



"Countryside Living"

DECEMBER 31, 2013

Chester Township Park District

12701 CHILLICOTHE ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

CHESTER TWP PARK DISTRICT INVENTORY	COST	PURCHASE DATE
2013 Holiday Lighting - Rotary Purchases (receipts attached) - Park Board Custodian of Assets		12/31/2013
2 Volley Ball Court Landscapes Rakes @ \$55.99/ea. (Mulberry Creek Greenhouses)	\$ 111.98	11/2/2013
Chester Township Brackets - CCC memo	N/A	10/10/2013
12 Park District Banners @ \$112.00/ea. (Design Viewpoints)	\$ 1,344.00	5/6/2013
4 - Name Plates @ \$15.00/ea. (Best Trophy)	\$ 60.00	3/21/2014
10 Park Lampposts @ \$199.99/ea. (Costco)	\$ 1,999.90	1/29/2013
Chester Township Park District Stationary & Envelopes (Western Reserve Graphics) approx. 250 sheets/envelopes	\$ 257.50	1/24/2013
Commercial Grade Electrical Cords / Junction Boxes (Peerless Electric)	\$ 900.00	1/18/2013
2012 Holiday Lighting - Rotary Purchases (receipts attached) - Park Board Custodian of Assets	\$ 4,337.98	12/21/2012
6 - 2" polyfoam Volley Ball Pads (United Volleyball Supply, LLC)	\$ 1,159.10	7/13/2012
2011 Holiday Lighting - Reindeer/Sleigh (Home Depot)	\$ 313.02	12/13/2011
Volley Ball Nets (United Volley Ball Supply, LLC)	\$ 1,406.10	7/1/2011
QuickBooks 2010 Edition Software - Outdated Version (purchase price \$112.67)		10/2/2010
Canon LIDE110 Scanner (Amazon)	\$ 59.00	9/27/2010
Radio Shack 10"-75 Watt PA-Speaker	\$ 119.99	2009 Est date
Radio Shack 40-Watt PA Amplifier	\$ 39.95	2009 Est date
Radio Shack Single Channel Microphone	\$ 80.99	2009 Est date
	\$ 12,077.53	

"A PASSION FOR OUR PARKS"

EXHIBIT N1

Master Commissioner Mary Jane Trapp
Thrasher, Dinsmore & Dolan
1400 W. 6th Street, Suite 400
Cleveland, Oh 44113

Dear Ms. Trapp,

I read with interest in a local newspaper that you are requesting comments or concerns on any issues regarding the Chester Township Park located at SR 322 & 306. As an over 20 yr. resident of Chester Township I have watched our park add facilities & have observed various ages of people using the park.

I am writing to you because I am perplexed as to what the problem is? When I have participated in such events at the park, such as the summer concerts, & last year the community picnic, I did notice many improvements have been made over the last few years that seem to be beneficial to all ages. I must commend the Park Board for this.

While I don't know who's responsibilities it is and I do recycle, the only criticism I have in the park area is that when I drop off my recyclables, the area seems to be a dangerous location where cars, adults, & children travel in and out from.

Sincerely,

David W. Gardner

440-729-0296

RECEIVED
JUN 14 1997

EXHIBIT N2

June 17, 2014

Linda L. Gifford
11400 Rust Drive
Chesterland OH 44026

Mary Jane Trapp, Master Commissioner
Thrasher, Dinsmore & Dolan
1400 W. Sixth St, Suite 400
Cleveland, OH 44113

Re: Chester Park Board

Dear Ms. Trapp:

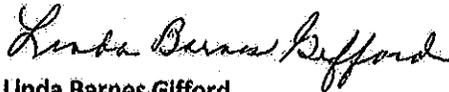
I wanted to respond to your request for comments regarding the Chester Park Board.

As background, I am a fifth generation Barnes family member and have lived in Chester Township my entire life. I served as a Chester Park Commissioner in the 1990's. Most of the "old timers" know the park land was donated back in the 1800's for use as a township park forever. It can never be sold and Chester residents are proud of their park.

The current Park Board has done a marvelous job of maintaining the park and adding new facilities for the enjoyment of the community. Most days the park is enjoyed by mothers with young children playing on the playground equipment and picnicking. During evening hours the volleyball courts are in use by teens and young adults and the lighted baseball fields are always in use for numerous games every night. During the summer months, the free concerts in the gazebo are enjoyed by all ages.

The current Park Board should be commended for their management of the funds available for park use and the Township Trustees should be thankful that those commissioners are doing such a fine job.

Very truly yours,



Linda Barnes Gifford

RECEIVED
JUN 19 2014

EXHIBIT N3

20 June 2014

Mary Jane Trapp, Esq.
Thrasher, Dinsmore & Dolan
100 7th Avenue, Suite 150
Chardon, Ohio 44024-1079

Re: Chester Township Park

Dear Ms. Trapp,

Thank you for the opportunity to express my appreciation for the job that the Chester Township Park Board has done in restoring our Township Park to its current condition.

As a sixty-year resident and long-standing member of the Township Zoning Commission, I am overwhelmed at the dedicated, hands-on work that this Board has accomplished. The Park has never looked better; the facilities are have been expanded and are well maintained; and as a result the Park is in constant use.

The Board has a common sense approach to its mission. They discuss, decide on a solution, execute and monitor. During periods of heavy usage, members of the Board actually check to see that the bathrooms are clean and well supplied; and that the trash is not overflowing. It is this kind of dedication and loyalty to the community that often goes unnoticed. The expenditures of the Board are commensurate with the needs of the community as they relate to Park usage.

Since the Park has become a center of Township recreation, it would be helpful (and safer) if the recycling bins could be moved out of the Park area. Also, the Park Board need storage and a meeting place. The Park Board should be permitted to examine the Henry House which is adjacent to the Park and owned by the Township, for this purpose. It needs repair, but this is a careful Board. If they examined it and found its repair was not practical, they would say so.

Thank you for this opportunity to express my thoughts.

Margaret Muehling

Margaret Muehling
8993 Sherman Road
Chesterland, Ohio 44026-2211
440-729-7879

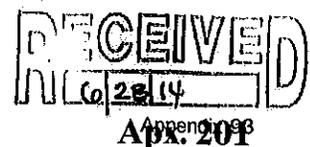


EXHIBIT N4

Mary Jane Trapp

From: Judy Caputo <jcaputochestertwp@hotmail.com>
Sent: Thursday, June 26, 2014 8:50 AM
To: Mary Jane Trapp
Subject: Chester Township Park
Attachments: Dear Honorable Judge Grendell park.doc

Dear Mary Jane,

Attached to this email is a letter concerning the Chester Township Park Board. I felt it was important to get involved and to inform you of some of the history here in Chester Township. Please feel free to forward this on to Judge Grendell and the Park Board members. If you have any questions please call me. Cell# 216-224-9300. Thank you for assisting the Park Board in this issue.

Sincerely,
Judy Caputo
Former Chester Township Trustee

Dear Honorable Judge Grendell,

~~First and foremost I would like to thank you and the Chester Township Park Board both current and past members for your dedication and hard work that everyone has given Chester Township's residents in the beautification and daily maintenance of our park. As a former Trustee for eight years this job has not been an easy task however the transformation has been remarkable.~~

I am writing this letter to hopefully give you an understanding as to the history and issues that the Park Board members have had to go through during the past years. While input and information from the residents of Chester Township is very important here again Ron and Cathy Cotman with the help of their cronies are attempting to destroy and ruin the hard work that has been done or will be done in the future. The Cotmans are extremely good at distortion and deception in there documentation of letter writing when trying to destroy something or someone in their path. This includes attending Park Board meetings where Cathy Cotman drills and intimidates the Board with repeated questions, comments and then in the following meeting uses her notes from former meetings to twist and derail the meeting so that little to nothing gets accomplished. She even went as far in one particular meeting of harassing the park board members and calling a member a liar. The member walked out of the meeting and the meeting needed to be closed.

Below are just a few examples of their attempts over the years:

Over the years as a Trustee the Cotmans have cost the Township's taxpayers thousands of dollars in lost grants, labor, time and public record requests for documentation for their mission.

In one of the past State of Ohio Audits Cathy sent a complaint to the state with nine different accusations, alleging wrongdoings in the Township, when the audit was complete there were no findings to her allegations.

I believe in the year of 2009 or 2010 the Trustees applied for grants to receive funding for the Town Hall parking lot and two grants with Ohio Department of Natural Resources. One of the grants which the township was awarded was for the new pavilion in the park along with the West Geauga High School for their wetlands project. The other grant was for the 80 acre parcel at the north end of the township to start the development of that parcel into a park. Since the Cotmans were opposed to development of that parcel into a park they went as far as to sending a letter to ODNR stating that the Township was deceiving ODNR on our application and for them to award the grant to a different community. This was then followed up by numerous phone calls to them to make sure the Township would not get the grant. I did in fact received a call from ODNR and was told that in the twenty five years of him working for ODNR he had never saw someone work so hard to make sure their community did not receive the grant.

While the Cotmans try to show that they are just concerned residents in the community their continued harassment goes much deeper, like following the Township employees while there are working, to publishing their own news letter to the residents, to spending hours cruising the Township Park and other areas of the Township that work or projects are taking place. Another example was the Marilyn Drive Project. This

project was a Townships 50 year flooding problem that I had worked on for over 2 years with the Geauga County Engineers Office to fix. During the project the Cotmans constantly tried to derail and harass the residents on the street by walking on there property trying to gain access to the project. Signs needed to be posted and they were told by a resident to leave their property or they would file charges. I could go on and on but I think the above demonstrates there creditability and character:

I would like to now address the 26 page document that was prepared by the Cotmans and it is my understanding that it was given in separate private meetings with each of the Trustees and the Fiscal Officer. I take issue with Chairman Radtke that he and the other newly appointed elected officials participated in such round robin private meetings with the Cotmans since Mr. Radtke is currently suing Chester Township, the Chester Township Board of Trustees and the Western Reserve Land Conservancy see case number 13M001076.

This document has never been presented in a public Trustee meeting, yet the Trustees and the Fiscal Officer has used it in making public decisions regarding the townships financial support to the Park Board. As you know the State of Ohio Auditors Office is currently auditing Chester Township for the year of 2013, to which the questions that have arisen as to whether the Park falls under the township audit or not. I will agree that based on this document that the State has clearly failed to even look at all the Townships in Geauga County that receive tax revenues from the Geauga County Auditors office for decades and this needs to be looked into, however the whole basis of this Cotman document was for two reasons, first to stop financial support to the park and secondly to discourage the Park Board members into resignation. Their document does not only address alleged improper accounting issues handled by the Board to outside varies vendors but also and most importantly attacks the volunteer's integrity.

Once again I thank you and your Volunteer Park Board members for continuing to do a wonderful job even under these circumstances. Please contact me for any questions, concerns or additional information.

Sincerely,

Judy Caputo
Former Chester Township Trustee

EXHIBIT N5

Dear Ms. Trapp,

There are a few points I would like to bring to your attention while making the decision. First off, most of the kids here and many more that could not attend, use the volleyball courts/softball field AT LEAST twice a week. I think I speak for everyone when I say our summer would not be the same without having this place available to us. Coming here and playing volleyball is a huge part of our summer and we all thoroughly enjoy using the courts at our leisure. Next, it is very simple to understand that coming here keeps us out of trouble. There are few safer places, if any, around Chesterland being that we are located directly next to the police station. Volleyball occupies us on weekends too. I believe you and the trustees would much rather have all of us next to the police station playing sports than being out partying and getting into trouble. Taking this opportunity away from all of us would be silly and it would ruin our summers. None of us are bad kids and we are just looking to keep the fun, safe things we do around. We would all be very, very grateful if you decided to continue to provide us with Parkside sports.

Signed,



Gino Iacampo

6-26-14

EXHIBIT N6

Mary Jane Trapp

From: venera paoletto <vtp48@hotmail.com>
Sent: Thursday, June 26, 2014 11:38 PM
To: Mary Jane Trapp
Subject: Chester Township Park District 2013 Review

In a room full of people who attended last evenings open park board meeting only 5 who were in attendance were neither: relatives (defense); friends (cronies); business acquaintances (motives).....OBJECTIVE?

Yes, I do know who they all are, Bill Marx, Basista who owns the plaza but lives in Balnbrige, former trustees Mula, Joyce, Caputo, Joe Welss' daughter and her husband, secretary's son, Judith with the Historical Society, all those kids who thought the park was being closed, even Judge Stupica thought the park was being closed.....OBJECTIVE?

As I walked in with a young boy I asked him why he was attending "They're closing the park" was his answer.....OBJECTIVE ?

Have any of these people read what is being reviewed "the public record packet" which was given to the trustees by CONCERNED citizens with whom by the way many agree, so I was taken back by the fact that you named them.....why? Please know that we were not moved by all the touchy feely and patting on the back by the board or the attendees. This is about taxpayer monies and how it is spent. We have never seen a financial report from the park board, past or present. So many claim to have donated yet so much money is being spent?

Chester Township needs an objective review of the current park board....can the taxpayers expect it?

FYI, the trustees have their meetings every other Thursday and today was it. Their meeting began at 3 PM and lasted well after the park board was done with theirs. They requested the park board change their meeting time so they could attend but the park board never responded. Not only that but they are consistently inconsistent with their meetings and at times not at all.

Ven Paoletto
Sent from my iPad.

EXHIBIT N7

Mary Jane Trapp

From: Judy <judyjdog@aol.com>
Sent: Sunday, June 29, 2014 11:17 PM
To: mj@maryjanetrapp.com
Subject: Priorities

Hello, hello, hope all is well.

I do not support spending more money to add to the Chester Township park. If the supporters want to have a private fundraiser, that would be wonderful. Chester Township has other priorities that need addressed.

Additionally, as you may know, Clay Lawrence, Judy Caputo and Mike Joyce gave the 85 acre park away, without discussion or input from the residents who paid for this park with hard earned tax dollars. Not only did we as residents pay \$850,000 for this 85 acre park, but Lawrence, Caputo and Joyce paid the Western Reserve Land Conservancy \$20,000 to take control of this "park"? This issue is unresolved but will be addressed.

And now we are wasting more money on the Mayfield Road & 306 community park and ball field. Maintenance is fine, but the plans to spend more and more money on this project would be a huge mistake.

Thanks,

Judy K. Zamlen-Spotts

Chester Township Road Department Struggling with a \$300,000 deficit...

Something interesting happened at the Thursday, June 26, 2014, Chester Township Park Board meeting.

A typical Park Board meeting draws less than a handful of attendees, however, on this night the room was filled with residents who came to make overwhelmingly emotional and passionate statements praising the life-changing work of Chester Park Board Commissioners Clay Lawrence, Joe Weiss and Lance Yandell. Terri Stupica spoke so fervently about the park, I'm not sure, but I think I heard Kate Smith singing, "God Bless America" in the background.

Tragically, we have lost war heroes in Geauga County, men have given their lives in battle, and families have lost their loved ones in defense of our freedom, but we have not witnessed this type of emotional outpouring or heard such life changing and dramatic statements made about them at a town hall meeting. I attended the funeral of a Geauga County WWII veteran, a man who earned two purple hearts. There were no trustees, residents, or judges at his funeral. There was no meeting held to praise him and thank him for his contribution to our country.

Many residents besides me believe that this Chester Township Park meeting was concocted not only to promote Lance, Joe, and Clay but more importantly to pressure Chester Township Trustees to provide a blank check for Chester park spending. The sad truth is that Chester Township is struggling with a \$300,000 deficit left by former Trustees Mike Joyce, Judy Caputo, and Clay Lawrence. The Chester Road Department is in desperate need of more funding, and I am certain a new road levy is in the offing. Why would we spend more money on a cash-cow park project when a vital department needs funding?

I think that if Clay Lawrence, Joe Weiss, and Lance Yandell want to be recognized for their efforts, those who turned out for Thursday's meeting to praise them may be able to provide a very lovely certificate of appreciation signed by Mike Joyce, Pat Mula, Judy Caputo, Terri Stupica, and perhaps some well-meaning others. Such a certificate presented by such dignitaries must be worth its weight in gold.

Judy K. Zamlen-Spotts
11113 Chillcothe Road
Chesterland, Ohio 44026
440-729-1218

EXHIBIT N8

12870 Opalocka
Chesterland, OH 44026

June 26, 2014

Master Commissioner Mary Jane Trapp
Thrasher, Dinsmore & Dolan
1400 W. 6th Street Suite 400
Cleveland, OH 44112

Dear Master Commissioner Trapp,

I have attending numerous Park Board meetings, and was present at the Park Board meeting on 0-6-26-2014. I had hoped this meeting, along with all Park Board meetings, would have been taped. I attended meetings this year and yet my name and questions are not found in the minutes. I look at the park notes for 2014 and see there is a selection of information from the meetings. When a meeting ends with the board stating, "we have bills to pay," but no mention to whom or how much, where is the transparency? Other commissions use the town hall and the taping system, they do not.

I heard testimony during the evening supporting the park commissioners and their efforts. Some were relatives, some were contractors and other stake holders in the community. Some in the audience even stated that they were in attendance because they heard the park would have to be closed. The review should not be based on emotions and should be focused on the examination of the bid process and how the tax payer's money is spent. The atmosphere at this meeting was not supportive for those with financial questions.

At tonight's meeting, there was dismay expressed that the Board of Trustees asked the Park Board for information and records. The members of the Board of Trustees are voted in by Chester Township residents, and one of their duties is to keep an eye on our tax dollars. They have every right to ask for information and financial records. When the Park Board spends a good amount of money on a baseball field, and then turns around a year or so later and wants to spend another good amount of money to make it into a *different* type of ball field, one has to question if there is foresight and planning. Again, the Board of Trustees has every right to question their financial records.

Thank you for considering my concerns.

Respectfully submitted,

Mark L. Lovequist

Mark L. Lovequist



EXHIBIT N9

Mary Jane Trapp

From: dal lanese <lanesedal@gmail.com>
Sent: Tuesday, July 01, 2014 5:06 PM
To: Mary Jane Trapp
Subject: park board meeting.
Attachments: Mary Jane.doc

Mary Jane,

Attached is my letter regarding the June 26 meeting. Thank you.

Dal Lanese

Mary Jane,

My concerns regarding the Chester Park Board have to do with financial management.

During 2012 and 2013, the board spent nearly \$320,000 and then said it needed another \$100,000 in 2014. In my opinion, it has been too much, too fast.

I also have concerns about whether the procedures that were followed for selecting suppliers/contractors and administering payment to them were proper. Has the board complied with the requirements of the agreement that created it, as well as the applicable Ohio law? Chester Park Board is a public entity spending public funds and needs to operate by the associated rules as well as follow sound financial practices. I sincerely hope that your review will fully address this concern. For me, the end doesn't justify the means.

It was obvious to me that people attending your June 26 hearing were either misinformed about the planned future for Parkside Park, were friends/relatives of the board or had personal biases toward certain citizens or current Chester elected officials. Please be sensitive to this fact as you finalize your review findings.

Near the end of the June 26 hearing, you indicated that public input would significantly affect your review conclusions. I will again render my opinion that the input you received last Thursday totally missed the real issues.

Once again, the problem for me, and I believe most of Chester, is not whether we like the park or how it looks. Furthermore, we know people have worked hard, and we appreciate it. Our concern is about the controllership/management of tax dollars and the rate of spending on the park.

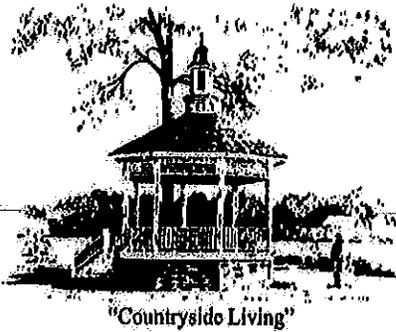
I'm hopeful that you will objectively review the facts and not be overly influenced by the emotions.

Sincerely,

Dal Lanese

(Mary Jane - I know you recognize me by face but may not know my name. I'm a member of the Chagrin Valley Woman's Club and the one you occasionally encounter at grocery stores)

EXHIBIT N10



Chester Township Park District

12701 CHILLICOTHE ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

June 26, 2014

SIGN-IN SHEET

Print Name	Address	Signature
Judy Caputo	12982 LYNN DR	<i>Judy Caputo</i>
Pat Mula	8345 Commercial Dr	<i>Pat Mula</i>
MIKE JOYCE	12195 RESERVE DR	<i>Mike Joyce</i>
JOHN W. RALPH	P.O. BOX 468 CHARDON	<i>John W. Ralph</i>
KINDA & GAYLE GIFFORD	11400 RUST DRIVE	<i>Kinda Gifford</i>
Susie Szabo	7370 Martingale Dr.	<i>Susie Szabo</i>
EUGENE P. DI FRANCO	7613 PEGHAM DR.	<i>Eugene P. Di Franco</i>
Brianne Sexton	13397 LAKEWOOD DR.	<i>Brianne Sexton</i>
Callaway Susor2	11906 Meadowridge Dr.	<i>Callaway Susor</i>
Frederic Anger	7690 Appleblarain Ln	<i>Frederic Anger</i>
Michael Duffy	11341 Winding Brook Ln	<i>Michael Duffy</i>
Wayne Della Williams	12371 Valley View Dr	<i>Wayne Della Williams</i>
Tom Basista	West Geauga PLAZA	<i>Tom Basista</i>
ROD BASISTA	West Geauga Plaza	<i>Rod Basista</i>
Maureen Mooney	12776 Manchester Dr. Chester	<i>Maureen Mooney</i>
Abbey Bixler	13035 Caves Road	<i>Abbey Bixler</i>
DULAN LONG	13035 CAVES RD	<i>Dulan Long</i>
TERRI JAMPICA	844 Sherman Rd	<i>Terri Jampica</i>
Wendy Weiss Acker	8228 Mayfield Rd	<i>Wendy Weiss Acker</i>
Frederick Schwab	11259 Lake Forest	<i>Frederick Schwab</i>
Karen Quast	11490 KRISTINE DR	<i>Karen Quast</i>

"A PASSION FOR OUR PARKS"

EXHIBIT O

TOWN CRIER

June 26: Chester Township Park Board Meeting

7 p.m.

The Chester Park Board will hold a regular public meeting at Fire Station No. 11 behind the town hall.

In attendance will be Mary Jane Trapp, master commissioner, appointed by Geauga County Probate/Juvenile Court Judge Tim Grendell.

The purpose of the master commissioner's attendance will be to listen to any issues or concerns about the Chester park district.

The time allotted for this part of the agenda is 30 minutes. Written submissions to the master commissioner are welcomed and may be presented at the meeting or may be mailed to her before the meeting to the following address: Master Commissioner Mary Jane Trapp, Thrasher, Dinsmore & Dolan, 1400 W. 6th St., Suite 400, Cleveland, OH 44113.

June 26-28: Most Holy Trinity Church Rummage Sale

10 a.m.-6 p.m. Thursday and Friday,
9 a.m.-3 p.m. Saturday

Join for Most Holy Trinity Church's rummage sale at 8549 Mayfield Road.

Furniture, gently used clothing, antiques, collectibles, piano, antique desk, washer/dryer and much more.

Homemade stuffed cabbage dinners for take-out, Noodles with cabbage, hot dogs and baked goods.

June 27: Food Pantry

10 a.m. to noon

The Food Pantry at Chester Christian Center A/G Church, 11815 Chillicothe Road, Chester Township, is open to the public.

Open to anyone who is in need of food. Do not need to be a member of the church to attend. Call 440-729-6203 for more information.

June 27: WG Alumni Reunion

Graduates of Chester, Russell and West Geauga schools are invited to attend the 134th annual alumni reunion at the Kirtlander Party Center, 9270 Chillicothe Road, Kirtland. Social time will start at 5

years will be honored as well. The guest speaker is sure to bring back memories for each attendee by sharing experiences with teachers and fellow students.

Prepaid reservations by June 20 are a must. Call Linda, 440-729-2932, for more information.

June 28: Kitty Paw Looza

11 a.m.-4 p.m.

Rescue Village is currently overrun with cats and kittens. To make way for the hundreds of felines still on its waiting list, Geauga Humane Society's Rescue Village will be holding Kitty Paw Looza at its shelter, located at 15463 Chillicothe Road.

The shelter will be bringing in over 50 adoptable kittens for the much anticipated event. All kittens 6 months and under are only \$50 (reg. \$95). Adult cats are only \$5.

Be sure to stay for the raffle, craft and activities, and ice cream truck.

For more information, call us at 440-338-4819 ext. 19, or email marketing@geaugahumane.org

July 5: Tent Troupe 2014

Tent Troupe, the only traveling summer tent theater in America, will make one visit to Northeast Ohio at St. Mark Lutheran Church, 11900 Chillicothe Road, Chester Township.

A special children's matinee entitled "Folktales, Fables and Fun" will begin at 1:30 p.m. There will be classic animal stories and songs as well as special short stories written and adapted by "American Girl" author Valerie Tripp to capture the attention of a wide range of ages from pre-school through the elementary grades.

At 7:30 p.m. the troupe will perform Robert Fulghum's "All I Really Know I Learned in Kindergarten," adapted by Ernest Zulla. While light and entertaining, it has much to say about how people live their lives from day to day.

Both shows are free of charge. A free will offering will be taken. It will be held rain or shine. Call 440-285-0782 for more information.

July 19: Welcome New Member Night

Appendix 222

PRICED TO SELL

ute deal

Federal Grants and Loans Available for Those Who Qualify

Day and Evening Classes

DENTAL ASSISTANT

MEDICAL ASSISTANT

MEDICAL SECRETARY

PHARMACY TECHNICIAN

EXHIBIT P



Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

Division of Parks & Recreation

David Payne, Chief

2045 Morse Road - C3

Columbus, OH 43229-6693

Phone: (614) 265-6561 Fax: (614) 261-8407

RECEIVED

DEC 27 2011

December 22, 2011

TOWNSHIP HALL⁷

Mr. Michael Joyce
Chester Township
12701 Chillicothe
Chesterland, OH 44026

Re: NatureWorks Project# GEAU-021; Parkside Park

Dear Mr. Joyce:

Please find enclosed your executed copy of the above-mentioned agreement. You may begin the project, but we ask that you first review the NatureWorks Procedural Guide on our web site at: <http://ohiodnr.com/default/tabid/11089/Default.aspx>

On the site you will see our procedural guides for development and acquisition. If you have any questions after reviewing the applicable procedural guide please contact me at yvette.helm@dnr.state.oh.us or 614-265-6899.

Sincerely,

Yvette Helm, MBA, MPM
Program Administrator
Ohio Department of Natural Resources
Division of Parks

COPIES TO:

- BOT
- FIS
- RD
- PD
- Z
- BZA
- ZC
- PARK
- ADM
- ASST

RECEIVED

DEC 27 2011

NATUREWORKS LOCAL GRANT PROGRAM
STATE/LOCAL PROJECT AGREEMENT

TOWNSHIP HALL

The State of Ohio, represented by the Ohio Department of Natural Resources (ODNR), and Chester Township (hereinafter referred to as the Local Agency, grantee, recipient) agree to provide an outdoor recreation improvement project as follows:

Parkside Park

GEAU-021

- A. The Local Agency agrees to develop a shelter/picnic area at Parkside Park.

The Local Agency signatory to this NatureWorks State/Local Project Agreement agrees to complete this project on or before December 31, 2012.

The project period shall begin with the date of approval of the project agreement or the effective date of a waiver of retroactivity and shall terminate at the end of the stated or amended project period unless the project is completed or terminated sooner in which event the project shall end on the date of completion or termination.

This agreement will terminate June 30, 2012, at which time the Ohio Department of Natural Resources may unilaterally renew this agreement by means of a letter of notification from the Ohio Department of Natural Resources subject to appropriation and renewal of the funds by the State of Ohio. This agreement shall be valid and enforceable only if in the event this agreement extends in time beyond the current biennium, funds are appropriated and the Director of the Office of Budget and Management certifies that there is a balance in the appropriation not previously obligated to pay existing obligations.

The Local Agency agrees to (1) perform in compliance with the terms, promises, conditions, construction plans, specifications, estimates, procedures, maps, and assurances set forth in the Project Proposal; and shall secure compliance with all applicable federal, state and local laws and regulations; (2) promptly submit to the State of Ohio, such reports and documents as the Ohio Department of Natural Resources may request; (3) report any and all income gained on the property or facilities during the project period; (4) operate, maintain, and keep for public recreation the property or facilities acquired or developed pursuant to this agreement, and refrain from conversion unless a proposed change is approved by the State of Ohio; (5) the Local Agency shall establish a separate special account for the funds for the acquisition and/or development of the property. The State reserves the right to audit this special account, either during or after completion of the Project; and (6) prominently display a NatureWorks acknowledgment sign at the site or facility acquired or developed with NatureWorks Local Grant Fund assistance.

The project period shall begin with the date of approval of the project agreement or the effective date of a waiver of retroactivity and shall terminate at the end of the stated or amended project period unless the project is completed or terminated sooner in which event the project shall end on the date of completion or termination.

- B. The State of Ohio hereby agrees to (1) obligate the Local Agency funding assistance not to exceed **\$15,410.00** from Ohio's fiscal allocations made available under the provisions of Amended Substitute House Bill 790, Ohio Revised Code, Section 1557.06, the NatureWorks Local Assistance Grant Program; (2) upon receipt of tangible proof of actual eligible costs paid by the Local Agency in performing this agreement, reimburse the Local Agency funds equal to no more than seventy-five percent of such eligible costs.
- C. Obligations of the State of Ohio are subject to the provisions of the Ohio Revised Code Section 126.07 which provides that the Director of Budget and Management must certify that there is a balance in the appropriation which may satisfy the contractual obligation.
- D. The State of Ohio and the Local Agency mutually agree to perform this agreement in accordance with the policies and procedures set forth by the Ohio Department of Natural Resources, and the guidelines set forth in the NatureWorks Local Assistance Grant Program Procedural Guide. Failure to comply with or show sufficient progress in complying may result in the termination of this agreement. In the event of termination all unused funds shall be retained by the State.

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DEC 27 2011

TOWNSHIP HALL

- E. The project sponsor affirmatively represents and warrants to the State that neither it nor any of its contractors are subject to a finding for recovery under R.C. 9.24, or that it has taken appropriate remedial steps required under R.C. 9.24 or otherwise qualifies under that section. The Project Sponsor agrees that if this representation and warranty is deemed to be false, the Contract shall be void *ab initio* as between the parties to this contract, and any funds paid by State hereunder shall be immediately repaid to the State, or an action for recovery may be immediately commenced by the State for recovery of said funds.
- F. **Declaration Regarding Material Assistance/Nonassistance to a Terrorist Organization.** Pursuant to R.C. 2909.33, the Local Agency represents and warrants that: (1) Contractor has not provided material assistance to an organization listed on the Terrorist Exclusion List of the State Department of the United States; and (2) the Local Agency has obtained a current copy of the Terrorist Exclusion List; and (3) the Local Agency truthfully has answered "No" to every question on the Ohio Department of Public Safety's form "Declaration Regarding Material Assistance/Nonassistance to a Terrorist Organization". If this representation is deemed false, this Agreement is void *ab initio* and the Local Agency immediately shall repay to the State any and all funds paid under this Agreement. Information and forms concerning the Declaration may be found at: <http://www.homelandsecurity.ohio.gov/dma.asp>
- G. **Ethics.** The Local Agency by signature on this document certifies that it: (1) has reviewed and understands the Ohio ethics and conflict of interest laws as found Ohio Revised Code Chapter 102 and in Ohio Revised Code Sections 2921.42 and 2921.43, and (ii) will take no action inconsistent with those laws. The Local Agency understands that failure to comply with Ohio's ethics and conflict of interest laws is, in itself, grounds for termination of this Agreement and may result in the loss of other contracts or grants with the State of Ohio.
- H. Property acquired or developed with assistance from the NatureWorks Program will be retained and used for public recreation purposes. The property and/or facilities will be kept open for general public use during reasonable hours and during appropriate seasons of the year, according to the type of use occurring on the site. Use of the property and/or facilities will not be changed from that approved when NatureWorks assistance was obtained without prior written approval from ODNR.
- I. The property will be operated and maintained so as to be safe, attractive, and inviting to the public. Sanitation and sanitary facilities will be maintained to comply with applicable state and local health standards. Buildings, recreation and support facilities, and other improvements will be kept in reasonable repair throughout their estimated life expectancy to prevent undue deterioration.
- J. Any new facility constructed on an area purchased or developed with NatureWorks funds will, whenever possible, be designed to accommodate people with disabilities. The facility will be made available to all persons regardless of race, color, religion, sex, national origin, military status, handicap, age or ancestry. Any modifications to existing structures will also include handicap accessible design considerations. It is understood that this requirement is applicable to any construction occurring on a NatureWorks assisted area, regardless of the funding source for the improvement.
- K. User fees charged for facilities acquired or developed with NatureWorks funds will be reasonable for all users and will not create unfair competition with private enterprises offering similar services. Excess revenues from user fees at the project site will be returned to the public in the form of expanded facilities or services at the funded site.
- L. All new or replacement utility lines on land purchased or developed with NatureWorks assistance will be placed underground.
- M. Discrimination on the basis of residence, including preferential fees, reservations, membership systems, is prohibited, except to the extent that reasonable differences in admission or other fees may be maintained on the basis of residence. Compliance with federal, state, and local laws pertaining to non-discrimination in employment practices, facility and area use, minimum wages, conflict of interest, solicitations for contract bids, bid awards, etc., will be met at all times. No person will be discriminated against or be excluded from participating in any program or activity on the grounds of race, color, religion, sex, national origin, military status, handicap, age or

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DEC 27 2011

TOWNSHIP HALL

ancestry,

- N. The Local Agency will cause work on the project to be commenced within a reasonable time after receipt of notification that funds have been approved and assure that the project will be prosecuted to completion with reasonable diligence.
- O. The Local Agency will require the facility to be designed to comply with the Architectural Barriers Act of 1968 (Public Law 90-480), DOI Section 504 Regulations (43 CFR Part 17). The Local Agency will be responsible to ensure compliance with these specifications by the contractor.
- P. The Local Agency will comply with the terms of Title II and Title III, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646), 94 Stat. 1894 (1970), and O.R.C. Section 163 for all real property acquisitions, and where applicable shall assure that these requirements have been complied with for property to be developed with assistance under the project agreement.
- Q. The project sponsor affirmatively represents and warrants to the State that neither it nor any of its contractors are subject to a finding for recovery under R.C. 9.24, or that it has taken appropriate remedial steps required under R.C. 9.24 or otherwise qualifies under that section. The project sponsor agrees that if this representation and warranty is deemed to be false, the Contract shall be void *ab initio* as between the parties to this contract, and any funds paid by State hereunder shall be immediately repaid to the State, or an action for recovery may be immediately commenced by the State for recovery of said funds.
- R. The Local Agency by signature on this document, certifies that it: (I) has reviewed and understands the Ohio ethics and conflict of interest laws as found in Ohio Revised Code Chapter 102 and in Ohio Revised Code Sections 2921.42 and 2921.43, and (II) will take no action inconsistent with those laws. The Local Agency understands that failure to comply with Ohio's ethics and conflict of interest laws is, in itself, grounds for termination of this Agreement and may result in the loss of other contracts or grants with the State of Ohio.

In witness whereof, the parties hereto have executed this agreement as of the date entered below:

STATE OF OHIO DEPARTMENT OF
NATURAL RESOURCES:

Local Agency
Chester Township

David Payne, Chief
Division of Parks
As Designee For:
James Zehringer, Director

Date

12/20/11

By

(Signed)

Chairman Chester Twp.

Title

2011-59. Mrs. Caputo moved to approve and sign the resolution of authorization for the Nature Works grant application for improvements to Parkside Park. Mr. Joyce seconded. Roll call vote: Mrs. Caputo, yes; Mr. Lawrence, yes; Mr. Joyce, yes. Motion passed.

2011-61. Mrs. Caputo moved to approve the Resolution of Authorization whereas the State of Ohio through the Ohio Dept. of Natural Resources, administers financial assistance for public recreation purposes through the state of Ohio NatureWorks Program, and whereas Chester Township desires financial assistance under the NatureWorks Program. Now, therefore, be it resolved by the Chester Township: 1) That the Chester Township approves filing an application for financial assistance. 2) That Michael Joyce, Chester Township Trustee is hereby authorized and directed to execute and file an application with the Ohio Dept. of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance. 3) That the Chester Township does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Program. Mr. Lawrence seconded. Roll call vote: Mrs. Caputo, yes; Mr. Lawrence, yes; Mr. Joyce, yes. Motion passed.

2011-939. Mrs. Caputo moved to approve and sign the Nature Works Project Agreement GEAU-021 to accept a grant in the amount of \$15,410.00 for the development of a shelter/picnic area at Parkside Park. Mr. Lawrence seconded. Mrs. Caputo, yes; Mr. Lawrence, yes; Mr. Joyce, absent. Motion passed.



Ohio Department of Natural Resources

JOHN K. KASICH, GOVERNOR

DAVID M. BROWN, DIRECTOR

NATUREWORKS 2011 APPLICATION ADJUSTMENT FORM

Applicant (Community Name/County) Chester Township, Geauga County

Contact Person and Phone Number Michael Joyce, 440.477.3509

Project Title "Parkside Park"

Will your Project Scope Need to be Reduced Due to the Change in Available Funding

Yes X No

If you answered yes, please Detail what Elements will be reduced:

Removed grading of volley ball courts \$ 5,200.00

Removed material for construction of volley ball court \$ 11,210.00

Removed construction of volley ball court \$ 3,200.00

If you answered yes, please provide the Revised Project Cost and Grant Request Amount

Original Project Cost \$ 42,020.00 Revised Project Cost \$ 27,100.00 ^{27,100.00} ~~42,020.00~~ Jmc (1/3/11)

Original Grant Request \$ 35,020.00 Revised Grant Request \$ 15,410.00

The required signature from an authorized official of your agency (this is determined by you) below officially notifies our office of the adjustments to be made to your 2011 NatureWorks application that we are considering.

Michael Joyce
Authorized Official

MICHAEL JOYCE
Authorized Official (print name)

6-13-2011
Date

EXHIBIT Q

joeljrlaw@roadrunner.com

From: "Michael Joyce" <mjtrustee@hotmail.com>
To: "Matt Scharver" <mscharver@crwp.org>; "Joe Wiess" <joeljrlaw@roadrunner.com>
Co: "Judy Caputo" <jcaputochestertwp@hotmail.com>; "Ken Radtke" <kradtke@chestertwp.org>; "Mary Lou F" <chesteradmin@adelphia.net>
Sent: Tuesday, April 03, 2012 9:14 AM
Subject: RE: NatureWorks Grant Info
To All:

We do have a set of plans for two (2) different size shelters that were given to Chester from a licensed architect, Mr. Beck if memory serves. The drawings were given to Chester as a way of "giving back" to the communities that his company serves. Both structures can be seen at Munson's park on US 322, I think the park is called "River View" or something like that. I may be able to get Mr. Beck to make slight changes, if you wish. I will get copies of the plans to you shortly.

I would like to see the Park Side Park moving forward as soon as possible. Please keep the BOT updated. A formal presentation and request for funds would be helpful at this junction.

Thanks,

Mike J

From: mscharver@crwp.org
To: joeljrlaw@roadrunner.com
CC: mjtrustee@hotmail.com; jcaputochestertwp@hotmail.com; KRadtke@chestertwp.org; chesteradmin@adelphia.net
Subject: NatureWorks Grant Info
Date: Mon, 2 Apr 2012 16:12:28 -0400

Hi Joe,

Per our phone conversation I am attaching Chester Township's 2011 NatureWorks application for the picnic shelter and picnic tables at Parkside Park. The application contains the original budget. The budget was adjusted in June 2011 by the Trustees following a request from ODNR. I am attaching the revised budget for your reference. The NatureWorks grant only covers the picnic shelter and picnic tables (6 total).

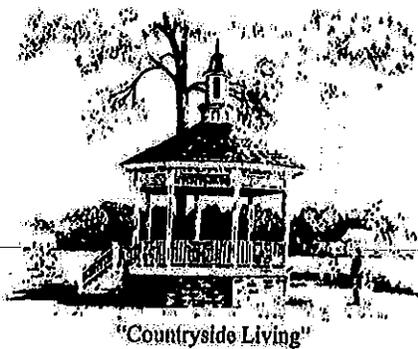
Dameyon Shipley is the ODNR Natureworks grants administrator and he should be able to answer any of your grant administration/reporting questions. His contact information is below.

Dameyon M. Shipley
 Recreation Services Administrator
 Phone: 614-265-6646
 Fax: 614-267-4764
Dameyon.Shipley@dnr.state.oh.us

If you have any questions, please feel free to contact me.

Regards,
 Matt

EXHIBIT R



Chester Township Park District

12701 CHILlicothe ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

COMMISSIONERS:

Todd Bidwell

Joseph Weiss, Jr.

Lance Yandell

February 7, 2013

Project Name	Estimated Cost
1 Playground Completion	25,000
2 Ball Field Renovation (Outfield)	25,000
3 Holiday Lighting	5,500
4 Parking Lot Expansion (labor & materials)	5,000
5 Horseshoe Driveway Gravel - New Pavilion	2,000
6 Staining / Painting (labor & materials)	17,000
7 Gutters & Downspouts - New Pavilion	300
8 Pavilion Repair - Horse Shoe Pit Area	6,000
9 Horseshoe Pit Repairs	1,000
10 Lighting Walkway Area & Park	6,000
11 Electric Relocation Expense	8,000
12 Maintenance	18,000
13 Perennial Gardeners	1,000
14 Hanging Flower Baskets	1,000
15 Park Banners	2,400
16 Barbeque Grills	1,300
17 Flag Pole	4,000
Total Projected 2013 Project Expenditures	128,500

EXHIBIT S

CHESTER TOWNSHIP PARK DISTRICT DONATIONS 2013

PARK BENCH DONOR LIST					
Date	Contributor	\$	Check #	Installation Date	Deposit Date
(1) 3/22/2013	Mr. Thomas Basista West Geauga Plaza, LLC 18355 Bent Tree Lane Chagrin Falls, Ohio 44023	500	43	Summer 2013	4/2/2013
(2) 3/29/2013	Mr. Joseph H. Weiss, Jr. 8228 Mayfield Road Chesterland, Ohio 44026	500	1345	Summer 2013	4/2/2013
(3) 4/4/2013	Albino Family Guido's Pizza Haven 12775 Chillicothe Road Chesterland, Ohio 44026	500	370	Summer 2013	4/27/2013
(4) 4/18/2013	Eastside Dog and Cat Hospital, Inc Dr. Mark Rutman, President 8399 Mayfield Road Chester Plaza Chesterland, Ohio 44026	250	26705	Summer 2013	4/27/2013
(5) 4/15/2013	Loretta Paganini School of Cooking c/o Emil P. Paganini, MD 8613 Mayfield Road Chesterland, Ohio 44026	500	31261	Summer 2013	4/27/2013
(6) 5/1/2013	Top Gun Supply, LLC P.O. Box 23 Chesterland, Ohio 44026	500	5065	Summer 2013	5/30/2013
(7) 5/2/2013	Perennial Gardeners of Chesterland c/o Sue Mills 11660 Caves Road Chesterland, Ohio 44026	500	0838	Summer 2013	5/30/2013
(8) 5/12/2013	Lions Club of Chesterland, Inc. P.O. Box 311 Chesterland, Ohio 44026	500	2472	Summer 2013	5/30/2013
(9) 5/28/2013	University Hospitals c/o LouAnn Marx & Stephanie DiFranco 3605 Warrensville Center Road Shaker Heights, Ohio 44122-5203	500	1342719	Summer 2013	5/30/2013
(10) 7/12/2013	Mr. Bill Marx Chesterland Auto Body & Service Inc. 8032 Mayfield Road Chesterland, Ohio 44026	500	48043	Summer 2013	8/5/2013

CHESTER TOWNSHIP PARK DISTRICT DONATIONS 2013

Date	Contributor	\$	Check #	Installation Date	Deposit Date
(11) 7/29/2013	Mrs. Wendy Weiss-Asher 8228 Mayfield Road #6B Chesterland, Ohio 44026	500	1604	Summer 2013	8/5/2013
(12) 7/19/2013	Mr. John Karlovec The Legal News Publishing Company Daily Legal News 2935 Prospect Avenue Cleveland, Ohio 44115-2688	500	72522	Summer 2013	8/5/2013
(13) 8/15/2013	Mr. Tom Shankell and Mr. Jim Lewis Storage Park 8634 Mayfield Road Chesterland, Ohio 44026	500	2527	Summer 2014	9/27/2013
(14) 11/08/2013	Mr. Kenneth Radtke 12865 Sperry Road Chesterland, Ohio 44026	500	000	Summer 2014	11/8/2013
(15) 12/26/2013	Mr. Donald Yert DRY Center Building LLC 320 Center Street, P.O. Box 980 Chardon, Ohio 44024-0980	500	3955	Summer 2014	1/21/2014
(16) 3/24/2013	Mr. Dan Smith Consolidated Investment Corp. 8 North State Street Painseville, OH 44077	500	38010	Summer 2014	3/26/2014
PARK PROJECTS RENOVATION DONOR LIST					
Date	Contributor	\$	Check #	Installation Date	Deposit Date
9/26/2013	The HF Group, LLC c/o Mr. Jay Fairfield 8844 Mayfield Road Chesterland, OH 44026	150	110915		11/8/2013

CHESTER TOWNSHIP PARK DISTRICT DONATIONS 2013

FLAG POLE DONOR LIST					
Date	Contributor	\$	Check #	Installation Date	
3/15/2013	Mr. Thomas Basista West Geauga Plaza, LLC 18355 Bent Tree Lane Chagrin Falls, Ohio 44023	500	436	Summer 2013	4/2/2013
3/21/2013	Mrs. Judy Caputo-Rogaski 12982 Lynn Drive Chesterland, Ohio 44026	500	6602	Summer 2013	4/2/2013
3/22/2013	Mr. Bill Marx, Chesterland Auto Body & Service Inc. 8032 Mayfield Road Chesterland, Ohio 44026	500	4762	Summer 2013	4/2/2013
4/26/2013	Mr. and Mrs. John D. Powers Philiou Building #202 6189 Mayfield Road Cleveland, Ohio 44124	500	5290	Summer 2013	4/27/2013
8/16/2013	Mr. Donald Yert DRY Insurance Group 320 Center Street, P.O. Box 980 Chardon, Ohio 44024-0980	500	12393	Summer 2013	4/27/2013

EXHIBIT T



Chester Township Park District

12701 CHILlicoTHE ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

"Countryside Living"

ANNUAL PARK DISTRICT BUDGET

CHESTER TOWNSHIP, GAUGA COUNTY

From the Board of Commissioners of the Chester Township Park District

To the Township Trustees:

The Board of Park Commissioners of said Park District hereby submits its annual Budget for the year commencing January 1, 2014 for consideration of the County Budget Commission, pursuant to Section 6709.30 of the Ohio Revised Code.

Peggy Vitale, Administrative Assistant
Date: July 9, 2013

RECEIVED

JUL 15 2013

Frank J. Gilha
Gauga County Auditor

COMPARATIVE AND ESTIMATED STATEMENT OF RECEIPTS, EXPENDITURES, AND FUND BALANCES

PURPOSE	FOR 2011 ACTUAL	FOR 2012 ACTUAL	FOR 2013 ESTIMATED	FOR 2014 BUDGET
GENERAL FUND				
CASH BALANCE, January 1st	\$ 4,246.84	\$ 4,018.68	\$ 10,304.81	\$ 5,272.81
PRIOR YEAR ENCUMBRANCES				
RECEIPTS:				
TAXES:				
Chester Twp *	44,000.00	130,410.00	150,000.00	75,000.00
State/County	14,466.47	15,515.53	15,266.00	15,500.00
DONATIONS:				
FEES:	300.00	325.00	400.00	500.00
OTHER (SPECIFY)				
Interest/Misc	2.53	1.03	2.00	
Insurance Reimbursement	670.00			
TOTAL RECEIPTS:	\$ 59,439.00	\$ 146,251.56	\$ 165,668.00	\$ 91,000.00
TOTAL RECEIPTS & BALANCE	\$ 63,685.84	\$ 150,270.24	\$ 175,972.81	\$ 96,272.81
EXPENDITURES:				
GENERAL	\$ 15,038.26	\$ 9,600.36	\$ 18,000.00	\$ 26,395.00
PERSONAL SERVICES	2,712.05	3,357.03	4,500.00	3,600.00
CAPITAL IMPROVEMENTS	39,489.80	117,833.74	125,000.00	40,000.00
RESERVE FUND				
FACILITY/PROGRAM EXPENSE				
MAINTENANCE *	1,421.55	8,174.30	20,000.00	19,200.00
DONATIONS	1,000.00	1,000.00	1,000.00	1,000.00
VANDALISM	5.50		2,200.00	300.00
TOTAL EXPENSES	\$ 59,667.16	\$ 139,965.43	\$ 170,700.00	\$ 90,495.00
	FOR 2011 ACTUAL	FOR 2012 ACTUAL	FOR 2013 ESTIMATED	FOR 2014 BUDGET
CASH BALANCE, December 31st	\$ 4,018.68	\$ 10,304.81	\$ 5,272.81	\$ 5,777.81
RESERVE Fund Balance	\$ 2,068.49	\$ 2,070.71	\$ 2,072.00	\$ 2,075.00
LESS ENCUMBRANCES				
UNENCUMBERED BALANCE, December 31st	\$ 6,087.17	\$ 12,375.52	\$ 7,344.81	\$ 7,852.81

14,439.00
21,107.17

1,107.17 =
6,781.81

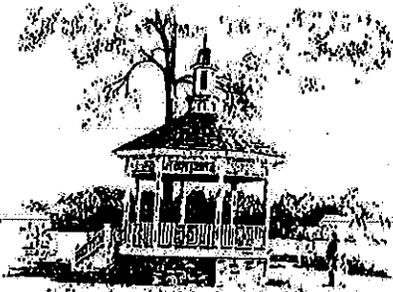
* Chester Township pays \$10,000 for Seasonal Maintenance Staff for 2012 & 2013

Chester Township Park District Commissioners

Todd Bidwell
Joe Weiss, Jr.
Lance Yandell

"A PASSION FOR OUR PARKS"

EXHIBIT U



"Countryside Living"

Chester Township Park District

12701 CHILlicoTHE ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

FY2014 Beginning Balances / FY2013 Chester Township Park District Actual | 12/31/13

PURPOSE	FOR 2013 ACTUAL
GENERAL FUND	
CASH BALANCE, January 1st, 2013	12,375.52
PRIOR YEAR ENCUMBRANCES	
RECEIPTS:	
TAXES: Chester Twp	150,000.00
State/County	14,678.08
FEES:	350.00
OTHER: Interest/Misc	9,652.79
TOTAL RECEIPTS	174,680.87
TOTAL RECEIPTS & BALANCE	187,056.39
EXPENDITURES:	
GENERAL	16,300.43
PERSONAL SERVICES	4,422.49
CAPITAL IMPROVEMENTS	119,876.79
RESERVE FUND	3,223.50
MAINTENANCE	20,876.38
DONATIONS	4,000.00
TOTAL EXPENSES	178,699.59
	FOR 2013 ACTUAL
CASH BALANCE, December 31, 2013	8,356.80
RESERVE FUND BALANCE	3,223.50
LESS ENCUMBRANCES	780.00
UNENCUMBERED BALANCE, December 31, 2013	10,800.30

RECEIVED

FEB 21 2014

Frank J. Gliha
Geauga County Auditor

To the Chester Township Trustees:

The Board of Park Commissioners of Chester Township Park District hereby submits the actual balances for the year commencing January 1, 2014 for consideration of the County Budget Commission, pursuant to Section 5705.30 of the Ohio Revised Code.

Respectfully Submitted by,
Peggy Vitale, Administrative Assistant of the Board

CHESTER TOWNSHIP PARK DISTRICT COMMISSIONERS

Clay Lawrence *Clay Lawrence* Date 2/20/14
 Joe Weiss, Jr *Joe Weiss, Jr* Date 2/19/14
 Lance Yandell *Lance Yandell* Date 2/20/14

"A PASSION FOR OUR PARKS"

EXHIBIT V

CHESTER PARK DISTRICT

REQUISITION

DATE: 9/27/2012

To the Board of Commissioners of Chester Park District, Chester Township, Ohio

The following AMOUNT is requested in PAYMENT to:

Ohio Department of Natural Resources

SPECIFICATIONS:

Nature Works sign for pavilion \$90.00

ck 1677

Signed: [Signature]

Signed: [Signature]

Title: Paul Comm

Title: Commissioner

EXHIBIT W

MINUTES of CHESTER TOWNSHIP PARK DISTRICT
Meeting date: September 27, 2012

o Baseball Field Renovation

Mr. Eugene DiFranco has been working to revamp the infield as the weather permits over the past month. An extra drain was added behind home plate and grading along the fence lines and around the backstop to allow water to shed properly. Work involves grading of the entire infield including around bases and fences, shortening the infield by 6 inches to the proper dimensions and installing baseball infield mix and soil conditioner. Mr. DiFranco will maintain the field for the first year to ensure the proper upkeep is performed. Todd Bidwell will correspond with Mr. DiFranco on the progress of the baseball field renovation.

o Holiday Lighting / Decoration Purchases

Joe Weiss, Jr. confirmed with Rotarian representative, Mr. Larry Corbus, that the Rotary will assume the full holiday lighting/decoration project.

Joe Weiss, Jr. made a motion for the Park District to fund the Rotary their requested amount of \$3,000.00 for the purchase of holiday lighting and decorations as deemed appropriate by the Rotary for the corner of route 306 & route 322. *All approved. Motion carried.*

NEW BUSINESS:

o Park Bench Purchases

No updates on the park benches were given at this meeting.

o Park Maintenance

Proposals for the park landscape maintenance will be solicited. A copy of the work description will be emailed to Mr. Eugene DiFranco.

o Invoices Paid

Check Number	Amount	Vendor Paid
1675	\$675.00	The Pruning Co., LLC
1676	\$187.77	Margaret Vitale
1677	\$90.00	ODNR-Division of Parks

•Total paid invoices amounted to \$952.77

Motion: Moved by Ron Downs to pay invoices as voucher. All approved. Motion carried.

o Dumpster Removal

During the August 23rd Chester Township meeting, the Park Commissioners requested the Trustees to consider relocation of the dumpsters for safety concerns and the overall park aesthetics. Trash is often left by residents alongside the dumpsters when they are filled to capacity or when recycle items are too large to fit within the dumpster. An email was received by Mr. Gary Paoletto voicing his concern of the possibility of relocating the dumpsters to Herrick Drive and the extra traffic that would inhibit the Police Department besides making the neighborhood look worse. The second fire station, located north on 306 is being considered as the new location for the dumpsters although several issues by the Trustees need to be worked out before the dumpsters are moved.

EXHIBIT X

Zimmerman, Charlotte

From: Chester Township Park District <chestertwppark@roadrunner.com>
Sent: Wednesday, March 19, 2014 7:32 PM
To: Zimmerman, Charlotte
Cc: cl80@roadrunner.com; Joseph H. Weiss Jr.; 'Lance S Yandell CDT'
Subject: Chester Township Park District - DONATION
Attachments: Consolidated Investment Corp - Dan Smith.pdf

Hi Charlie,

I am submitting this donation paperwork received by the Chester Twp Park Board for the purchase of a park bench by Dan Smith of Consolidated Investment Corp. to Judge Grendell for his review and approval. Thank you!

Respectfully,

Peggy Vitale, Admin. Assistant
Chester Township Park District
12701 Chillicothe Road
Chesterland, OH 44026
chestertwppark@roadrunner.com
440.382.4683

SCANNED &
EMAILED TO
PEGGY VITALE
ON 3/29/14



Chester Township Park District

12701 CHILICOTHE ROAD CHESTERLAND, OHIO 44026

440-729-7058

www.chestertwp.org

COMMISSIONERS:

Clay Lawrence
Joseph Weiss, Jr.
Lance Yandell

January 6, 2014

Mr. Daniel D. Smith
Consolidated Investment Corporation
8 North State Street
Painesville, Ohio 44077

Dear Mr. Smith,

Thank you for requesting information on the Parkside Park Bench Donation Program. The enclosed brochure on the Park Bench Donation Program has a photo of the actual bench to be installed. The cost including a memorial plaque is \$500 and payment should be made to Chester Township Park District. I am contacting you to follow up on your request to purchase a park bench for our spring 2014 installation.

This donation will provide you the opportunity to dedicate a bench in our beautiful Township Park and a 7" x 3" plaque will be mounted on the top slat of the bench back to recognize your contribution as requested. The plaques are made of colored aluminum for elegance and durability. Enclosed is an example of a plaque design for your consideration. Please email to me your desired information or artwork for your plaque at chestertwppark@roadrunner.com or you may return the bottom portion of the following page with your plaque information details. Thank you!

With Our Sincere Gratitude,

Peggy Vitale, Admin. Assistant
Chester Township Park District

Commissioners:

• Clay Lawrence • Joseph Weiss, Jr. • Lance Yandell

*Approved
Judge Tom Yandell
3-20-14*

"A PASSION FOR OUR PARKS"

MR. DANIEL D. SMITH,

Please return this page or just the bottom portion if you are interested in purchasing a park bench and include your acknowledgement information in the enclosed envelope or you can email your information to chestertwppark@roadrunner.com. **NOTE:** Names, logos, photos, clip art can be placed on the plaque. (University Hospitals acknowledgement plaque has been included as an example). If you have any questions contact Peggy Vitale at 440-382-4683. Thank you!



University Hospitals
Geauga Medical Center



Acknowledgement Information

Please include the following names, logos, photos, clip art on the plaque acknowledgement:

THE MERCHANTS
OF
CHESTER SQUARE
SHOPPING CENTER

OR, I wish to have my gift remain anonymous.

CONSOLIDATED INVESTMENT CORPORATION

8 NORTH STATE STREET
PAINESVILLE, OHIO 44077

FIRST MERIT BANK
First Merit Bank

66-551412

38010

PAY TO THE ORDER OF
***** FIVE HUNDRED AND 00/100 DOLLARS

Chester Township Park District
12701 Chillicothe Road
Chesterland, Oh 44026

DATE
02/03/14

AMOUNT
\$500.00*****

⑈038010⑈ ⑆041200555⑆ ⑆5721000715⑈



DATE: 02/03/14 CR#: 38010 TOTAL: \$500.00***** BANK: firstmi - First Merit Bank
PAYEE: Chester Township Park District (Chesterp)

Property Account Invoice Description
Cic 6020 01062014

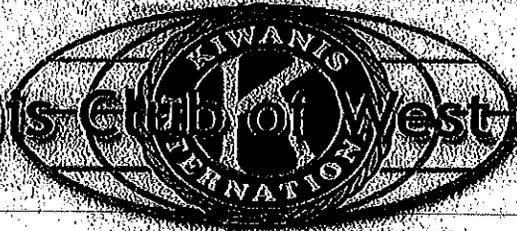
Amount
500.00
500.00

*Approved
Daryl T. Smith
3-20-14*

CONSOLIDATED INVESTMENT CORPORATION

EXHIBIT Y

Kiwanis Club of West Geauga



Community Services Committee

Dear Chester Township Park Commissioners,

I am pleased to inform you that

The Kiwanis Club of West Geauga Board of Directors
has approved \$250.00 for the Parkside Restroom
Refurbishment Project.

Mr. Dave Puruczky

Community Service Committee Chairman

Rich A. Levine

Treasurer

A handwritten signature in black ink, appearing to be 'RAL' or similar, written over the printed name and title.

RAL



PO Box 7000
 ROP-460
 Providence RI 02940



1-866-262-4249
 Call Charter One's PhoneBank anytime for
 account information, current rates and
 answers to your questions.

Commercial Account
 Statement

1 OF 5

Beginning August 01, 2013
 through August 31, 2013

CHESTER TOWNSHIP PARK DISTRICT
 12701 CHILLICOTHE RD
 CHESTERLAND OH 44026-2634

Commercial Checking

US759 21 1

SUMMARY

Balance Calculation

Previous Balance	40,772.75
Checks	17,012.71 -
Debits	.00 -
Deposits & Credits	1,292.19 +
Current Balance	25,052.23 =

CHESTER TOWNSHIP PARK DISTRICT
 Business Green Checking
 139000-173-4

You can waive the monthly maintenance fee of \$9.99 by maintaining an average daily balance in your account of \$2,000 or making 5 qualifying transactions.

Your average daily balance used to qualify this statement period is: \$33,460

Your number of qualifying transactions this statement period is: 21

A Non Profit waiver is active on your account so monthly maintenance fees are not currently being assessed.

Previous Balance

40,772.75

TRANSACTION DETAILS

Checks* There is a break in check sequence.

Check #	Amount	Date	Check #	Amount	Date
1809	150.00	08/02	1820	16.00	08/30
1810	475.00	08/01	1821	2,653.74	08/27
1811	160.00	08/01	1822	1,063.20	08/26
1812	291.18	08/08	1824*	1,936.87	08/27
1813	23.10	08/07	1825	64.00	08/26
1814	24.97	08/06	1826	320.00	08/26
1815	1,936.87	08/08	1827	180.00	08/29
1816	360.00	08/05	1828	300.00	08/26
1817	3,548.45	08/12	1829	290.00	08/28
1818	437.33	08/02	1830	1,850.00	08/27
1819	930.00	08/12			

⊖ Total Checks
 17,012.71

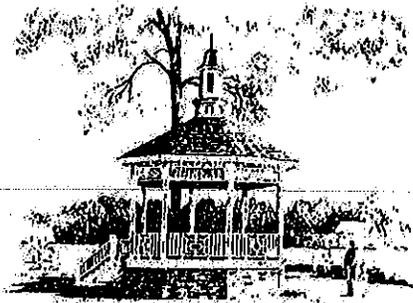
⊕ Total Deposits & Credits
 1,292.19

⊖ Current Balance
 25,052.23

Deposits & Credits

Date	Amount	Description
08/22	1,292.19	Deposit

EXHIBIT Z



"Countryside Living"

Chester Township Park District

12701 CHILLICOTHE ROAD, CHESTERLAND, OHIO 44026

(440) 729-7058

COMMISSIONERS:

Todd Bidwell

Ronald Downs

Joseph Weiss, Jr.

July 6, 2012

NOTIFICATION OF:

THE CHESTER TOWNSHIP PARK DISTRICT

SPECIAL MEETING – BUDGET HEARING

DATE: THURSDAY, JULY 12th, 2012

TIME: 7:00 pm

**LOCATION: Geauga West Library
13455 Chillicothe Road
Chesterland, Ohio 44026**

Contact the Park Administrative Assistant at 440-729-7058 with any questions.

EXHIBIT AA

VENDOR PAYMENTS

1. PLAY & PARK STRUCTURES:

Item	Invoice #	Amount	Shipped Date	Invoice Date	Check#	Check Date	Cleared
Playground Equipment	29548	\$24,126.18	9/28/12	9/30/12	1683	10/18/12	11/07/12
Playground Equipment	30515	\$35,296.65	4/20/13	4/23/13	1761	5/6/13	5/10/13
Park Benches	30974	\$2,655.74	6/21/13	6/21/13	1803	7/2/13	7/12/13
Park Benches	31726	\$2,655.74	7/29/13	7/29/13	1821	8/22/13	8/27/13
		\$64,734.31					

2. H&M LANDSCAPE:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Pavilion Construction	15597	\$10,209.50	8/7/12	1661	8/9/12	8/10/12
Pavilion Construction	15827	\$10,290.50	8/30/12	1669	9/5/12	9/21/12
Permits	15828	\$257.81	8/30/12	1672	9/20/12	10/2/12
Landscape Enhancements	16408	\$10,800.93	9/30/12	1684	10/18/12	10/23/12
Volleyball Sand Barrier	17400	\$3,920.08	9/30/12	1689	11/21/12	11/23/12
Volleyball Sand Barrier theft replacement	17903	\$1,560.00	17903	1754	5/6/13	5/7/13
Landscape Garden/Stone	21195	\$3,665	8/22/13	1832	9/12/13	9/17/13
		\$40,703.82				

3. DIFRANCO LANDSCAPING:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Baseball Infield	PS BL DIAMO	\$21,240.00	10/18/12	1668	11/21/12	11/29/12
Baseball Infield final payment	PS BL DIAMO	\$2,360.00	10/18/12	1760	5/6/13	5/9/2013
2013 Field Prep/Drag	31502	\$2,480.00	10/8/13	1846	10/21/13	11/6/13
		\$26,080.00				

ELECTRICAL VENDOR PAYMENTS

1. PEERLES ELECTRIC:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
BB Field Repairs	13663	\$1,589.00	6/27/12	1643	6/28/12	7/2/12
VB Lighting 25%	Email 7/12/12	\$6,162.50	7/12/12	1651	7/12/12	7/13/12
VB Lighting 42%	13766	\$10,353.00	8/27/12	1663	9/5/12	9/11/12
VB Lighting 33%	13815	\$8,134.50	9/18/12	1674	9/20/12	9/25/12
Electric repairs gazebo & playground	13877	\$225.00	10/16/2012	1686	10/18/12	10/23/12
Pavilion lights / electrical wiring	13892	\$925.00	11/1/12	1697	11/29/12	12/4/12
Holiday Lighting	1/18/13 memo	\$1,450.00	1/18/13	1713	2/7/13	2/13/13
Flagpole Light Repair	14047	\$720.00	12/27/12	1716	2/27/13	3/5/13
Holiday Lighting	1/18/13 memo	\$1,450.00	1/18/13	1723	3/13/13	3/19/13
Gazebo Roping	14190	\$605.00	4/1/13	1740	4/17/13	4/22/13
Holiday Electric	1/18/13 memo	\$900.00	1/18/13	1749	5/6/13	5/7/13
Equipment Buyout						
Inspection	14376	\$110.00	6/28/13	1807	7/2/13	7/15/13
BB Field Light Repair	14375	\$657.50	6/28/13	1807		
ChesterFest	14484	\$320.00	8/16/12	1826	8/22/13	8/26/13
BB Light Head	14520	\$1,395.00	9/17/13	1842	10/1/13	10/1/13
Holiday Lighting/ Cords	14585	\$1,500.00 \$500.00	11/25/13	1860	12/18/13	12/23/13
		\$36,996.50				

2. CHESTERLAND ELECTRIC:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Gazebo repairs / pavilion security light	2731	\$678.57	3/17/13	1725	3/21/13	3/26/13
Parking Lot Expansion	2758	\$4,500.00	5/13/13	1774	5/16/13	5/22/13
Parking Lot Expansion	2774	\$3,750.00	5/22/13	1787	6/13/13	6/24/13
Men's Room Light	2830	\$291.80	7/20/13	1812	7/31/13	8/8/13
Fluorescent Light Pop Machine	2820	\$290.00	7/2/13	1829	8/22/13	8/28/13
		\$9,510.37				

3. HI-LITE MAINTENANCE:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Flagpole Installation	53605	\$3,065.00	4/17/13	1755	5/6/13	5/9/13

4. ELECTOLITE:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Banner Installation I1	48662 48669	\$2,841.65	3/18/13 4/1/13	1737	4/17/13	4/22/13

TREE VENDOR PAYMENTS

1. INSPEYERED TREE SERVICE:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Tree trimming Full day of pruning with bucket truck that was supposed to take place in 2011, never occurred due to rain and soft ground conditions	8141	\$2,400.00	8/1/12	1657	8/9/12	8/15/12
Tree trimming removed 4 large conifers by VB courts & 8 diseased deciduous trees	8154	\$3,360.00	9/6/12	1671	9/20/12	9/27/12
		\$5,760.00				

2. APEX LAND MANAGEMENT:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Plant 10 Norway Spruce / Clear brush near PD & VB courts	1/22/2013	\$1,265.00	1/22/13	1709	1/24/13	1/25/13
Stump grinding north of new VB courts	4/15/2013	\$425.00	4/15/2013	1781	5/18/13	5/21/13
		\$1,690.00				

3. THE PRUNING COMPANY, LLC:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
Pruning / Consultation	Jan 2012	\$390.00	1/31/12	1621	2/2/12	
Pruning / Inspection	Sept 2012	\$675.00	9/20/12	1675	9/27/12	10/4/12
Pruning / Consultation	Dec 2012	\$330.00	12/26/12	1702	1/3/13	1/7/13
Bid Assistance	Mar 2013	\$1,237.50	3/20/13	1728	3/21/13	3/28/13
Pruning / Inspection	May 2013	\$1,252.50	5/12/2013	1769	5/16/13	5/24/13
Pruning / Consulting	Jul 2013	\$930.00	7/31/13	1819	7/31/13	8/12/13
		\$4,815.00				

BASEBALL FIELD MAINTENANCE

1. BART ALCORN:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date
BB Field Prep	6/1/10	\$625.00	6/1/10	1473	6/8/10
BB Field Prep	4/22/11	\$1,884.00	4/22/11	1561	5/2/11
BB Field Prep	4/30/11	\$125.00	4/30/11	1554	6/6/11
BB Field Prep	7/12/12	\$650.00	7/1/12	1646	7/12/12

THE PRUNING COMPANY - RFP

2. DAVE ALLEN:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date
RFP in Chesterland News			12/15/10		
RFP RESULTS			2/8/11		
D. ALLEN MEMO - EST			3/2/11		
Pruning / Planting / Admin	4/4/11	\$1,350.00	4/4/11	1548	5/2/11
Pruning / Planting memorial tree	6/24/11	\$1,150.00	6/24/11	1563	6/27/11
SEE ABOVE FOR REMAINING DETAILS					

PARK GROUNDS MAINTENANCE

3. LAND & SITE:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
April Maintenance	2013-24	\$1,936.87	4/30/13	1756	5/6/13	5/8/13
Installation of shrub bed	2013-38	\$420.00	5/10/13	1776	5/16/13	5/23/13
May Maintenance	2013-64	\$1,936.87	5/30/13	1791	6/13/13	6/26/13
Fire Station Patio installation / Additional Park Maintenance	2013-73	\$2,425.00	5/31/13	1792	6/13/13	6/26/13
June Maintenance	2013-96	\$1,936.87	6/29/13	1815	7/31/13	8/6/13
July Maintenance	2013-126	\$1,936.87	7/31/13	1824	8/22/13	8/27/13
August Maintenance	2013-155	\$1,936.87	8/30/13	1834	9/12/13	9/16/13
September Maintenance	2013-188	\$1,936.87	9/30/13	1849	11/13/13	11/18/13
October Maintenance	2013-240	\$1,936.87	10/31/13			
Henry House work		\$90.00				
November Maintenance	2013-263	\$1,936.87	11/30/13	1867	1/23/14	1/27/14
		\$18,429.96				

4. PROFESSIONAL HOUSE CLEANING SERVICES:

Item	Invoice #	Amount	Invoice Date	Check#	Check Date	Cleared
4/22/13-5/13/13	Statement	\$315.00	5/16/13	1780	5/16/13	5/22/13
5/16/13-5/31/13	Statement	\$330.00	5/31/13	1794	6/12/13	6/24/13
Toilet paper holder / soap dispenser 6/3/13-6/28/13	19657	\$119.97	6/28/13	1808	7/9/13	7/10/13
6/30/13-7/29/13	Statement	\$450.00	6/30/13			
August Cleaning	Various	\$437.33	7/29/13	1818	7/31/13	8/2/13
		\$180.00	8/2/13- 8/12/13	1827	8/22/13	8/29/13
August Cleaning	Various	\$325.00	8/16/13- 8/30/13	1837	9/12/13	9/18/13
September Cleaning	Various	\$360.00	9/6/13- 9/30/13	1844	10/1/13	10/2/13
October Cleaning	Various	\$180.00	10/4/13- 10/25/13	1851	11/13/13	11/18/13
November Trash	21701	\$45.00	11/14/13	1861	12/18/13	12/24/13
		\$2,742.30				

5. MARGARET VITALE:

Item	Hourly Rate	Annual Hours CLAIMED	Annual Amount	# Checks Written	ANNUAL HOURS VOLUNTEERED
2011 Secretarial Fees	\$13.25	205	\$2,712.00	79	120
2012 Secretarial Fees	\$13.75	244	\$3,357.00	84	168
2013 Secretarial Fees	\$15.00	295	\$4,422.50	164	168

Work out of my home, with no set hours or set daily tasks

Year	Month	Day	Time	Location	Activity	Remarks
1950	Jan	1	08:00	Field	Survey	Initial survey points
1950	Jan	15	09:00	Field	Survey	Continuation of survey
1950	Jan	30	10:00	Field	Survey	Final survey points
1950	Feb	1	11:00	Field	Survey	Check previous points
1950	Feb	15	12:00	Field	Survey	Additional survey points
1950	Feb	30	13:00	Field	Survey	Complete survey work

Year	Month	Day	Time	Location	Activity	Remarks
1950	Mar	1	14:00	Field	Survey	Start of new section
1950	Mar	15	15:00	Field	Survey	Progressing survey
1950	Mar	30	16:00	Field	Survey	Finalizing survey
1950	Apr	1	17:00	Field	Survey	Reviewing data
1950	Apr	15	18:00	Field	Survey	Additional measurements
1950	Apr	30	19:00	Field	Survey	End of survey period

The following table shows the results of the survey work conducted during the period from January 1, 1950, to April 30, 1950. The data is presented in a tabular format for clarity.

Section	Start Date	End Date	Total Distance	Average Speed
Section 1	Jan 1	Jan 30	10.5 miles	0.35 mph
Section 2	Feb 1	Feb 30	12.0 miles	0.40 mph
Section 3	Mar 1	Mar 30	15.0 miles	0.50 mph
Section 4	Apr 1	Apr 30	12.5 miles	0.42 mph
Total	Jan 1	Apr 30	50.0 miles	0.42 mph

The survey work was completed as planned, with all necessary data points collected and recorded. The average speed of the survey team was maintained throughout the period.



Chester Township

Founded 1861

12701 CHILLICOTHE ROAD CHESTERLAND, OHIO 44026

(440) 729-7058

FAX (440) 729-3679

FISCAL OFFICER

Craig S. Richter

BOARD OF TRUSTEES

W.L. Bud Kinney
Michael J. Petrucciello
Ken Radtke, Jr.

December 12, 2014

Chester Township Park Board
12701 Chillicothe Road
Chesterland, OH 44026

Re: Meeting Request with Chester Township Board of Trustees

Dear Chester Township Park Board:

The Chester Township Board of Trustees received the November 26, 2014 Judgment Entry Findings of Fact Conclusions of Law issued by the Geauga County Probate Court. Although we have asked our legal counsel to file an appeal of the Judgment Entry Findings of Fact Conclusions of Law to protect Chester Township, we would like to work with you to finalize the 2015 Park Board Budget and Funding.

The Judgment Entry addresses, among other things, the budget and funding of the Park Board moving forward. As you know, in July, 2014, the Board of Trustees approved \$75,000.00 for the Park Board as part of the overall 2015 budget for Chester Township. In August, 2014, the Geauga County Budget Commission approved Chester Township's 2015 budget. To date, the Park Board has not requested any budgetary increase from the Board of Trustees.

In the spirit of cooperation and collaboration, the Chester Township Board of Trustees ("Board of Trustees") would like to hold a joint public meeting of the Board of Trustees and the Chester Township Park Board ("Park Board") to discuss the Park Board's 2015 budget and funding. The Board of Trustees would prefer to hold this public meeting before the end of 2014, but if that is not feasible, another mutually agreeable date is desired.

A list of proposed 2014 meeting dates are:

December 23, 2014 (preferred)

December 18, 2014

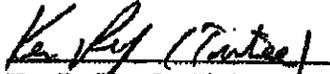
December 22, 2014

December 29, 2014

The meeting would occur at Chester Town Hall at 7:00 pm.

Please let the Board of Trustees know when the Park Board is available. Thank you in advance.

Respectfully,


Ken Radtke, Jr., Chairman


Ward Kinney, Trustee


Mike Petruziello, Trustee

cc: Master Commissioner Mary Jane Trapp
Craig Richter, Chester Township Fiscal Officer

NOTICE OF APPEAL

Geauga County Court of Common Pleas, Probate Division

FILED
COMMON PLEAS COURT

(ENTER NAME OF TRIAL COURT)
In the Matter of: Chester Township Park District,
on behalf of the Chester Township Board of Trustees, Trial Court No. 84PC000139

014 DEC 12 PM 2:52

Plaintiff-Appellant

DEC 12 2014
DENISE M. KAMINSKI
CLERK OF COURTS
GEAUGA COUNTY

Court of Appeals No.

PROBATE-JUVENILE
DIVISION
14003212

- vs -

Chester Township Park District Board of Commissioners,

Defendant-Appellee.

Notice is hereby given that (name each Appellant) the Chester Township Board of Trustees

appeals to the Eleventh District Court of Appeals from the trial court Judgment Entry time-stamped November 26, 2014
(describe it and attach a copy of each Judgment Entry being appealed)

Judgment Entry Findings of Fact Conclusions of Law

- Check here if court-appointed and attach copy of appointment and Financial Disclosure/Affidavit of Indigency.
- Check here if any co-counsel for Appellant and attach a separate sheet indicating name, address, telephone no. and fax no.

TRANSCRIPT OF PROCEEDINGS INFORMATION - App. R. 9(B)
Counsel or Appellant is responsible for obtaining required information from Court Reporter at the time of filing the Notice of Appeal if a transcript will be ordered.

- I have ordered a complete transcript from the court reporter
Estimated completion date: _____ Estimated number of pages: _____
- I have ordered a partial transcript from the court
Estimated completion date: _____ Estimated number of pages: _____
- A statement pursuant to App. R. 9(C) or (D) is to be prepared in lieu of a transcript.
- Videotapes to be filed. See App. R. 9(A) or (B)
- No transcript or statement pursuant to either App. R. 9(C) or (D) is necessary.
- Transcript has been completed and already made part of the record.

See brief template on this court's website for direction regarding form - www.11thcourt.cc/trumbull,oh.us

December 12, 2014

Date

Signature of Attorney or Appellant

James R. Flalz

Name

231 Main Street, Suite 3A

Address

Chardon, Ohio 44024

City, State, Zip Code

0075242

Atty. Regls. No.

440.279.2100

440.279-1322

Telephone No.

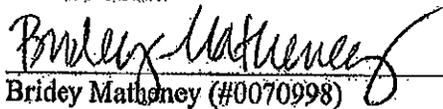
Fax No.

james.flalz@gcpao.com

E-Mail Address

ADDITIONAL INFORMATION REGARDING TRANSCRIPT OF PROCEEDINGS

On Monday, December 8, 2014 and again on Wednesday, December 10, 2014, the undersigned communicated with the Geauga County Probate Court and was informed that no transcript, no audio recording, and no video recording exists at the Geauga County Probate Court of the August 25, 2014 hearing of the Geauga County Probate Court which took place in Chester Township, Ohio. As a result of this communication, the undersigned intends to supplement the record on appeal with a copy of the video recording and a transcript of the audio recording of that August 25, 2014 hearing of the Geauga County Probate Court.


Bridget Mathoney (#0070998)
Co-Counsel for Appellant
Chester Township Board of Trustees

CO-COUNSEL INFORMATION

Bridey Matheney
231 Main Street, Suite 3A
Chardon, Ohio 44024
Attorney Registration Number 0070998
440.279.2100
440.279.1322 (Fax)
Email: bridey.matheney@gcpao.com

Co-counsel for Appellant
Chester Township Board of Trustees

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

FILED
IN COMMON PLEAS COURT

2014 DEC 15 PM 12:45

IN THE MATTER OF:

CHESTER TOWNSHIP PARK DISTRICT

) CASE NO. 84 PC 139 PROBATE-JUVENILE
) DIVISION
) GEAUGA COUNTY, OHIO
) JUDGE TIMOTHY J GRENDALL
)
) JUDGMENT ENTRY

On December 15, 2014, this matter came on for hearing on the Motion to Stay filed by the Chester Township Trustees (the "Trustees") along with the Trustees' premature Notice of Appeal of this Court's NOT final appealable November 26, 2014 Findings of Facts and Conclusions of Law. Present were Lance Yandell; Peggy Vitale; Joseph Weiss; Assistant Prosecutor, Bridey Matheney, attorney for the trustees; Ward Kinney; Mike Petruziello; Albert Parker; Ruth Philbrick; Clay Lawrence.

Pursuant to R.C. 1545.05 and 1545.06, this Court appoints and has the authority to remove Chester Township Park Board members and to oversee the Park District. Since 1984, this Court has maintained an open case (Case No. 84PC139) for those purposes. This Court has subject matter jurisdiction to hear this matter in that ongoing, open case.

In March 2014, the Chester Township Park District's Board brought to this Court's attention a copy of a document titled "Chester Township Park District 2013 Review" ("Review"), which called into question the conduct of the Township Park District's Board. Because of the Review, the Trustees withheld funds for the Park District in March 2014.

This Court had and has jurisdiction to hear this matter pursuant to R.C. Section 1545.06, which authorizes this Court to remove members of the Chester Township Park District Board on the Court's own motion.

To facilitate the Court's duties under R.C. 1545.06, the Court appointed former Eleventh District Court of Appeals Judge Mary Jane Trapp as Master Commissioner to investigate the matters raised by the Review. Master Commissioner Trapp filed a 252 page report, with recommendations. Jim Flaiz, Geauga County Prosecutor, indicated his agreement with this process to Joseph Weiss, Chairman of the Township Park Board.

Master Commissioner Trapp discovered that the Trustees, in 2002, improperly terminated the dedicated inside millage funding for the Chester Township Park District. This interfered with the Park Board's funding authority under R.C. 1545.20. Master Commissioner Trapp also found

that the Trustees, in the past, entered into an agreement that, in part, contravenes and conflicts with the prior order of then Geauga County Probate Court Judge Lavrich creating the Chester Township Park District. That agreement attempts to circumvent or improperly limit the statutory authority of the Park Board and the independent nature of the Park District as a separate governmental entity, in contravention of Judge Lavrich's 1984 order.

This Court has jurisdiction to make sure that Judge Lavrich's order creating the Chester Township Park District is complied with by the Township Trustees and the Park Board, as part of this Court's inherent authority to enforce its orders.

This Court's November 26, 2014 Judgment Entry Findings of Facts and Conclusions of Law is not a final appealable order that disposes of all issues, presently pending in this case. There are several issues still remaining to be decided in this case.

First, the Master Commissioner has been directed to meet with the Park Board and Trustees to address the 2015 funding and Court order- conflicting agreement issues.

Second, a hearing must be held on the Master Commissioner's fees issue. This hearing is scheduled for 11:00 A.M. on December 24, 2014.

The Trustees' Motion to Stay is denied for the following reasons:

1. The November 26, 2014 Judgment Entry Findings of facts Conclusion of Law is not a final appealable order. Therefore, the Township Trustees have no legal basis for their appeal, at this time.
2. Several actions and decisions remain pending by the Master Commissioner and the Court before an appeal is permitted.
3. The Trustees' are not likely to succeed an appeal because this Court had and has jurisdiction in this case (a) pursuant to its ongoing authority in Case No. 84PC139; (b) pursuant to R.C. 1545.06, as the Review raised issue with the performance of the Chester Township Park Board that required judicial review and consideration of possible Board member removal; (c) because this Court has the inherent power and jurisdiction to enforce Judge Lavrich's original order that created the Chester Township Park District and to prevent the contravention of that order by the Trustees; (d) because the Judgment Entry Findings of Facts and Conclusions of Law is not a final appealable order, as several issues remain to be adjudicated at the Probate Court level; (e) because enforcement of the pending interlocutory orders of this Court that the Trustees and Park Board meet with the Master Commissioner to address still

PROBATE DIVISION
GEAUGA COUNTY, OHIO
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pending issues will not cause adverse or prejudicial consequences to the Trustees or irreparable harm to the Trustees; and (f) because a hearing on the Master Commissioners fees issue is pending and scheduled for December 24, 2014.

4. On the other hand, a stay of the current interlocutory order of this Court requiring the Master Commissioner to facilitate funding for the Township Park District for 2015 would cause irreparable harm to the Park Board and the operation of the Park District.
5. The Trustees' Motion to Stay is not supported by any case law or any identified facts. The Trustees' stated reason for a Stay -- "to avoid adverse and prejudicial consequences" -- is not the legal standard for the granting of a Stay. The Trustees have stated no facts that a Stay is needed to prevent any irreparable harm or injury that cannot be remedied by an appeal, when timely, if appropriate.

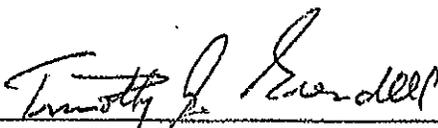
It is well settled Ohio law and the law of this jurisdiction that a grant of jurisdiction implies the necessary and usual powers essential to effectuate the Court's orders. Pergande v. Pergande, 11th Dist. Ct. App. Case No. 90-A-1497 (April 26, 1991), citing and relying upon Hale v. Smith, 55 Ohio St. 210 (1896). Thus, a court has inherent authority to enforce its judgments and orders when such orders are not followed. Id. This Court has that authority with respect to Judge Lavrich's order creating the Park District.

Appellate Judge Cynthia Rice has succinctly recognized the inherent authority of a trial court to enforce its prior orders, stating: "The courts of Ohio have the 'inherent power' to do all things necessary to the administration of justice and to protect their own powers and processes. Omerza v. Bryant & Stratton, 2007-Ohio-5216 (11th Dist. Case No, 2006-L-147) (Judge Rice, dissent).

For each and all of these reasons, the Motion to Stay filed by the Trustees is denied.

Costs of the proceedings on the Motion to Stay are assessed to the Chester Township Trustees.

IT IS SO ORDERED.


TIMOTHY J. GRENDLELL - JUDGE

cc: Chester Twp. Trustees
Chester Twp. Park Board
Geauga County Prosecutor

FILED
IN COMMON PLEAS COURT
2014 DEC 25 PM 12:45
JUDGE DIVISION
CLERK OF COURT

IN THE COURT OF COMMON PLEAS FILED
PROBATE DIVISION COMMON PLEAS COURT
GEAUGA COUNTY, OHIO 2014 DEC 15 PM 12:45

PROBATE-JUVENILE
DIVISION
GEAUGA COUNTY, OHIO

IN THE MATTER OF:)
CHESTER TOWNSHIP PARK DISTRICT) CASE NO. 84 PC 139
) JUDGE TIMOTHY J GRENDALL
) SUPPLEMENTAL JUDGMENT ENTRY

In supplement to this Court's November 26, 2014 Judgment Entry Findings of Facts and Conclusions of Law:

1. This Court has subject matter jurisdiction over this matter on this following basis:
 - (a) Pursuant to R.C. 1545.06, this Court had and has a duty to review the conduct and status of the Chester Township Park Board members, whose actions and conduct were challenged in the 2013 Review that was brought to this Court's attention in March, 2014. That jurisdiction includes this Court's statutory mandated jurisdiction and authority to remove members of the Park Board on the Court's own motion pursuant to R.C. 1545.06.
 - (b) The Court's subject matter jurisdiction over the Chester Township Park Board stems directly from the Court's creation of the Chester Township Park District by Court judgment entry in 1984, which case has remained an open and ongoing case (Case No. 84PC139) for the Court's exercise of its board appointment, removal, and oversight authority under R.C. Chapter 1545.
 - (c) This Court also has subject matter jurisdiction to issue its November 26, 2014 Judgment Entry Findings of Facts and Conclusions of Law in furtherance of the Court's inherent subject matter jurisdiction to enforce its orders, including Judge Lavrich's 1984 judgment creating the Chester Township Park District, and to present the Township Trustees' contravention of or interference with Judge Lavrich's order.

Conclusion of Law

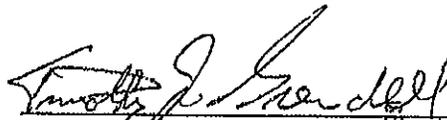
As a matter of Ohio law and for the factual reasons found above, this Court has subject matter jurisdiction to make the findings of facts and conclusions of law as stated in its November 26, 2014 Judgment Entry and herein, and to issue further orders consistent therewith.

It is well settled Ohio law and the law of this jurisdiction that a grant of jurisdiction implies the necessary and usual powers essential to effectuate the Court's orders. Pergande v. Pergande, 11th Dist. Ct. App. Case No. 90-A-1497 (April 26, 1991), citing and relying upon Hale v. Smith, 55 Ohio St. 210 (1896). Thus, a court has inherent authority to enforce its judgments and orders when such orders are not followed. Id. This Court has that authority with respect to Judge Lavrich's order creating the Park District.

Appellate Judge Cynthia Rice has succinctly recognized the inherent authority of a trial court to enforce its prior orders, stating: "The courts of Ohio have the 'inherent power' to do all things necessary to the administration of justice and to protect their own powers and processes. Omerza v. Bryant & Stratton, 2007-Ohio-5216 (11th Dist. Case No, 2006-L-147) (Judge Rice, dissent).

This Judgment Entry relates back to and supplements this Court's Judgment Entry Findings of Facts and Conclusions of law filed on November 26, 2014.

IT IS SO ORDERED.


TIMOTHY J. GRENDALL - JUDGE

cc: Chester Twp. Trustees
Chester Twp. Park Board
Geauga County Prosecutor

FILED
COMMON PLEAS COURT
2014 DEC 15 PM 12:45
RECREATE - JUVENILE
DIVISION
GEAUGA COUNTY, OHIO

[Cite as *In re Chester Twp. Park*, 2015-Ohio-1210.]

IN THE COURT OF APPEALS
ELEVENTH APPELLATE DISTRICT
GEAUGA COUNTY, OHIO

IN THE MATTER OF THE CREATION OF : MEMORANDUM OPINION
A PARK DISTRICT WITHIN CHESTER :
TOWNSHIP :
CASE NO. 2014-G-3242

Civil Appeal from the Geauga County Court of Common Pleas, Probate Division.
Case No. 84 PC 000139.

Judgment: Appeal dismissed.

Todd M. Raskin and Frank H. Scialdone, Mazanec, Raskin, Ryder & Keller Co., L.P.A., 100 Franklin's Row, 34305 Solon Road, Solon, OH 44139 (For Appellant Chester Township Park District, Board of Trustees).

James M. Gillette, City of Chardon Police Prosecutor, PNC Bank Building, 117 South Street, Suite 208, Chardon, OH 44024 (For Appellee Chester Township Park District, Board of Commissioners).

TIMOTHY P. CANNON, P.J.

{¶1} Appellant, Chester Township Park District, Board of Trustees, appeals from the judgment of the Geauga County Court of Common Pleas, Probate Division, holding it responsible for 75% of uncertain sums in the form of fees and costs accrued by the Master Commissioner presiding over the underlying matter.

{¶2} The underlying case apparently resulted in the creation of the Chester Township Park District, pursuant to an application from appellant in 1984. The case

was reopened in March 2014, sua sponte, by the probate court, apparently for the purpose of appointing a Master Commissioner to investigate various issues pertaining to the operation of the Chester Township Park District. The Master Commissioner, thereafter, conducted a full review of the issues and prepared a report with recommendations.

{¶3} The probate court subsequently held a public hearing at which the Master Commissioner presented and delivered her report to the court. The court invited comments from appellant as well as from Chester Township residents. Appellant submitted comments, and on November 26, 2014, after reviewing the report and comments, the probate court issued a judgment with findings of fact and conclusions of law. In its entry, the court concluded, inter alia, the cost of the Master Commissioner shall be borne 75% by appellant and appellee, Chester Township Park District, Board of Commissioners, and 25% by the court.

{¶4} Appellant filed a notice of appeal of the probate court's judgment. Appellant moved the lower court to stay the proceedings pending the instant appeal, which was denied. Appellant subsequently moved this court for a temporary stay of the proceedings, which was granted. Appellee filed a motion to dismiss the appeal. This court additionally ordered the parties to file all memoranda on the issue of jurisdiction; namely, whether the November 26, 2014 judgment was a final, appealable order. The parties complied. Pursuant to the following analysis, we dismiss the instant appeal.

{¶5} "Pursuant to Article IV, Section 3(B)(2) of the Ohio Constitution, courts of appeals have jurisdiction only to 'affirm, modify or reverse judgments or final orders of the courts of record inferior to the court of appeals within the district.'" *State v.*

Strickland, 11th Dist. Trumbull No. 2014-T-0049, 2014-Ohio-5622, ¶13. If a lower court's order is not final, then an appellate court does not have jurisdiction to review the matter and the matter must be dismissed. *Gen. Acc. Ins. Co. v. Ins. Co. of N. Am.*, 44 Ohio St.3d 17, 20 (1989).

{¶6} Furthermore, standing to appeal a final order lies only on behalf of a party aggrieved by the order from which the appeal is taken. *Ohio Contract Carriers Assn., Inc. v. Pub. Util. Comm.*, 140 Ohio St.160 (1942), syllabus. A party is "aggrieved" if his or her present interest in the litigation's subject matter is "immediate and pecuniary, and not a remote consequence of the judgment." *Id.* at 161, quoting 2 American Jurisprudence, Appeal and Error, Section 50, at 942 (1936); see also *Midwest Fireworks Mfg. Co., Inc. v. Deerfield Twp. Bd. of Zoning Appeals*, 91 Ohio St.3d 174, 177 (2001). "[A] future, contingent or speculative interest is not sufficient" to confer standing to appeal. *Id.*

{¶7} First, because no cost amount has been finally fixed, the order being appealed is, in effect, inchoate. It is clear, at this point, the trial court intends to hold appellant and appellee responsible for 75% of the Master Commissioner's eventual fees and costs. To the extent that figure has not been approved and ordered into execution, however, the underlying order does not fully and finally resolve the issue appellant challenges. The judgment is functionally akin to a finding of liability without a determination of damages. In this respect, it is not a final, appealable order. See, e.g., *CitiMortgage, Inc. v. Roznowski*, 139 Ohio St.3d 299, 2014-Ohio-1984, ¶13 ("generally an order that determines liability but not damages is not a final, appealable order").

{¶18} Furthermore, the probate court has declared appellant responsible for a percentage of the Master Commissioner's costs. As just noted, that amount has not yet been determined. Because the trial court has not yet approved and ordered payment of the Master Commissioner's fees and costs, there is no actual, immediate specified amount for which appellant is responsible. The pecuniary interest at issue is therefore "future, contingent, and speculative." *Midwest Fireworks, supra*, at 177. Accordingly, appellant lacks standing at this time to challenge the issue on appeal.

{¶19} For the foregoing reasons, the instant matter is dismissed.

CYNTHIA WESTCOTT RICE, J.,

THOMAS R. WRIGHT, J.,

concur.

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

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IN COMMON PLEAS COURT

2015 MAR 31 AM 9:32

PROBATE-JUVENILE
DIVISION
GEAUGA COUNTY, OHIO

IN THE MATTER OF)
) CASE NO. 84 PC 139
)
)
CHESTER TOWNSHIP PARK DISTRICT) JUDGE TIMOTHY J. GRENDELL
)
)
) NOTICE OF HEARING

YOU ARE HEREBY NOTIFIED that a Status Conference has been set on all pending matters.

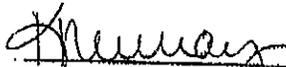
SAID CONFERENCE WILL BE SET BEFORE THIS COURT AT GEAUGA COUNTY
PROBATE COURT, HOUSE ANNEX 2ND FLOOR, 231 MAIN ST., CHARDON, OHIO 44024
ON THE 28th day of April at 2:00 pm.

PLEASE APPEAR AT THIS TIME

Given under my hand and seal of said Court March 31, 2015.



TIMOTHY J. GRENDELL, JUDGE



Karla Murray, Chief Deputy Clerk

Cc: Chester Twp. Park Board
Chester Twp. Trustees
Mary Jane Trapp, Master Commissioner
Chester Twp. Clerk
James Gillette
Prosecutor
Frank Scalfione