046	702,178	169,132
Pro Services	1,960	(240)	(2,200)	170,383	182,185	11,802
Driving Range	42,697	55,262	12,565	732,465	820,207	87,742
Other	<u>51,148</u>	<u>18,711</u>	<u>(32,437)</u>	<u>821,927</u>	<u>775,262</u>	<u>(46,665)</u>
Total Revenue	792,520	1,121,503	328,983	11,802,542	14,160,970	2,358,428
OpEx:						
Salaries and Benefits	465,302	574,511	(109,209)	5,086,915	6,146,155	(1,059,240)
Contractual Services	3,791	5,379	(1,588)	56,051	119,375	(63,324)
Operations	<u>187,499</u>	<u>350,211</u>	<u>(162,712)</u>	<u>2,646,740</u>	<u>3,394,788</u>	<u>(748,048)</u>
Total OpEx	656,592	930,101	(273,509)	7,789,706	9,660,318	(1,870,612)
Op Surplus/(Subsidy)	135,928	191,402	55,474	4,012,836	4,500,652	487,816
CapEx:						
Capital Labor	0	8,180	(8,180)	157,671	204,541	(46,870)
Construction Expenses	993,313	69,941	923,372	3,423,803	2,617,687	806,116
Capital Equipment	<u>127,854</u>	<u>168,616</u>	<u>(40,762)</u>	<u>579,212</u>	<u>1,725,847</u>	<u>(1,146,635)</u>
Total CapEx	1,121,167	246,737	874,430	4,160,686	4,548,075	(387,389)
Net Surplus/(Subsidy)	(985,239)	(55,335)	929,904	(147,850)	(47,423)	100,427



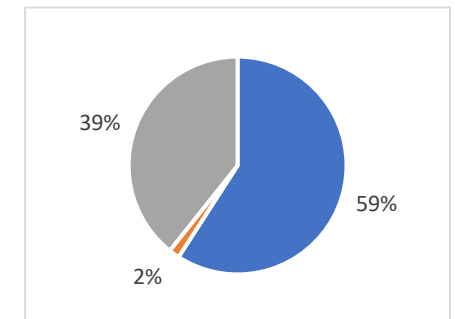
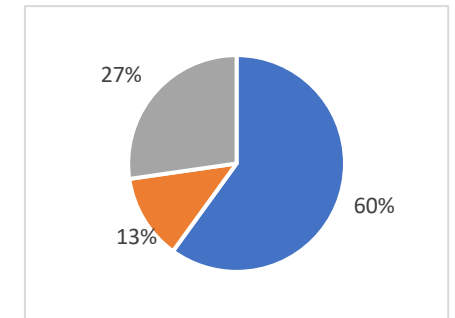
Cleveland Metroparks
 Financial Performance
 10/31/2024
 Golf Detail

	Big Met (18)		Little Met (9)		Mastick Woods (9)		Manakiki (18)		Sleepy Hollow (18)		Total	
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24
Operating Revenue	1,823,744	2,100,980	609,892	718,579	439,850	497,450	1,648,131	1,740,539	2,456,205	2,713,949	11,802,542	14,160,969
Operating Expenses	<u>1,314,739</u>	<u>1,441,468</u>	<u>302,102</u>	<u>369,659</u>	<u>320,429</u>	<u>381,356</u>	<u>995,610</u>	<u>1,029,224</u>	<u>1,557,821</u>	<u>1,803,576</u>	<u>7,789,705</u>	<u>9,660,317</u>
Operating Surplus/(Subsidy)	509,005	659,512	307,790	348,920	119,421	116,094	652,521	711,315	898,384	910,373	4,012,837	4,500,652
Capital Labor	0	0	0	1,474	0	0	2,912	123,981	50,104	13,287	157,671	204,542
Construction Expenses	0	0	0	12,402	0	0	3,093,667	1,317,049	68,660	29,966	3,423,803	2,617,686
Capital Equipment	<u>44,074</u>	<u>37,725</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>49,151</u>	<u>891,030</u>	<u>49,151</u>	<u>166,656</u>	<u>579,213</u>	<u>1,725,847</u>
Total Capital Expenditures	44,074	37,725	0	13,876	0	0	3,145,730	2,332,060	167,915	209,909	4,160,687	4,548,075
Net Surplus/(Subsidy)	464,931	621,787	307,790	335,044	119,421	116,094	(2,493,209)	(1,620,745)	730,469	700,464	(147,850)	(47,423)

	Shawnee Hills (27)		Washington Park (9)		Seneca (36)		Ironwood		Golf Admin		Total	
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24
Operating Revenue	1,596,669	1,731,379	778,631	868,162	2,449,420	2,469,953	0	1,319,978	0	0	11,802,542	14,160,969
Operating Expenses	<u>945,699</u>	<u>1,082,614</u>	<u>496,791</u>	<u>563,153</u>	<u>1,207,449</u>	<u>1,353,970</u>	<u>12,556</u>	<u>865,921</u>	<u>636,509</u>	<u>769,376</u>	<u>7,789,705</u>	<u>9,660,317</u>
Operating Surplus/(Subsidy)	650,970	648,765	281,840	305,009	1,241,971	1,115,983	(12,556)	454,057	(636,509)	(769,376)	4,012,837	4,500,652
Capital Labor	24,376	17,513	28,028	0	52,251	42,746	0	1,318	0	4,223	157,671	204,542
Construction Expenses	41,840	534,855	14,331	0	156,938	681,008	0	16,761	48,367	25,645	3,423,803	2,617,686
Capital Equipment	<u>720</u>	<u>217,227</u>	<u>0</u>	<u>49,177</u>	<u>0</u>	<u>101,746</u>	<u>0</u>	<u>34,886</u>	<u>436,117</u>	<u>227,400</u>	<u>579,213</u>	<u>1,725,847</u>
Total Capital Expenditures	66,936	769,595	42,359	49,177	209,189	825,500	0	52,965	484,484	257,268	4,160,687	4,548,075
Net Surplus/(Subsidy)	584,034	(120,830)	239,481	255,832	1,032,782	290,483	(12,556)	401,092	(1,120,993)	(1,026,644)	(147,850)	(47,423)

**Cleveland Metroparks
Financial Performance
10/31/2024
Enterprise Summary**

	Actual October '23	Actual October '24	Fav (Unfav)	Actual YTD October '23	Actual YTD October '24	Fav (Unfav)
Revenue:						
Concessions	132,686	169,836	37,150	3,673,576	3,935,493	261,917
Dock Rentals	1,160	93,348	92,188	600,597	835,534	234,937
Other*	<u>125,889</u>	<u>133,989</u>	<u>8,100</u>	<u>1,698,742</u>	<u>1,789,366</u>	<u>90,624</u>
Total Revenue	259,735	397,173	137,438	5,972,915	6,560,393	587,478
OpEx:						
Salaries and Benefits	242,056	272,670	(30,614)	3,421,535	3,675,756	(254,221)
Contractual Services	6,012	3,215	2,797	89,368	99,039	(9,671)
Operations	<u>132,496</u>	<u>150,515</u>	<u>(18,019)</u>	<u>2,208,001</u>	<u>2,443,287</u>	<u>(235,286)</u>
Total OpEx	380,564	426,400	(45,836)	5,718,904	6,218,082	(499,178)
Op Surplus/(Subsidy)	(120,829)	(29,227)	91,602	254,011	342,311	88,300
CapEx:						
Capital Labor	0	2,649	(2,649)	17,019	6,389	10,630
Construction Expenses	0	3,175	(3,175)	6,568	31,244	(24,676)
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>12,241</u>	<u>0</u>	<u>12,241</u>
Total CapEx	0	5,824	(5,824)	35,828	37,633	(1,805)
Net Surplus/(Subsidy)	(120,829)	(35,051)	85,778	218,183	304,678	86,495



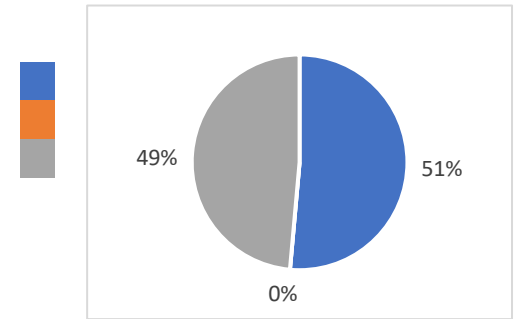
*Other includes Chalet fees, parking, hayrides, aquatics, gift cards, misc.

**Cleveland Metroparks
Financial Performance
10/31/2024
Enterprise Detail**

	Merwin's Wharf		EW Beach House		E55th Marina		E55th Restaurant			
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24		
Operating Revenue	2,152,208	2,096,021	465,864	486,668	797,340	1,005,505	556,745	591,066		
Operating Expenses	<u>1,951,052</u>	<u>1,902,172</u>	<u>342,786</u>	<u>374,736</u>	<u>441,847</u>	<u>479,573</u>	<u>516,565</u>	<u>464,155</u>		
Operating Surplus/(Subsidy)	201,156	193,849	123,078	111,932	355,493	525,932	40,180	126,911		
Capital Labor	0	2,649	0	0	0	0	0	0		
Construction Expenses	154	19,324	0	0	1,771	0	0	0		
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
Total Capital Expenditures	154	21,973	0	0	1,771	0	0	0		
Net Surplus/(Subsidy)	201,002	171,876	123,078	111,932	353,722	525,932	40,180	126,911		
	Wildwood		Euclid Beach		EmerNeck Marina		EmerNeck Restaurant			
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24		
Operating Revenue	25,809	12,368	2,543	2,183	372,357	444,675	315,949	443,645		
Operating Expenses	<u>40,277</u>	<u>34,136</u>	<u>6,914</u>	<u>7,229</u>	<u>299,168</u>	<u>338,926</u>	<u>315,598</u>	<u>420,516</u>		
Operating Surplus/(Subsidy)	(14,468)	(21,768)	(4,371)	(5,046)	73,189	105,749	351	23,129		
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>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>		
Total Capital Expenditures	0	0	0	0	0	0	0	0		
Net Surplus/(Subsidy)	(14,468)	(21,768)	(4,371)	(5,046)	73,189	105,749	351	23,129		
	Edgewater Pier		Wallace Lake		Hinckley Lake		Huntington		Boat Dock	
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24
Operating Revenue	29,456	43,482	34,761	24,684	19,549	0	381,871	590,206	1,813	2,488
Operating Expenses	<u>30,931</u>	<u>45,290</u>	<u>44,114</u>	<u>36,580</u>	<u>21,690</u>	<u>320</u>	<u>289,272</u>	<u>432,901</u>	<u>1,996</u>	<u>1,768</u>
Operating Surplus/(Subsidy)	(1,475)	(1,808)	(9,353)	(11,896)	(2,141)	(320)	92,599	157,305	(183)	720
Capital Labor	0	0	0	0	0	0	0	0	0	0
Construction Expenses	0	0	0	0	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>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total Capital Expenditures	0	0	0	0	0	0	0	0	0	0
Net Surplus/(Subsidy)	(1,475)	(1,808)	(9,353)	(11,896)	(2,141)	(320)	92,599	157,305	(183)	720
	Chalet		Ledge Lake		Parking		Enterprise Admin		Total	
	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24	YTD October '23	YTD October '24
Operating Revenue	260,995	272,117	139,513	173,664	416,141	371,622	0	0	5,972,914	6,560,394
Operating Expenses	<u>260,123</u>	<u>292,902</u>	<u>149,115</u>	<u>151,680</u>	<u>19,943</u>	<u>20,808</u>	<u>987,512</u>	<u>1,214,390</u>	<u>5,718,903</u>	<u>6,218,082</u>
Operating Surplus/(Subsidy)	872	(20,785)	(9,602)	21,984	396,198	350,814	(987,512)	(1,214,390)	254,011	342,312
Capital Labor	0	0	0	0	0	0	17,019	3,741	17,019	6,390
Construction Expenses	0	0	0	0	0	0	4,643	11,920	6,568	31,244
Capital Equipment	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>12,241</u>	<u>0</u>	<u>12,241</u>	<u>0</u>
Total Capital Expenditures	0	0	0	0	0	0	33,903	15,661	35,828	37,634
Net Surplus/(Subsidy)	872	(20,785)	(9,602)	21,984	396,198	350,814	(1,021,415)	(1,230,051)	218,183	304,678

**Cleveland Metroparks
Financial Performance
10/31/2024
Nature Shops and Kiosks**

	Actual October '23	Actual October '24	Fav (Unfav)	Actual YTD October '23	Actual YTD October '24	Fav (Unfav)
Retail Revenue	36,577	36,497	(80)	566,424	498,129	(68,295)
OpEx:						
Salaries and Benefits	25,361	26,393	(1,032)	347,994	311,292	36,702
Contractual Services	2,035	0	2,035	23,218	0	23,218
Operations	<u>17,080</u>	<u>27,170</u>	<u>(10,090)</u>	<u>246,630</u>	<u>293,998</u>	<u>(47,368)</u>
Total OpEx	44,476	53,563	(9,087)	617,842	605,290	12,552
Op Surplus/(Subsidy)	(7,899)	(17,066)	(9,167)	(51,418)	(107,161)	(55,743)
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>21,554</u>	<u>0</u>	<u>21,554</u>
Total CapEx	0	0	0	21,554	0	21,554
Net Surplus/(Subsidy)	(7,899)	(17,066)	(9,167)	(72,972)	(107,161)	(34,189)



**CLEVELAND METROPARKS
ACCOUNTS RECEIVABLE AND INVESTMENTS SCHEDULES
FOR THE MONTH ENDED OCTOBER 2024**

ACCOUNTS RECEIVABLE

Current	Past Due				Total
	1-30 Days	30-60 Days	61-90 Days	Over 90 Days	
\$129,326	\$164,893	\$500	\$790,000	\$283,643	\$1,368,361

Date Placed	Bank	Description	Days of Duration	Rate		Date of Maturity	Interest Earned	EOM Balance
10/01/24	Fifth Third Securities	Money Market (A)	30	4.92%		10/31/24	14.95	\$3,650
10/01/24	Key Bank Capital Markets	Portfolio (B)	30	1.700%	(D)	10/31/24	47,461.55	\$33,069,390
10/01/24	STAR Ohio	State pool (C)	30	5.08%		10/31/24	256,917.91	\$55,784,572

(A) Federated Government Money Market Account

Investment balance ranged from \$3,635 TO \$3,650 in October 2024.

(B) KBCM - Net Change in Portfolio \$76,325. Ending Account Value \$33,824,275

Investment balance ranged from \$33,700,489 to \$33,069,390 in October 2024.

(C) State Treasurer's Asset Reserve (STAR Ohio)

Investment balance ranged from \$65,527,654 to \$55,784,572 in October 2024.

(D) The calculated rate includes any realized appreciation on bonds that matured during the period.

Source: Wade Steen, Chief Finance Officer
11/14/24

RESOLUTION RECOGNIZING THE RETIREMENT OF TIMOTHY KRYNAK

WHEREAS, *Timothy Krynak has served Cleveland Metroparks for more than 30 years; and,*

WHEREAS, *Timothy Krynak has devoted these years of service utilizing his knowledge, skills and abilities as a Seasonal Naturalist, Full-Time Naturalist, Naturalist I, Interim Nature Center Manager, Natural Resources Project Manager, and Natural Resources Area Manager; and,*

WHEREAS, *Timothy Krynak began his career at Cleveland Metroparks as a Seasonal Naturalist and was promoted to full-time employment as a Naturalist, and ended his career as Natural Resources Area Manager of our western reservations: Bradley Woods, Huntington, Mill Stream Run, and Rocky River; and,*

WHEREAS, *Timothy Krynak shared his passion by surveying bats and birds, leading Audubon bird walks, providing thousands of public and school programs, coordinating special events, training new staff, coordinating volunteers, and supervising seasonals; and,*

WHEREAS, *Timothy Krynak steered his career towards making positive impacts on our natural resources by establishing pollinator meadows at Huntington Reservation, which became a popular birding and photography hotspot; treating oak, ash, and hemlock trees to fend off forest pests and disease, conducting extensive invasive plant removals and native plant installations at our western reservations, identifying rare plants and enhancing habitats to improve populations, and maintaining the Motus towers to track migratory movements of birds, bats, and dragonflies; and,*

WHEREAS, *Timothy Krynak took pride in his work and proved to be a great leader by serving as a qualified bat contact to US Fish & Wildlife Service, providing expertise to Ohio Bat Working Group, leading breeding bird surveys and co-authoring a peer-reviewed journal about the results, mentoring numerous scouts, students, seasonals, volunteers, and full-time staff, and delivering guest lectures to Case Western Reserve University, Ohio Northern University, and numerous non-profit interest groups; and,*

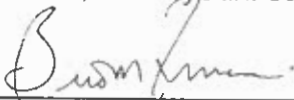
WHEREAS, *Timothy Krynak was known for exhibiting our Core Value Teamwork by assisting with the acquisition of new parcels of land by identifying birds, frogs, and other wildlife, establishing a bioengineering and browse cutting garden at Brecksville Reservation for zoo animals, serving as a key team member of our deer management program, assisting the Zoo with capturing birds in the aviary and trapping turtles from Waterfowl Lake, and assisting Lakeland Community College and Akron Zoo with installing new Motus towers; and,*

WHEREAS, *Timothy Krynak's vast knowledge of the natural history of our region was a tremendous asset to visitors, coworkers, and professional organizations alike.; Timothy's ability to make connections and share his passion for the natural world was stellar and won't be forgotten.*

NOW, THEREFORE, BE IT RESOLVED, *that the Board of Park Commissioners of Cleveland Metroparks expresses its sincere appreciation to Timothy Krynak for his years of service and dedication in serving the citizens of Greater Cleveland.*



Dan T. Moore
President, Board of Park Commissioners



Brian M. Zimmerman
Chief Executive Officer



**CLEVELAND METROPARKS
Appropriation Summary - 2024**

Object Code	Object Description	Original Budget			Total Prior Budget Amendments	Proposed Amendment #11 11/21/2024	Total
		Baseline Budget	Carry Over Encumbrances	Total			
OPERATING							
51	Salaries	\$ 70,457,162	\$ 3,669	\$ 70,460,831	\$ 413,940	\$ (35,228) A	\$ 70,839,543
52	Employee Fringe Benefits	21,396,109	543,837	21,939,946	179,150	5,000 B	22,124,096
53	Contractual Services	17,161,050	2,919,032	20,080,082	319,588	47,490 C	20,447,160
54	Operations	31,109,745	3,763,826	34,873,572	1,290,953	58,196 D	36,222,721
	Operating Subtotal	140,124,067	7,230,364	147,354,431	2,203,630	75,458	149,633,519
CAPITAL							
571	Capital Labor	\$ 1,000,000	\$ -	\$ 1,000,000	\$ 269,270	\$ -	1,269,270
572	Capital Construction Expenses	27,875,059	13,556,329	41,431,388	57,813,292	2,755,856 E	102,000,536
574	Capital Equipment	6,394,036	2,207,611	8,601,647	1,360,312	47,250 F	10,009,209
575	Zoo Animals	100,000	298	100,298	-	-	100,298
576	Land	2,500,000	110,632	2,610,632	3,927,068	-	6,537,700
	Capital Subtotal	37,869,095	15,874,871	53,743,966	63,369,942	2,803,106	119,917,014
TOTALS							
Grand totals		\$ 177,993,162	\$ 23,105,235	\$ 201,098,397	\$ 65,573,572	\$ 2,878,564	\$ 269,550,533

Appropriations 2024 - Legend - Amendment #11

OPERATING

51 SALARIES

- \$ (11,628) Transfer of appropriations from Seasonal Salaries to Operations for ITS
Net budget effect is zero
- \$ (17,000) Transfer of appropriations from Seasonal Salaries to Operations for Park Operations
Net budget effect is zero
- \$ (10,000) Transfer of appropriations from Seasonal Salaries to Operations for Park Operations Enterprise
Net budget effect is zero
- \$ 3,400 Transfer of appropriations from Operations to Seasonal Salaries for Zoo
Net budget effect is zero

A \$ (35,228) Total increase (decrease) to Salaries

52 FRINGE BENEFITS

- \$ 5,000 Transfer of appropriations from Operations to Employee Events for Human Resources
Net budget effect is zero

B \$ 5,000 Total increase (decrease) to Fringe Benefits

53 CONTRACTUAL SERVICES

- \$ 10,500 Transfer of appropriations from Operations to Other Contractual Services for Zoo
Net budget effect is zero
- \$ 7,190 Increase of appropriations for Other Contractual Services for Zoo Puerto Rican Crested Toad book
Appropriation increase will be covered by new CZS grant
- \$ 30,000 Transfer of appropriations from Operations to Other Contractual Services for Marketing
Net budget effect is zero
- \$ (200) Transfer of appropriations from Maintenance Service Contracts to Operations for Park Operations Golf
Net budget effect is zero

C \$ 47,490 Total increase (decrease) to Contractual Services

54 OPERATIONS

- \$ (10,500) Transfer of appropriations from Sponsorship Expenses to Contractual Services for Zoo
Net budget effect is zero
- \$ 4,824 Increase of appropriations for Printing Expenses and Program Supplies for Zoo Puerto Rican Crested Toad book
Appropriation increase will be covered by new CZS grant (\$2,810) and cash balance from Time to Explore Photo Book (\$2,014)
- \$ 11,628 Transfer of appropriations from Salaries to Minor Computer Equipment for ITS
Net budget effect is zero
- \$ 12,000 Transfer of appropriations from Salaries to Property Maintenance and Vehicle Repairs for Park Operations
Net budget effect is zero
- \$ (30,000) Transfer of appropriations from Program Supplies to Contractual Services for Marketing
Net budget effect is zero
- \$ 5,000 Transfer of appropriations from Salaries to Vehicle Maintenance for Park Operations
Net budget effect is zero
- \$ 2,000 Increase of appropriations for Merchandise for Resale for Human Resources Volunteer Services
Appropriation increase will be covered by existing restricted fund balance
- \$ 200 Transfer of appropriations from Contractual Services to Trash Collection for Park Operations Golf
Net budget effect is zero
- \$ 10,000 Transfer of appropriations from Salaries to Program Supplies for Park Operations Enterprise
Net budget effect is zero
- \$ (7,556) Transfer of appropriations from Fleet Maintenance Supplies and Vehicle Repairs to Capital Equipment for Park Operations
Net budget effect is zero
- \$ (3,400) Transfer of appropriations from Operations to Seasonal Salaries for Zoo
Net budget effect is zero

Appropriations 2024 - Legend - Amendment #11

\$	69,000	Increase of appropriations for Sponsorship for Zoo end of year disbursements Appropriation increase will be covered by existing and new (\$12,000 CZS) restricted fund balances
\$	(5,000)	Transfer of appropriations from Office Supplies to Fringe Benefits for Human Resources Net budget effect is zero

D \$ 58,196 Total increase (decrease) to Operations

\$ 75,458 TOTAL INCREASE (DECREASE) TO OPERATIONS

CAPITAL

572 CAPITAL CONSTRUCTION EXPENSES

\$	(27,803)	Transfer of appropriations from Capital Contracts to Capital Equipment for Park Operations Golf Net budget effect is zero
\$	26,150	Increase of appropriations for Capital Contracts for Park Operations trail construction at Hinckley Reservation Appropriation increase will be covered by new ODNR NatureWorks grant
\$	(1,891)	Transfer of appropriations from Capital Contracts to Capital Equipment for Police Net budget effect is zero
\$	2,000,000	Increase of appropriations for Capital Contracts for Zoo Primate Forest Appropriation increase will be covered by new CZS funding
\$	125,400	Increase of appropriations for Capital Contracts for Zoo Tropical Bear Habitat Renovation Appropriation increase will be covered by new CZS funding
\$	500,000	Increase of appropriations for Capital Contracts for Park Operations Wood Creek Fish Passage project at Bedford Reservation Appropriation increase will be covered by new U.S. EPA grant (\$450,000) and a new NEORSD matching grant (\$50,000)
\$	130,000	Increase of appropriations for Capital Contracts for Park Operations Mill Creek Bank Stabilization at Garfield Park Appropriation increase will be covered by new Great Lakes Commission grant (\$80,000) and a new NEORSD matching (\$50,000)
\$	4,000	Increase of appropriations for Capital Contracts for Zoo Green Initiatives Fund Appropriation increase will be covered by existing restricted fund balance

E \$ 2,755,856 Total increase (decrease) to Capital Construction Expenses

574 CAPITAL EQUIPMENT

\$	27,803	Transfer of appropriations from Capital Construction Expenses to Miscellaneous Capital Equipment for Park Operations Golf Net budget effect is zero
\$	1,891	Transfer of appropriations from Capital Construction Expenses to Vehicle Purchase for Police Net budget effect is zero
\$	10,000	Increase of appropriations for Vehicle Purchase for Police Appropriation increase will be covered by existing general operating fund balance
\$	7,556	Transfer of appropriations from Operations to Miscellaneous Capital Equipment for Park Operations Net budget effect is zero

F \$ 47,250 Total increase (decrease) to Capital Equipment

\$ 2,803,106 TOTAL INCREASE (DECREASE) TO CAPITAL

\$ 2,878,564 GRAND TOTAL - INCREASE (DECREASE) FOR AMENDMENT

**Resolution of Authorization
Land and Water Conservation Fund
Euclid Beach Playground and Pavilion
November 21, 2024**

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the federal Land and Water Conservation Fund grant program, and

WHEREAS, Cleveland Metroparks desires financial assistance under the Land and Water Conservation Fund grant program,

WHEREAS, Cleveland Metroparks desires to construct an accessible nature-based play space and pavilion at Euclid Beach Park in the Euclid Creek Reservation, and

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

That the Board of Park Commissioners of the Cleveland Metropolitan Park District approves filing this application for financial assistance.

That Brian M. Zimmerman 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.

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 and become eligible for reimbursement under the terms of the Land and Water Conservation Fund grant program.

Dan T. Moore, President
Board of Park Commissioners

CERTIFICATE OF RECORDING OFFICER

I the undersigned, hereby certify that the foregoing is a true and correct copy of the resolution adopted by Cleveland Metroparks on the 21st day of November 2024, and that I am duly authorized to execute this certificate.

Brian M. Zimmerman
Chief Executive Officer

**Resolution of Authorization
Northeast Ohio Regional Sewer District
Member Community Infrastructure Program
Cleveland Metroparks Zoo Pump Station Project
November 21, 2024**

WHEREAS, the Northeast Ohio Regional Sewer District through the Member Community Infrastructure Program, administers financial assistance for sewer infrastructure projects to improve regional water quality, and

WHEREAS, Cleveland Metroparks has received notice of an award for financial assistance under the Member Community Infrastructure Program,

WHEREAS, Cleveland Metroparks will rehabilitate an existing pump station at Cleveland Metroparks Zoo with these funds, and

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

That the Board of Park Commissioners of the Cleveland Metropolitan Park District approves accepting this application for financial assistance.

That Brian M. Zimmerman is hereby authorized and directed to execute an agreement with the Northeast Ohio Regional Sewer District and to provide all information and documentation required to enter into an agreement for financial assistance.

That the Board of Park Commissioners of the Cleveland Metropolitan Park District does agree to obligate the funds required to satisfactorily meet the match requirements and complete the proposed project and to become eligible for reimbursement under the terms of the Member Community Infrastructure Program.

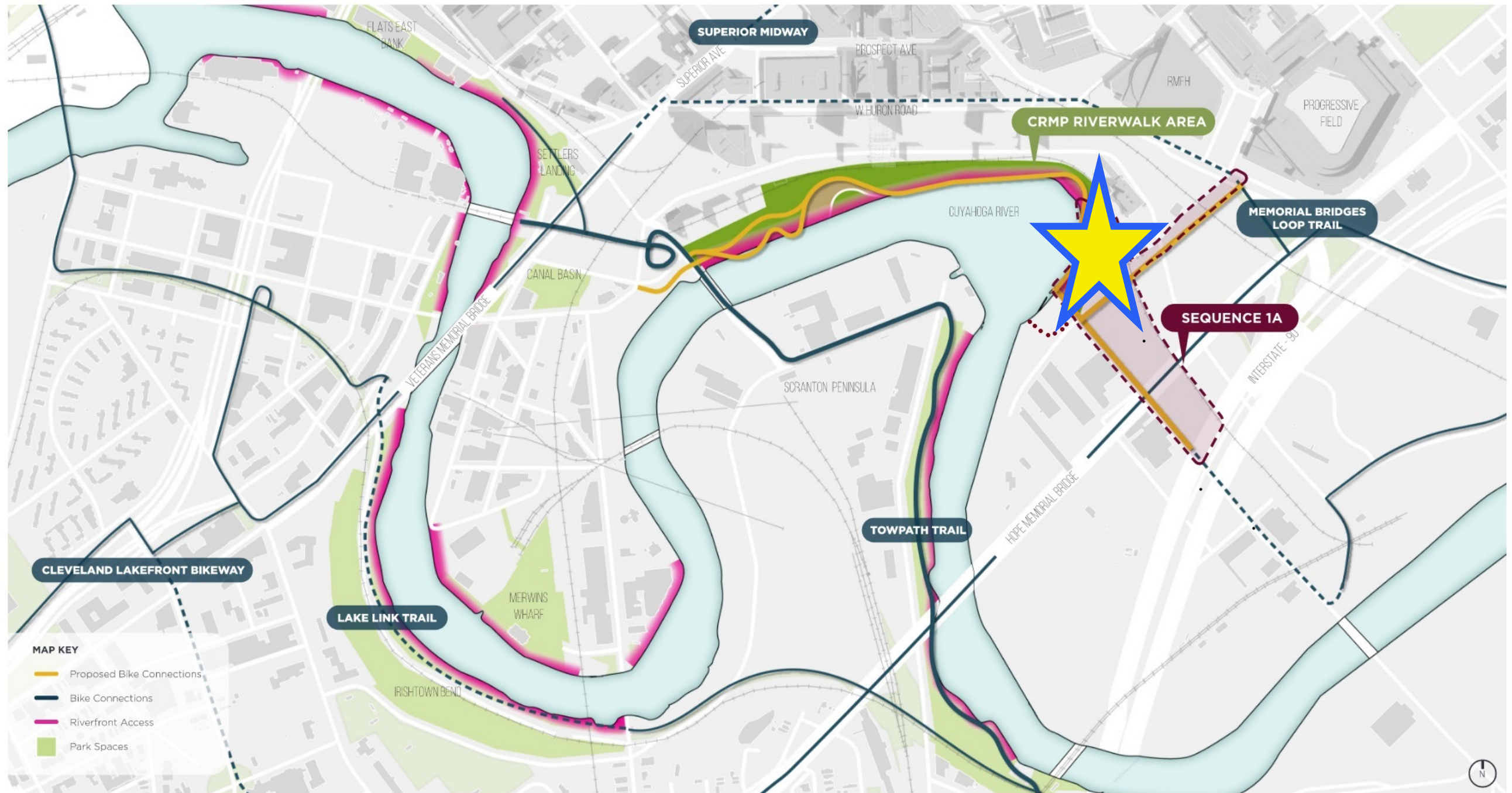
Dan T. Moore, President
Board of Park Commissioners

CERTIFICATE OF RECORDING OFFICER

I the undersigned, hereby certify that the foregoing is a true and correct copy of the resolution adopted by Cleveland Metroparks on the 21st day of November 2024, and that I am duly authorized to execute this certificate.

Brian M. Zimmerman
Chief Executive Officer

SITE DESIGN | Key Riverfront Areas + Connectivity



The Walter H. Drane Company
Summary of Model Changes 2024
Cleveland Metropolitan Park District Regulations

Traffic Code

301.35 School Bus Definition. (Amended) Changes made to terms “child care center” and “type A family child care home”.

303.991 Committing an Offense While Distracted Penalty. (Amended) Includes time limit for fine payment and written evidence. Adds law enforcement officer requirements when ticket or citation issued.

331.33 Stopping for School Bus; Discharging Children. (Amended) Includes reference to municipal ordinance; changes heading of state agency.

331.35 Restrictions on the Operation of School Buses. (Added) Adds restrictions for operating a vehicle used for pupil transportation.

333.10(d) Electronic Wireless Communication Device Use Prohibited While Driving. (Amended) Adjusts penalty provisions including license suspension.

337.16 Number of Lights; Limitation on Flashing, Oscillating or Rotating Lights. (Amended) Includes exception for a vehicle used for emergency preparedness, response and recovery.

337.26 Child Restraint System Usage. (Amended) Changes term “day-care center” to “child care center”.

337.31 Lights and Sign on Transportation for Preschool Children. (Added) Adds requirements for vehicles transporting preschool children.

341.01(b) Commercial Drivers Definitions. (Expands definition of Commercial Drivers License to include “enhanced commercial driver’s license.”)

341.04 Prohibitions for Commercial Drivers. (Amended) Adds additional prohibitions. Addresses out-of-state convictions; proper endorsements on licenses; and strict liability offenses.

341.05 Criminal Offenses for Commercial Drivers. (Amended) Adds additional prohibition. Addresses strict liability offenses.

351.04 Parking Near Curb; Handicapped Locations on Public and Private Lots and Garages. (Amended) Deletes the term “temporary removable windshield placard”.

General Offenses Code

501.01(r) General Provisions and Penalty Definitions. (Amended) Changes heading of state agency.

505.13 Rights of Blind, Deaf or Hearing Impaired, or Mobility Impaired Person, or Trainer with Assistance Dog. (Added) Provides rights for persons with assistance dog.

509.13 Inducing Panic. (Amended) Changes heading of state agencies.

509.16(d) Impeding Public Passage of an Emergency Service Responder. (Amended) Changes reference to ORC section.

513.01 Drug Abuse Control Definitions. (Amended) Changes reference to ORC section and changes heading of state agency.

533.07(b) Procuring; Engagement in Sexual Activity for Hire. (Amended) Amends penalty provisions in subsection (b)(4).

537.03(d)(6)B. Assault. (Amended) Changes heading of state agency.

537.12(a) Misuse of 9-1-1 System. (Amended) Amends definition of “9-1-1 system”.

A RESOLUTION TO APPROVE, ADOPT AND ENACT REVISED RULES AND REGULATIONS OF THE CLEVELAND METROPOLITAN PARK DISTRICT; AND AUTHORIZING THE REQUIRED PUBLICATION.

WHEREAS, there is a need to update and modify the Codified Rules and Regulations of the Cleveland Metropolitan Park District;

NOW, THEREFORE, BE IT RESOLVED by the Board of Park Commissioners of the Cleveland Metropolitan Park District:

Section 1. The rules and regulations of the Cleveland Metropolitan Park District which will be published are hereby revised and approved. One copy of the Codified Rules and Regulations shall be certified as correct by the President of this Board and the Chief Executive Officer of the Cleveland Metropolitan Park District, attached to this resolution as a part hereof, and filed with the permanent resolutions of this Board. All provisions of the Codified Rules and Regulations continue in full force and effect, including such revisions, commencing on and after 12:01 a.m. Eastern Standard Time on December 21, 2024.

Section 2. The Chief Executive Officer of this Board is hereby authorized and directed, in the manner and as provided in Section 731.23, Ohio Revised Code, to cause to be published in the manner required by that Section the revised provisions contained in the Codified Rules and Regulations and to give notice of the approval, adoption and enactment of the changes to the Codified Rules and Regulations except that such publication shall be made in *The Cleveland Plain Dealer* and the *Medina Gazette*.

Section 3. This Board finds and determines that all formal actions of the Board concerning and relating to the adoption of the changes to regulations were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. This resolution shall be effective immediately upon its adoption by this Board, provided that the Codified Rules and Regulations revised by this resolution shall become and be effective from and after 12:01 a.m. Eastern Standard Time on December 21, 2024.

I hereby certify the forgoing to be a true and correct copy of the Resolution which was duly adopted by the Board of Park Commissioners of the Cleveland Metropolitan Park District of Cleveland, Cuyahoga County, Ohio, on the 21st day of November, 2024.

Chief Executive Officer Date

President Date

RESOLUTION NO. 24-11-146

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.

Wire Transfers dated October 11, 2024 in the amount of \$730,988.15

Printed Checks dated October 11, 2024 in the amount of \$553,414.15

Direct Disbursements dated October 18, 2024 in the amount of \$10,196.09

Printed Checks dated October 18, 2024 in the amount of \$846,409.01

Direct Disbursement dated October 25, 2024 in the amount of \$3,993.00

Wire Transfers dated October 25, 2024 in the amount of \$736,095.11

Printed Check dated October 25, 2024 in the amount of \$3,389,773.76

Printed Checks dated November 1, 2024 in the amount of \$979,197.63

Direct Disbursements dated November 8, 2024 in the amount of \$37,310.24

Wire Transfers dated November 8, 2024 in the amount of \$127,794.35

Printed Checks dated November 8, 2024 in the amount of \$988,269.09

Direct Disbursements dated November 12, 2024 in the amount of \$250,000.00

Net Payroll dated September 22, 2024 to October 5, 2024 in the amount of \$1,770,769.34

Withholding Taxes in the amount of \$380,695.10

Net Payroll dated October 6, 2024 to October 19, 2024 in the amount of \$1,762,988.57

Withholding Taxes in the amount of \$387,518.44

Bank Fees/ADP Fees in the amount of \$51,092.15

Cigna Payments in the amount of \$838,189.21

ACH Debits (First Energy; Sales Tax) in the amount of \$210,700.32

JP Morgan Mastercard dated October 1, 2024 to October 31, 2024 in the amount of \$830,490.98

Total amount: \$14,885,884.69

PASSED: November 21, 2024

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION: That the Board of Park Commissioners approves **Resolution No. 24-11-146** listed above.

RESOLUTION NO. 24-11-147

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.

JP Morgan Mastercard-Arborwear dated October 1, 2024 to October 31, 2024 in the amount of \$81.50

Total amount: \$81.50

PASSED: November 21, 2024

Attest: _____

President of The Board of Park Commissioners

Chief Executive Officer

RECOMMENDED ACTION:

That the Board of Park Commissioners approves **Resolution No. 24-11-147** listed above.