

June 4, 2018

PROCEEDINGS

Lordstown Village Council Regular Meeting

(WHEREAS, the regular meeting before the Lordstown Village Council commenced on Monday, June 4, 2018, at 6:10 p.m. and proceedings were as follows:)

(Lord's Prayer and Pledge of Allegiance to the Flag.)

MAYOR HILL: Bill, if we could have roll call, please.
MR. BLANK: Mayor Hill?
MAYOR HILL: Present.
MR. BLANK: Mr. Bond?
MR. BOND: Here.
MR. BLANK: Mr. Liming?
MR. LIMING: Here.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Present.
MR. BLANK: Mrs. Jones?
MRS. JONES: Present.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Here.
MR. BLANK: Mr. Reider?
MR. REIDER: Present.
MR. BLANK: Clerk Blank, present.
Treasurer, George Ebling?
MR. EBLING: Here.
MR. BLANK: Solicitor Paul Dutton?
SOLICITOR DUTTON: Present.
MR. BLANK: Police Chief Brent Milhoan?
CHIEF MILHOAN: Present.
MR. BLANK: Fire Chief Travis Eastham?
CHIEF EASTHAM: Present.
MR. BLANK: Planning and Zoning, Economic Development, Kellie Bordner?
MS. BORDNER: Present.
MR. BLANK: Parks, Buildings, Grounds, Street Commissioner, Dale Grimm?
MR. GRIMM: Present.
MR. BLANK: Recreation, Marty Gibson?
MRS. GIBSON: Here.
MR. BLANK: Board of Public Affairs?
(NO RESPONSE — ABSENT.)
Municipal Engineer, Chris Kogelnik?
MR. KOGELNIK: Present.
MAYOR HILL: I'll entertain a motion for adoption of the agenda.
MR. RADTKA: So moved.
MRS. JONES: Second.
MAYOR HILL: Moved by Radtka; second by Jones. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.

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I'll entertain a motion for disposal of the minutes of the special meeting held May 15, 2018.

MR. REIDER: So moved, Mr. Mayor.
MAYOR HILL: Moved by Reider. Second?
MR. BOND: Second.
MAYOR HILL: Second by Bond. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?

COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
Also, the minutes from the regular meeting May 21, 2018.

MR. SHEELY: So moved.
MR. BOND: I'd like that correction as stated in caucus.
MAYOR HILL: We made it in caucus so that should have been okay, Bob.
MR. BOND: Okay.
MAYOR HILL: Motion by Sheely.
MR. LIMING: Second.
MAYOR HILL: Second Liming. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?

COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
I'll entertain a motion for payment of the bills.

MR. LIMING: So moved.
MAYOR HILL: Moved by Liming. Second?
MR. REIDER: Second.
MAYOR HILL: Second by Reider. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?

COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
I have no Mayor's report this evening.
Is there a Clerk's report?

MR. BLANK: No report, Mayor.
MAYOR HILL: Solicitor's report?
SOLICITOR DUTTON: No report.
MAYOR HILL: Is there a Treasurer's report?
MR. EBLING: No report.
MAYOR HILL: Nobody is here from the Board of Public Affairs.
Engineer's report?

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MR. KOGELNIK: Yes. On May 25th, Mayor, we opened two bids for the public warning system. One was underneath the engineer's estimate. We'll be making the bid recommendation letter and submitting that to Council here, so that will be ready for the next Council meeting.

And today I was out at the job site for the two air release vaults on Salt Springs Road. We encountered some additional ground water at one of the spots, so we're going to install two French drains. And I contacted Clerk Blank and Utilities Chairman, Bob Bond, and got approval to do a small change order for \$6,000 to install the additional French drains. And that will also be part of the reimbursement for that project since the original project came in at a total of \$42,000 plus 6. We're at \$48,000, underneath the \$50,000 for the agreed—to reimbursements. That's all I have for tonight. Any questions?

MAYOR HILL: You have to have this done by what, the 9th in order to be reimbursed—

MR. KOGELNIK: Yes.

MAYOR HILL: Will it be done?

MR. KOGELNIK: Yes. It will be done.

MAYOR HILL: Okay. Any other questions for Chris?

MR. BLANK: I just want to clarify something. I saw your email today. I didn't give you authorization. I don't have authority. I just wanted to make sure it would be in a change order in an Ordinance.

MR. KOGELNIK: Okay. Thank you.

MR. BLANK: I did see that. I was going to—since you brought it up.

MR. KOGELNIK: Appreciate that and that was my fault.

MR. BLANK: I told him to call Bob.

MR. BOND: I told him that we'd have to make a motion to handle that in a meeting today.

MR. KOGELNIK: You can do that if you wish.

MR. BLANK: But we're going to be bringing a change order in also.

MR. BOND: We'll be bringing a change order—

MR. BLANK: We have to—

MR. KOGELNIK: There will be a formal change order to document the increase. Thank you.

MAYOR HILL: Special reports. Police Chief Milhoan?

CHIEF MILHOAN: Yes, Mr. Mayor. I've submitted my monthly report for May. Answer any questions if you have any. The only other thing I have is I would ask for your support on the appointment of Tiffany Alberini. She could not attend the meeting tonight because she is working full time at the Trumbull County 911 Center. I believe with her experience as a full-time 911 dispatcher, she should learn our system very quickly. And we will be able to use her as a part-time dispatcher to help out. So we just ask for her approval.

MAYOR HILL: Any questions for Brent?
(NO RESPONSE FROM COUNCIL.)
Fire Chief Eastham?

CHIEF EASTHAM: No report. The only thing is I'd like support for the person I'd like to hire for part-time EMS. We're running a little short right now.

MAYOR HILL: Questions for Travis?
(NO RESPONSE FROM COUNCIL.)

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Planning and Zoning Administrator and Director of
Economic Development, Kellie?

MS. BORDNER: No report, Mr. Mayor.
MAYOR HILL: Questions for Kellie?
(NO RESPONSE FROM COUNCIL.)
Parks, Grounds, Buildings, Street Superintendent, Mr.
Grimm?

MR. GRIMM: The only thing I have tonight, Mr. Mayor, is support for the
part-time position.

MAYOR HILL: Questions for Dale?
MRS. JONES: Dale, do you want to tell everyone that's here about the tire
collection?

MR. GRIMM: Yes. The tire collection started today. It runs through
Sunday. Any household can bring up to eight tires that they
need to dispose of. I'd like to make a pile started in front of
the salt igloo.

MAYOR HILL: Any questions for Dale?
(NO RESPONSE FROM COUNCIL.)
Recreation, Marty?

MRS. GIBSON: No report.
MAYOR HILL: Questions for Marty?
(NO RESPONSE FROM COUNCIL.)
Bill, do we have any correspondence this evening?

MR. BLANK: No correspondence, Mayor.
MAYOR HILL: Public remarks. After I acknowledge you, if you'd like to
make a public remark, please come to the microphone and
give your name and address so we can get it recorded in the
minutes correctly. Public remarks?

MS. DICKSON: Hi. I'm Kathy Dickson. Address is 2860 Pleasant Valley
Drive, SW. My comments are regarding the TJX project that
is pending. This actually—the TJX project actually started
as a spot-zoning issue. Recently, it has now morphed itself
into a spot-legislation issue. There have been threats of
retaliation, retribution, hate mail, felonious use of the US
Postal Service, and ethical violations, just to name a few. As
councilmen, you have to ask yourself, do you want your
name tied to this injustice? A yes vote for this rezoning will
paint your legacy in this village as a councilman who
brought TJX to the village on the wrong Residential
property, rather than bringing TJX to the village on the right
Industrial property. There are other viable industrial options
in the village that meet TJX's needs. Everyone, including all
of you, know that. H.B. 292, Section 12, directs a special
election. The Trumbull County Board of Elections stated the
cost of a special election will be paid for by the village of
Lordstown. Mr. Mayor, who authorized this expenditure?
H.B. 292 states a precedent for circumventing the Ohio
Revised Code has been in place for 43 years. If passed, this
bill jeopardizes not only the 400 homeowners in our village,
it does jeopardize the hundreds, thousands, possibly more,
Ohioans by devaluing their property and stuffing the pockets
of big business at the expense of the community. Our high
schoolers will study H.B. 292 in Civics class and your name
will be noted in the record books. Is that the legacy you want
for you and your family for generations to come? Vote no
on rezoning this property. There is other industrial property

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in the village suitable for TJX. Thank you.

MAYOR HILL: Thank you. Are there any other public remarks? Brett?

MR. DICKSON: Good evening. I'm Brett Dickson. I live at 2860 Pleasant Valley Drive, SW, same place she does. I'm not quite as eloquent as she is. I only have a few questions. During the Planning meeting, I asked three questions, and I was told I would get an answer. Those three questions were: What are we going to do with the water? Four million square feet of impervious asphalt and roof. And the gully washers we get in northeast Ohio, the water is going to go downhill. I have yet, to date, been given data by the engineer. I need numbers to understand where the water is going to go and how we're going to take care of that. The state calls a three-quarter inch per rain event standard. We have those weekly. We had a two incher just a month ago. We can't use the state standard and expect it to work. We've got to get this right, guys. If we get it wrong, we're going to have residents with flooded basements, a stop-work injunction, no jobs, an irritated TJX, irritated residents. It will all be bad. So we've got to get this right. So I'd like an answer to when we will get numbers for how we're going to take care of the water.

Second question was fire suppression. You're going to need a tank. You're going to need a big tank. To cover 1.2 million square feet, they're going need a million gallons of water. Where is the tank going to be? Who is going to pay for it? Those are my questions.

My third question was they say there's nothing—no other viable properties in Lordstown. What's wrong with the ones that we consider viable? A specific answer to what is physically wrong with those properties. Those are my three questions. I'm still waiting for an answer. Any answers tonight? Thanks, Council, appreciate it.

MAYOR HILL: Thank you. Any other public remarks? Judy?

MS. GENSBURG: My name is Judi Gensburg. I live at 1206 Ina Drive, here in Lordstown. And I'm here tonight to ask Council for reimbursement for the turnaround on Ina Drive that my dad was forced to put in order for maintenance to plow. So I'm just going to read a letter that I was sending off to Mr. Radtka, and I was advised just to come here and present it tonight for Council. "I'm enclosing a letter, Section I"—is the first one. You've all got that information—"was sent to me from the Solicitor's law office stating no one has any knowledge or information to confirm the accuracy of the allegations from my January letter"—that I sent off to the Council—"So I'm enclosing the information that I have already presented to Council plus additional receipts and other facts.

Section II deals with Mr. Lutz, the paver, contractor, hired by my father, Frank Giovannone, to pave the end of Ina Drive plus the wings for the turnaround. The first is a letter from Mr. Lutz telling the Council that he was the contractor hired in 1996 to make the turnarounds. Next is the map drawing of the end of Ina Drive showing the dimensions of the area to be built. Notice the line showing where the original road stopped at 785'. Following that is an invoice showing the cost my dad paid to have this done. Notice the

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date"—1996—"the last page is the letter I presented to Council at the last meeting I attended. So the Solicitor must have disregarded this information to state no one has any knowledge or information to confirm my allegations. This is proof that the end and turnaround of Ina Drive never existed from the beginning. The magistrate got this wrong. The next Section III is the Planning minutes from December 12, 1994, plus the letter I presented at the last Council meeting I attended. The mayor is stating here as proof that the village has never maintained the street to date"—you can look in the highlighted areas—"yet the magistrate ruled otherwise because the mayor and his lawyer insisted the city has maintained this end portion for 30-plus years to win their case." Yet, Mr. Lutz made this turnaround in 1996. Notice the highlighted area where the mayor admits my dad did build the road.

"Section V—or IV is the map showing how Ina Drive now exists the change our mayor felt needed to be done eliminating the turnaround wings. The turnaround wings were sold out of probate and are now privately owned." But there is no turnaround at the end of the street.

"Our Giovannone family has been in the village for 100 years. We have six generations here. We have no intentions of moving or going away, so our family would like to peacefully resolve this situation. We would like reimbursed for the mayor causing my dad to use our inheritance to construct this turnaround. If the village is laying claim to the end"—for 30-some years—"then dad should not have had to put the turnaround in at his expense. The village should have spent their money to complete this project. He built the road in '78, stopping at the 785' mark. The end of the turnaround in '96, starting at the 785 minus the 8' at the end. The magistrate ruled the city built the road and turnaround in 1978. Neither of these facts are true. The mayor knew this and falsely went along with the magistrate and his lawyer. Where the magistrate got her idea we don't know because we don't remember the city even laying claim to ever building the road or the turnaround."—Nonetheless, this is what she ruled and now you do own to the end of the street.—"To protect the village from consequences of crossing our property with the sewer lines without permission, our mayor has spent over \$20,000 of our tax money falsely proving the village owned this turnaround section even though he knows the truth."—The proof is in this document.

"This information I have acquired now never made it into the courts because the village lawyer prevented additional info from entering. This information has since been sent to the appeals court judge for viewing. As I stated before, we would like to peacefully settle this so we can happily continue living in our town. I don't want to waste any more money starting another lawsuit unless I have to. If this can be settled, then we can put this walk behind us and move forward. If starting another lawsuit is the path to take, then with all this information presented in the first trial could possibly be reversed and a lawsuit for improper crossing of personal property could be forthcoming. We all could be

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winner here. It is hard to understand why the mayor wanted to change the end of Ina Drive. It was best left alone. We are asking Council to please negotiate with our family for a settlement.

In talking with Mr. Gordon of the Cernex Pipe Company in Diamond, Ohio, where dad bought the drainage tile, we had to refigure the bill because the drain tile was only crossing 60' of the road where my dad had the full area done. So that's the reason dad bought the drain tile for the entire length. So 60' times \$28.50 per foot delivered 24" pipe equals \$1,710. So far"—

MAYOR HILL: Judy, we allow five minutes. If Council would like to let you go on, that's their pleasure. I cannot make that call. Council rules—

MS. GENSBURG: I've got about two more paragraphs to read.

MAYOR HILL: —say five minutes.

MS. GENSBURG: Can I finish my letter and be done with this?

MAYOR HILL: What is Council's pleasure?

MR. RADTKA: I don't have a problem—

MS. GENSBURG: Thank you.

MR. RADTKA: We just have two more paragraphs.

MS. GENSBURG: So far we have the blacktop is \$2,950, the drain tile is \$1,710, that's \$4,660. The hardest part would be figuring out the cost of hauling dirt and slag for the under-road project. In talking to Alman, who dad hired to haul, he never kept records and it's going to be hard to compute the cost. This part we will have to negotiate.

Please do not waste any more of our tax money having the solicitor's law office contact me. Our mayor told me that it was up to Council and that is who I am contacting about this matter—council, not a law office. I will contact a law office if I need to. The residents are watching this. They're aware of what's going on.

This whole thing has been a tragedy and a hardship for our family. This situation I personally will never forget. This behavior of what has gone on it's been dragging for five years. Mayor always told me every time I approached him several times that it was not up to him, it was up to Council, and yet can't find it in any records where this was ever even brought up at Council. Some of the Council members didn't even know about this.

Like I said before, I'm not leaving town and not going to stop with this issue until you, Council, resolve this. Then we can put this to rest and move forward. In our family's eyes and in truth, our land was taken away unfairly. You, Council, have the ability to resolve this issue. You want our support as citizens concerning progress in our town, but you have to also support your citizens, who vote you in office.

Please contact me and discuss this further. I would like an answer on what I have presented. I thank you.

MR. BLANK: Judy, I need a copy of that since it's public record. I didn't get a copy.

MS. GENSBURG: I'm sorry. I just have my notes. You can make one from one of them.

MAYOR HILL: Are there any other public remarks? Martin?

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MR. JONES:

Martin Jones, 2786 Hallock Young Road. I'd just kind of like to reiterate what Brett said because I asked exactly the same questions of TJX twice. It was like a deer in the headlights both times. In addition, I also pointed out to them at the same time that, you know, I'd kind of like to know how they're going to handle the ridge and the hill because they need a very large, flat area and it's right on a hill with a 70-foot drop. It appears that in Pittston, Pennsylvania, that they built a facility the same size as this one, and they blasted a million cubic yards of rock to crush to make the concrete with. If they're going to do that kind of blasting here, and they eliminate that hill and ridge, there's going to be a lot of problems. The one they did in Pittston is out in the middle of the woods next to an industrial park, very few residential within—any residential around there is quite a ways off. Whereas, in our case, you've got residential rather close. Blasting is going to cause a lot of havoc. I also pointed out to them that there are springs, streams. There's all kinds of problems there that do not exist on the other properties that are out there. They could have started building months ago if they would have just picked a nice, flat industrial plot. Thank you.

MAYOR HILL:

Jim.

MR. GATES:

Hi. My name is Jim Gates, 4103 Tod Avenue. I wanted to reiterate, I hadn't also gotten some answers. I know Martin just mentioned the one, the elevation of the land and the way they're going to lay that warehouse out since it's so big. I would recommend that Council needs to really think about it even before, you know, if you approve it for zoning and it's voted on, that the—like with Anderson-Dubose situation, where it got zoned and then they changed their mind and didn't build there. My concern would be how the elevation of that land—I know what Martin is saying, would be dug out—and if you can visualize, if you look at the ground level, you can see how it rises. I don't know if there ever was an architectural drawing. Usually with a design built by construction you have at least a 30-percent design completed in order to even get bids on it commercially. So, best to do design rather than a full architectural drawing—I don't know which way they are going to go, but all I was really saying is I think that's a significant factor of how they are going to handle how much Martin was saying they're going to dig out. And then where is the dirt going? How is it getting out of there? And, visually—I may be wrong but the way Bailey Road and the height of the building—the height of the building would appear to be almost at road level by the time you get to the other half of the building, that would be south of the existing Hallock Young Road. I may be wrong on all of that, but I've seen that type of thing before. And how much are they going to blast? Did they do any core sampling to drill down to see where the rock bed is, and what's below the rock bed usually with wells or an aquifer, when they set the casing after they drill, they put it right in the middle of bed rock. Then they drill through—back down through the casing through the bedrock into the aquifer. Part of the problem is how deep is any water there? I don't

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know. Before—I'm just saying, it might be possible that if that's not all looked at that they might not be able to build. That might be tragic—on one case.

Then the other was I never got an answer from anybody as far as why the four foot sound barrier berm? Why the four foot? Shouldn't it be higher? To block any sound hit it would, you know, the sound would either come up or go over four foot. So I didn't get answers to any of those questions. And I was just asking, could I, should we? I think the community should and I think the Council should know those kind of questions before they actually would vote, yes, hey, we're going to approve this because you don't really know how they're going to build it, what they're going to build, can they build. And I would think it would be responsible for TJX to do that level of elevation-type of recreational core sampling and design to give the elevations exactly what's going to go where. That is my point and my question. I appreciate it. Thank you.

MAYOR HILL:

Thank you. Are there any other public remarks?

(NO RESPONSE.)

Hearing none, we'll go on to Council remarks?

(NO RESPONSE FROM COUNCIL.)

Hearing none, we'll go on to committee reports. Finance, Mr. Radtka?

MR. RADTKA:

Yes, Mr. Mayor. I'd just like to have support for the first two pieces of legislation tonight, like to get them passed.

MAYOR HILL:

Questions for Ron?

(NO RESPONSE FROM COUNCIL.)

Parks, Buildings, Grounds, General Improvements, Streets and Sidewalks, Mrs. Jones?

MRS. JONES:

We'd like to have support for the last two pieces of legislation.

MAYOR HILL:

Any questions for Karen?

(NO RESPONSE FROM COUNCIL.)

Public Safety and Police, Mr. Reider?

MR. REIDER:

Yes, Mr. Mayor. Just reiterate what Chris, the Engineer, had mentioned about the bids on the four remaining sirens. We'll be bringing that legislation at the next Council meeting.

MAYOR HILL:

Thank you. Any questions for Don?

(NO RESPONSE FROM COUNCIL.)

Public Safety, Fire and EMS, Mr. Sheely?

MR. SHEELY:

No report tonight, Mr. Mayor.

MAYOR HILL:

Questions for Howard?

(NO RESPONSE FROM COUNCIL.)

Public Utilities, Mr. Bond?

MR. BOND:

No report tonight, Mr. Mayor. We'd just like support for that small change order. That will be reimbursable.

MAYOR HILL:

Questions for Bob?

(NO RESPONSE FROM COUNCIL.)

Recreation and Planning, Mr. Liming?

MR. LIMING:

No report.

MAYOR HILL:

Questions for Lamar?

(NO RESPONSE FROM COUNCIL.)

Bill, first piece of legislation.

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MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 7-2017 TO RE-ENGAGE PAUL M. DUTTON OF HARRINGTON, HOPPE & MITCHELL, LTD. TO SERVE AS VILLAGE SOLICITOR AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?

MRS. JONES: Motion to suspend.

MAYOR HILL: Motion to suspend by Jones. Second?

MR. RADTKA: Second.

MAYOR HILL: Second by Radtka. Roll call, please.

MR. BLANK: Mr. Liming?

MR. LIMING: Yes.

MR. BLANK: Mrs. Jones?

MRS. JONES: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

MR. BLANK: Mr. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules. Is there a motion to adopt?

MR. LIMING: So moved.

MR. BOND: Second.

MAYOR HILL: Moved by Liming; second by Bond. Comments? (NO RESPONSE FROM COUNCIL.)
Roll call, please.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mrs. Jones?

MRS. JONES: Yes.

MR. BLANK: Mr. Liming?

MR. LIMING: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 30-2018. Next, please.

MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE TO AUTHORIZE THE CLERK TO TRANSFER THE SUM OF \$22,000 FROM THE UST FUND INTO THE GENERAL FUND AND TO MAKE THE NECESSARY REVENUE BUDGET REVISION WITHIN THE GENERAL FUND, REPEALING ORDINANCE NO. 20-2018, AND DECLARING AN EMERGENCY.**

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MAYOR HILL: Comments or motions?
MR. RADTKA: Motion to suspend.
MAYOR HILL: Motion to suspend by Radtka. Second?
MR. LIMING: Second.
MAYOR HILL: Second by Liming. Roll call, please.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.
Motion to adopt?
MR. SHEELY: So moved.
MR. BOND: Second.
MAYOR HILL: Moved by Sheely; second by Bond. Comments?
(NO RESPONSE FROM COUNCIL.)
Roll call, please.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 31-
2018. Next, please.
MR. BLANK: From Streets, Sidewalks, Public Parks, Buildings, Grounds,
and General Improvement Committee For Emergency
Passage, **AN ORDINANCE AUTHORIZING THE
VILLAGE OF LORDSTOWN TO CONTRACT WITH
THE SHELLY COMPANY, 8920 CANYON FALLS
BOULEVARD, SUITE 120, TWINSBURG, OHIO 44087,
FOR THE 2018 LORDSTOWN STREET
RESURFACING PROJECT AND DECLARING AN
EMERGENCY.**
MAYOR HILL: Comments or motions?
MRS. JONES: Motion to suspend.
MAYOR HILL: Motion to suspend by Jones. Second?

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MR. SHEELY: Second.
MAYOR HILL: Second by Sheely. Roll call, please.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.
Motion to adopt?
MR. BOND: So moved.
MAYOR HILL: Moved by Bond. Second?
MR. SHEELY: Second.
MAYOR HILL: Second by Sheely. Comments?
(NO RESPONSE FROM COUNCIL.)
Roll call, please.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 32-
2018. Next, please.
MR. BLANK: From Streets, Sidewalks, Public Parks, Buildings, Grounds,
and General Improvement Committee For Emergency
Passage, **AN ORDINANCE AMENDING ORDINANCE
NO. 46-2017 AUTHORIZING THE VILLAGE OF
LORDSTOWN TO AMEND THE AGREEMENT WITH
THE OFFICE OF THE TRUMBULL COUNTY
ENGINEER, 650 NORTH RIVER ROAD, N.W.,
WARREN, OHIO, TO PURCHASE AN ADDITIONAL
750 TONS OR MORE OF SALT FOR THE 2018-2019
WINTER SEASON AND DECLARING AN
EMERGENCY.**
MAYOR HILL: Comments or motions?
MR. RADTKA: Move to suspend.
MAYOR HILL: Motion to suspend by Radtka. Second?

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MR. LIMING: Second.
MAYOR HILL: Second by Liming. Roll call, please.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.
Motion to adopt?
MR. RADTKA: So moved.
MAYOR HILL: Moved by Radtka. Second?
MR. REIDER: Second.
MAYOR HILL: Second by Reider. Comments?
(NO RESPONSE FROM COUNCIL.)
Roll call, please.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Reider?
MR. REIDER: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mrs. Jones?
MRS. JONES: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 33-2018.
Is there any old business Council would like to discuss at this time?
(NO RESPONSE FROM COUNCIL.)
Hearing none, new business. I'll go first. First appointment is a new hire for temporary, seasonal, part-time position in the Water Department. Sam Wells is recommended by Bruce. I'll entertain a motion to have him put on as temporary, seasonal for the Water Department.
MR. RADTKA: So moved.
MR. BOND: Second.
MAYOR HILL: Moved by Radtka; second by Bond. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.

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MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
Second one is from Chief Milhoan. He'd like to have Tiffany Alberini put on as part-time dispatch. She's employed full time with the 911 Center. I concur with his recommendation. I'll entertain a motion to have her put on.

MR. REIDER: So moved, Mr. Mayor.

MRS. JONES: Second.

MAYOR HILL: Moved by Mr. Reider; second by Mrs. Jones. Comments?

(NO RESPONSE FROM COUNCIL.)

All in favor?

COUNCIL: Aye.

MAYOR HILL: Opposed?

(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
Two appointments for the 2018 Summer Rec. Program. Instructor, Angela Cottrell; and Substitute Instructor, Kenda Frazier. I'll entertain a motion to have those two appointed.

MR. LIMING: So moved.

MAYOR HILL: Moved by Liming. Second?

MR. SHEELY: Second.

MAYOR HILL: Second Sheely. Comments?

(NO RESPONSE FROM COUNCIL.)

All in favor?

COUNCIL: Aye.

MAYOR HILL: Opposed?

(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
Chief Eastham would like to have Edward Smith appointed as part-time EMS personnel. I'll entertain a motion to that effect.

MR. BOND: So moved.

MAYOR HILL: Moved by Bond. Second?

MRS. JONES: Second.

MAYOR HILL: Second by Jones. Comments?

(NO RESPONSE FROM COUNCIL.)

All in favor?

COUNCIL: Aye.

MAYOR HILL: Opposed?

(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.

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Also, Mr. Grimm would like to have Seth Mansell appointed as part-time summer help. I'll entertain a motion to that effect.

MRS. JONES: So moved.
MAYOR HILL: Moved by Jones. Second?
MR. RADTKA: Second, Mr. Mayor.
MAYOR HILL: Second by Radtka. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MR. BOND: Motion carried. Mr. Bond?
Yes. I'd like the consensus of Council to proceed with this change order on air release vaults for the sewer system. Chris got ahold of me today and said it's reimbursable, and they have to do it right away. Are we all in agreement with that to have a change order?
(Council agreed.)
MAYOR HILL: Any other new business at this time? Hearing none, are there any public remarks?
MRS. JONES: Oh, yes. I'm sorry. I've got a motion to make. I'm sorry about that. We'd like to re-advertise the towers for sale in the Farm and Dairy. We think that we have a buyer that will bid on them. So we would like to do that. Minimum bid of a thousand each.
MAYOR HILL: Everybody heard the motion by Karen. Is there a second to that motion?
MR. BOND: Second.
MAYOR HILL: Second by Bond. Comments or questions on the motion?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
Is there any other new business?
(NO RESPONSE FROM COUNCIL.)
Public remarks? Mark?
MR. MCGRAIL: Mark McGrail, 3656 Goldner Lane, Lordstown, Ohio. I don't really have a comment. I just have a question. It's directed to you, Mr. Radtka. I'm sorry. I don't know any other way to do this. Shortly, the three meetings will be held to, you know, read the Ordinance to rezone the property, the TJX HomeGoods project and at the last one there will be a vote. To my way of thinking—and I could be wrong—there are two options that I see for yourself in dealing with that issue. You can either participate in all three of those and abstain from any votes, or you could recuse yourself from all three. I was just curious if you had had any thoughts as to

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how you might proceed.

MR. RADTKA: Well, when I do, I'll—at this point in time, I don't have an answer. But I will be talking to the Solicitor and my personal attorney before I get into this.

MR. MCGRAIL: Great. Like I said, I didn't mean to—

MR. RADTKA: No. That's fine.

MAYOR HILL: Any other public remarks?

MS. SCHANZ: My name is Teresa Schanz. I live at 2810 Silver Fox Drive. I'm not very good at public speaking. First of all, I'd like to say that I know all of us in Lordstown would like to have TJX here. We would like them on the correct property though. My question— or comments, like Brett and Kathy and the other gentleman as far as having—I think you need to have the answers to the questions that were asked before a rezoning would be done. I know that Ohio has some endangered species in this area. One of them is the Indiana Bat. I'm not saying we have it here; but my thing is, has a study been done to determine whether or not we have anything that can be affected by their building in this area. I have seen the hate mail that Kathy Dickson was talking about, and it wasn't very nice. The other thing is when we meet, we always say the Pledge of Allegiance and the Lord's Prayer. And in the Pledge of Allegiance, it says, "indivisible, with justice for all." And my thing is this whole thing with TJX is dividing Lordstown. Our community is at each other—well, not fighting, but the hate mail, the constant trying to defend yourself. You know, like in what you believe in, okay. I just ask that you just go over everything. Just make sure everything is fine. If it is to be this area that's up for rezoning, that's fine. We accept that there's nothing we can do. But I ask that all the questions be answered before you guys make a decision on this. Thank you very much.

MAYOR HILL: Thank you. Are there any other public remarks?
(NO RESPONSE.)
Hearing none, I'd like to thank everybody for coming this evening. I'll entertain a motion to adjourn.

MR. LIMING: So moved.

MAYOR HILL: Moved by Liming. Second?

MR. REIDER: Second, Mr. Mayor.

MAYOR HILL: Second by Reider. Before we do that. I have one question. How about one meeting in July? Everybody is asking about that. That's one thing we really haven't discussed. I believe it's the 16th.

MRS. JONES: Second normal meeting?

MAYOR HILL: Second normal meeting. It would go down to one meeting in July. Anybody have a problem with that? I'm just throwing it out there. If you want to meet, I don't care. I don't have any problem, but I know it's always in July and August we normally just have one meeting. Let me know on the 18th.

MRS. JONES: That works on my schedule. I don't know about any else.

MAYOR HILL: Motion by Liming; second by Reider to adjourn.
Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?

COUNCIL: Aye.

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MAYOR HILL: Opposed?
 (NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried. Meeting adjourned.

**(WHEREAS, THE REGULAR MEETING BEFORE THE VILLAGE OF
LORDSTOWN COUNCIL ADJOURNED AT 6:45 P.M.)**

_____Mayor

_____Clerk

STATE OF OHIO)
)
COUNTY OF TRUMBULL)

I, Sharon K. Vigorito, a Notary Public, within and for the State of Ohio, do certify that the foregoing meeting before the Lordstown Village Council was written in the presence of witnesses and by me transcribed. I further certify that the foregoing is a true and accurate transcript to the best of my abilities.

Sharon K. Vigorito, Notary Public
My commission Expires May 9, 2022