

November 19, 2018

**PROCEEDINGS**

**Lordstown Village Council Regular Meeting**

**(WHEREAS, the regular meeting before the Lordstown Village Council commenced on Monday, November 19, 2018, at 6:05 p.m. and proceedings were as follows:)**

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

MAYOR HILL: Bill, if I 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: Clerk Blank, present.  
Treasurer, George Ebling?  
MR. EBLING: Here.  
MR. BLANK: Vito Abruzzino?  
ATTY. ABRUZZINO: Present.  
MR. BLANK: Police Chief Brent Milhoan?  
CHIEF MILHOAN: Present.  
MR. BLANK: Fire Chief Travis Eastham?  
(NO RESPONSE — ABSENT.)  
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?  
MR. DIETZ: Here.  
MR. BLANK: Municipal Engineer, Chris Kogelnik?  
MR. KOGELNIK: Present.  
MAYOR HILL: I entertain a motion to excuse Travis Eastham. He called up and said being a Holiday week, he was unavailable.  
MR. LIMING: So moved.  
MAYOR HILL: Moved by Liming. Second?  
MR. SHEELY: Second.  
MAYOR HILL: Second by 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.  
I'll entertain a motion for adoption of the agenda.

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MR. SHEELY: So moved.  
MAYOR HILL: Moved by Sheely. Second?  
MR. REIDER: Second, Mr. Mayor.  
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'll entertain a motion for disposal of the minutes of the regular meeting November 5, 2018.

MR. RADTKA: So moved.  
MR. LIMING: Second.  
MAYOR HILL: Moved by Radtka; second by 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 entertain a motion for payment of the bills.

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

MRS. JONES: Aye.  
MR. BOND: Aye.  
MR. LIMING: Aye.  
MR. SHEELY: Aye.  
MR. REIDER: Aye.  
MR. RADTKA: Abstain, Mr. Mayor. Just line 10.

**(VOTE: 5, AYE; 0, NAY; 1, ABSTAINED.)**

MAYOR HILL: 5, ayes; 1, abstention. Motion carries to pass paying the bills. Mayor's report. Today at 10:30 at the U.A.W. Union Hall they had a Drive-It-Home Lordstown kickoff. Had a lot of elected officials and the Regional Chamber and Union Reps and a lot of interested parties. We've kind of patterned this after the Bring-It-Home Campaign from 20 years ago just to show that due to the fact that they do not have another product for the plant in the pipeline that is known, just to show that the community, entire valley and the state—had a lot of State Reps there—are willing to do what it takes to bring another product in. It was quite successful in my opinion. That's it for the Mayor's report.  
Is there a Clerk's report?

MR. BLANK: No report, Mayor.  
MAYOR HILL: Is there a Solicitor's report?  
ATTY. ABRUZZINO: No report.  
MAYOR HILL: Treasurer's report?

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MR. EBLING: No report.  
MAYOR HILL: Board of Trustees of Public Affairs report?  
MR. DIETZ: Got a meeting tomorrow, 4:00.  
MAYOR HILL: Thank you, Tom.  
Village Engineer's report?  
MR. KOGELNIK: I submitted my report to Council, Mayor. I'll take any questions you all have.  
MAYOR HILL: Any questions for Chris?  
(NO RESPONSE FROM COUNCIL.)  
Hearing none, special reports. Police Chief Milhoan?  
CHIEF MILHOAN: Yes, Mayor. Because of the generosity of our residents and our business owners, we were able to provide six complete Thanksgiving dinners to six different families this year. We'll also be providing a variety of food to a number of families for Christmastime. Friday, December 14th will be designated for our annual Shop-With-A-Cop Program. I'm estimating we'll take somewhere between 14 to 18 kids again this year.  
The only other thing I had is I'd like to comment in reference to the third Ordinance about the MOU with the Trumbull County 911 Center and Niles Police Department. That rollover procedure has always been in place. So, I don't want you to think this is something we just thought of. The reason that this is being passed now is because Trumbull County 911 Center recently had an audit by the state, and it was discovered that even though this was in place, there was no paperwork to show that. So, this is nothing more than a paper trail to show that we've had this in place. If your 911 call is not answered in a certain amount of rings, somebody else will answer it. So, those things have been in place, but we're just putting this on paper now just so we have a paper trail to satisfy the audit. So that's the only reason for that.  
That's all I have, Mr. Mayor.  
MAYOR HILL: Thank you, Brent. Any questions for Brent?  
(NO RESPONSE FROM COUNCIL.)  
Travis is excused.  
Planning and Zoning Administrator and Director of Economic Development, Kellie?  
MS. BORDNER: Yes, Mr. Mayor. We have a Planning Commission meeting coming up on December 14. As of today, I received some information that there is going to be a re-plat of some parcels over on Henn Parkway/Tod Avenue. They're just going to do some re-figuration of some lots over there. And because that's in a plat, I can't approve that. It will have to go to Planning Commission. So that will be on the 14th at 6:30.  
14th or 10th?  
MAYOR HILL: I think you're right. I think it's the 10th.  
MS. BORDNER: Just making sure. Any questions for Kellie?  
MAYOR HILL: I think it's the 10th. I apologize. It's the 10th.  
MS. BORDNER: Chris brought up the 14th. I said the 14th or Friday, so it's the 10th.  
MAYOR HILL: You're absolutely right. It's the 10th. I apologize.  
MS. BORDNER: Just clarifying it.  
MAYOR HILL: Good job.  
MS. BORDNER: Parks, Buildings, Grounds, Street Superintendent, Mr. Grimm?

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MR. GRIMM: No report this evening, Mayor.  
MAYOR HILL: Questions for Dale?  
MRS. JONES: Dale, will you explain the emergency purchase that we did last week or so for the equipment that broke that you needed repaired immediately.  
MR. GRIMM: Yes. Last week we went to use the mini excavator. The Gradall was down. Waiting for parts for it. We went to use the mini excavator and the turnstyle knuckles for the hydraulics had split. So it was unusable. So it was down and out. With no Gradall, no mini, we took it over to Bobcat of Youngstown to get an emergency repair on it. I believe it was \$2,705.64 or something like that. So, I talked with Karen about it, and would just like to get committee approval tonight or whatever we need to do because it's over the \$5,000 expenditure.  
MAYOR HILL: Okay.  
MR. GRIMM: But we do have the machine back. We took it over on Tuesday, and they got it back to us on Friday. We are able to get back up and running again.  
MAYOR HILL: Okay. 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. If you'd like to make a public remark, after I acknowledge you, please come to the microphone and give your name and address so we can get it recorded in the minutes correctly. Public remarks?  
(NO RESPONSE.)  
Hearing none, are there Council remarks?  
(NO RESPONSE FROM COUNCIL.)  
Hearing none, committee reports. Finance, Mr. Radtka?  
MR. RADTKA: The only thing I have tonight, Mr. Mayor, is that one piece we'd like to see passed emergency.  
MAYOR HILL: Questions for Ron?  
(NO RESPONSE FROM COUNCIL.)  
Parks, Buildings, Grounds, General Improvements, Streets and Sidewalks, Mrs. Jones?  
MRS. JONES: Under new business, I'll be making a motion that we approve that repair since it was an emergency. As committee chair, I gave approval. We did not call a meeting, but I think that we can do that through a motion of all of Council to approve that.  
MAYOR HILL: Any questions for Karen?  
(NO RESPONSE FROM COUNCIL.)  
Public Safety and Police, Mr. Reider?  
MR. REIDER: Just one piece of legislation tonight, Mayor, that we'd like to see passed. That's all.  
MAYOR HILL: 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?

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(NO RESPONSE FROM COUNCIL.)

Public Utilities, Mr. Bond?

MR. BOND: Yes, Mr. Mayor. Reading the engineer's report here tonight, he talks about the Highland Avenue natural gas line construction. I want to thank you, Chris. I guess you were able to get a copy of their plans and turn them in to people here.

MR. KOGELNIK: Yeah.

MR. BOND: We did find there is an Ordinance in place where a permit is required. Apparently, there was never a permit form designed for that. So, it was impossible for it to be proceeded with. So, I think that ought to be rectified as soon as possible. Legislation passed in 2008. Is that permit form designed by the engineer, the solicitor or who?

MR. GRIMM: I would imagine that it being a legal document it would have to be through the solicitor; I would imagine.

MR. BOND: I think we need to get a report for that. Could you relate that to Paul? It's a utility—when a public utility comes in to be digging and excavating and stuff.

MRS. JONES: In the road right-of-way.

MR. BOND: In our road right-of-way. They have to get a permit. The fees and stuff is spelled out in the Ordinance. We need a permit form for this so we don't have this problem in the future.

MR. GRIMM: Vito, I believe it's Ordinance 62-2008 if you or Paul need to refer back to it.

MR. ABRUZZINO: Got it. All right.

MR. BOND: Thank you.

MAYOR HILL: Any 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, can we have the first piece legislation.

MR. BLANK: From Board of Public Affairs For Emergency Passage, **AN ORDINANCE RATIFYING A RESOLUTION FROM THE BOARD OF PUBLIC AFFAIRS ADOPTING REVISED 2018 SEWER RULES AND REGULATIONS OF THE VILLAGE OF LORDSTOWN CONTAINING (I) SEWER RULES AND REGULATIONS, (II) SEWER RATE AND FEE SCHEDULE, AND (III) SEWER CONSTRUCTION STANDARD DETAIL DRAWINGS, REPEALING BOARD OF PUBLIC AFFAIRS RESOLUTION NOS. 2007-2, 2007-3, 2009-3, 2009-7, 2010-3, 2011-11, 2012-6, AND 2012-9 AND ORDINANCE NO. 105-2012 AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions on this piece of legislation?

(NO RESPONSE FROM COUNCIL.)

Hearing none, I declare it's to have had its second reading.

Next, please.

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MR. BLANK: From Planning Commission, **AN ORDINANCE AMENDING THE LORDSTOWN VILLAGE ZONING MAP TO RECLASSIFY 116.865 (per Auditor website) ACRES OF REAL PROPERTY OWNED BY MALA PROPERTIES, LIMITED, BEING PARCEL NO. 45-196400 FROM RESIDENTIAL (R-1) TO PLANNED UNIT DEVELOPMENT DISTRICT (PUD).**

MAYOR HILL: Comments or motions?  
(NO RESPONSE FROM COUNCIL.)  
Hearing none, I declare this Ordinance to have had its first reading. Next, please.

MR. BLANK: From Public Safety and the Police Department Committee For Emergency Passage, **AN ORDINANCE AUTHORIZING THE VILLAGE OF LORDSTOWN TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE TRUMBULL COUNTY 911 CENTER AND THE CITY OF NILES POLICE DEPARTMENT TO ACCEPT ROLLOVER CALLS FROM THE PSAP'S LOCATED IN TRUMBULL COUNTY AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?

MRS. JONES: Motion to suspend.

MAYOR HILL: Motion to suspend the rules by Jones. Second?

MR. SHEELY: Second.

MAYOR HILL: Second by Sheely. 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. Is there a 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. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: Yes.

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MR. BLANK: Mr. Liming?  
 MR. LIMING: 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 63-2018. Next, please.

MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE AUTHORIZING THE CLERK TO TRANSFER THE SUM OF \$126.76 FROM THE UNCLAIMED MONEY FUND INTO THE GENERAL FUND AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?

MR. RADTKA: Motion to suspend.

MAYOR HILL: Motion to suspend the rules by Radtka. Second?

MR. LIMING: Second.

MAYOR HILL: Second by Liming. 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. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: 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. Motion to adopt?

MR. SHEELY: So moved.

MAYOR HILL: Moved by Sheely. Second?

MR. BOND: Second.

MAYOR HILL: 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: 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.)

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MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 64-2018.  
Is there any old business Council would like to discuss at this time?

MRS. JONES: Yes. I would like to clarify something that happened at the last two meetings. During our caucus session on October 15th, Council was asked to give direction to TJX regarding a cul-de-sac versus a thru street on Hallock Young Road. The Mayor stated that TJX wanted Council to give them some kind of a direction that night. During new business of the meeting, Council gave direction to TJX in the form of a motion, second and a vote of 4, yay; 1, nay; and one abstention. I don't think that was an illegal vote. I think that, that was a vote to give direction to what Council wanted to see happen. I know that our Solicitor said at the last meeting that was not the time or the place to vote on that. But since he was not here on October 15th, he did not hear the discussions in caucus or have access to any of that information since there's no minutes. So he did not understand that—I don't think—that it was that we were asked to give direction that night. That's all I have to say.

MAYOR HILL: Is there any other old business?

(NO RESPONSE FROM COUNCIL.)

Hearing none, new business. Mrs. Jones?

MRS. JONES: Yes. I'd like to make a motion that all of Council agree and pay for the repairs to the mini excavator, not to exceed \$3,000.

MR. LIMING: Second.

MAYOR HILL: Motion by Jones; second by Liming authorizing the emergency payment for the mini excavator. 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.)

Hearing none, are there any public remarks?

(NO RESPONSE.)

Hearing none, I'd like to thank everybody for coming to tonight's meeting. I'll entertain a motion to adjourn.

MR. REIDER: So moved, Mr. Mayor.

MAYOR HILL: Moved by Reider. Second?

MR. SHEELY: Second.

MAYOR HILL: Second by 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.)**

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Motion carried. Meeting adjourned.

**(WHEREAS, THE REGULAR MEETING BEFORE THE VILLAGE OF LORDSTOWN COUNCIL ADJOURNED AT 6:25 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