

RECORD OF PROCEEDINGS
MEETING OF THE LORDSTOWN VILLAGE BOARD OF PUBLIC AFFAIRS
1455 Salt Springs Road, Lordstown, Ohio
August 20, 2019
4:00 p.m. to 5:15 p.m.

IN ATTENDANCE: Mr. Kevin Campbell, President
Mr. Michael Sullivan, Vice-President
Mr. Thomas Dietz, Board Member
Mr. Darren Biggs, Supt. of Utilities
Ms. Cinthia Slusarczyk, Clerk
Mr. Christopher Kogelnik, Engineer

ALSO PRESENT: Ms. Kay Arlow

RECORD OF PROCEEDINGS taken before me, DEBORAH LAVELLE, RPR, a court reporter and Notary Public within and for the State of Ohio on this 20th of August, 2019.

MR. CAMPBELL: Call the meeting to order. Please stand with me for the Lord's Prayer and Pledge of Allegiance.

ROLL CALL:

MR. CAMPBELL: Thank you. Cindy, Roll Call please.
MS. SLUSARCZYK: Kevin Campbell.
MR. CAMPBELL: Here.
MS. SLUSARCZYK: Thomas Dietz.
MR. DIETZ: Here.
MS. SLUSARCZYK: Michael Sullivan.
MR. SULLIVAN: Here.
MS. SLUSARCZYK: Darren Biggs.
MR. BIGGS: Here.
MS. SLUSARCZYK: Cinthia Slusarczyk, present. Chris Kogelnik.
MR. KOGELNIK: Present.

APPROVAL AND CORRECTION OF MINUTES:

MR. CAMPBELL: Very good, thank you. We have one set of minutes on for approval, July 25 of 2019. Are there any adjustments or corrections to these minutes?

MR. DIETZ: I'll make a motion to accept them.

MR. SULLIVAN: Second.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: All right. Those are approved. Thank you.

CORRESPONDENCE:

MR. CAMPBELL: Correspondence. Cindy any correspondence?
MS. SLUSARCZYK: No. I do have a memo from the Solicitor's office that was forwarded to you earlier this month regarding the Lordstown Energy Center payment, but I want to cover that under the Solicitor's report.
MR. CAMPBELL: Very good. Anything else?
MS. SLUSARCZYK: No.

PUBLIC COMMENTS:

MR. CAMPBELL: Down to Public Comments. Any public comments

at this time.

MS. ARLOW: Not at this time.

MR. CAMPBELL: Very good, thank you.

NEW BUSINESS:

1. A Resolution recommending that the Council of the Village of Lordstown authorize the purchase of one new 2019 Chevrolet Silverado truck from Sarchione Chevrolet, Inc., 1572 State Route 44, P.O. Box 217, Randolph, Ohio 44265, such proposal being the most responsive, lowest and best proposal, for use by the Utility Department.

MR. CAMPBELL: We've got three items under New Business. There are three resolutions. First one is a Resolution recommending that the council of the Village of Lordstown authorize the purchase of one new 2019 Chevrolet Silverado truck from Sarchione Chevrolet, Inc., 1572 State Route 44, P.O. Box 217, Randolph, Ohio 44265, such proposal being the most responsive, lowest and best proposal, for use by the Utility Department. I don't believe this was passed by Council last night. I think part of their reasoning was it wasn't passed by us first. So I don't think there's been any -- well, I guess where are we at with the truck because I think Cindy said it was set up for delivery.

MR. BIGGS: It's ready to go.

MR. CAMPBELL: Are they gonna be able to hold it for us for pricing?

MR. BIGGS: I don't know. If I get a hold of them, how long am I gonna tell them? They didn't vote on it last night. They didn't even make a motion for it.

MR. CAMPBELL: I thought it made first reading.

MS. SLUSARCZYK: It did.

MR. BIGGS: There wasn't even a motion, if I understand.

MR. CAMPBELL: It went first reading. It wasn't passed for payment, but at least it was brought up and it was put through for first reading.

MR. KOGELNIK: I believe that was the case.

MR. BIGGS: So we're looking at two-and-a-half months.

MR. CAMPBELL: I think they're gonna schedule another meeting for -- I'm in the sure.

MS. SLUSARCZYK: If it goes three readings and 30 days, it would take two-and-a-half months.

MR. CAMPBELL: But they could bump it to emergency passage at the next meeting.

MR. SULLIVAN: But I gotta ask you again, when we were talking about hiring Darren and when I called Dutton, he said yeah if it's, you know, because you work for Bill. But if it's BPA bills, when I was on Council the raises and so on, BPA passed them, Council objected. Dutton said well it doesn't make any difference, that they'll go through. So if that's the case, why can't we, if we pass it here --

MR. CAMPBELL: Well, I think that's our first step. We'll pass it here. And if we can get the thumbs up and that's all they needed, we'll move on with it. And if they want to make an issue with it, which we all necessity how things can be made an issue if they want to be made an issue, and that we can't control that aspect of it. At this point all we can do is pass it through hear and --

MR. SULLIVAN: Well, I think we need to call Dutton and --

MR. CAMPBELL: I'll talk to Bill and see if he's willing to just move forward with our passage or does he want to --

MR. SULLIVAN: Did you talk to him, to Bill?

MS. SLUSARCZYK: I did talk to Bill. Bill, in the beginning, asked why an ordinance was even prepared. And he goes well, that's what we did that the past. And Bill told him then that we do not fund them anymore, they take -- you know, they support themselves. But because the resolution

and the ordinance was already created, we just left them alone. Ours doesn't -- you know, it doesn't say that it needs Council support or for emergency passage, any of that. But there is a companion ordinance for Council, so I agreed. It's my understanding if you pass this, I just -- I'm not sure that any of the Council members were aware that you did make a motion previous to this resolution supporting the purchase of the vehicle.

MR. CAMPBELL: There's been Council members that have been aware. I know that between some attending our meetings and going through financial --

MR. SULLIVAN: Yeah, Karen was here last time.

MR. CAMPBELL: They may say different or not remember, whatever it may be. But at this point we're still all on the same page, right?

MR. SULLIVAN: Yes.

MR. CAMPBELL: Then let's go ahead and pass it.

MR. SULLIVAN: Talk to Bill.

MR. DIETZ: I'll make a motion to go ahead with the purchase of the 2019 Silverado.

MR. SULLIVAN: I'll second that.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Motion carries. Let's sign this.

MS. SLUSARCZYK: This becomes Resolution 2019-5.

MR. CAMPBELL: All right. Very good, thank you.

2. A Resolution recommending that the Village of Lordstown enter into an agreement with County of Trumbull, Ohio and HomeGoods, Inc. to accept conveyance of a sanitary sewer segment owned by Trumbull County but situated within the Village of Lordstown and to grant the HomeGoods, Inc. (TJX) project permission to access sanitary sewer service from Trumbull County.

MR. CAMPBELL: Number 2, a Resolution recommending that the Village of Lordstown enter into an agreement with County of Trumbull, Ohio and HomeGoods, Inc. to accept conveyance of a sanitary sewer segment owned by Trumbull County but situated within the Village of Lordstown and to grant the HomeGoods, Inc. (TJX) project permission to access sanitary sewer service from Trumbull County. Then the second one is -- what's the difference? That's for the meter manhole part of it.

MS. SLUSARCZYK: The first one is the agreement of Trumbull County conveying the sewers to the Village of Lordstown. The next one is the agreement with Lordstown and TJX to build as designed.

MR. SULLIVAN: I'll make a motion to pass the Trumbull County

--

MR. CAMPBELL: I'll second that. All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Very good. I know that --

MR. SULLIVAN: They've already cut the check as I understand.

MS. SLUSARCZYK: That would be for the next resolution.

MR. SULLIVAN: Well, that's what I'm talking about.

MR. CAMPBELL: We broke this into a couple chunks.

MR. DIETZ: What was the number on the first one?

MS. SLUSARCZYK: The first piece of new business was 2019-5. Number 2 will be 2019-6.

MR. CAMPBELL: Okay. Chris has an update, I think.

MR. KOGELNIK: I don't know, is that just your resolution? Okay. So this has no impact on what the Trumbull County Commissioners are looking at right now with this agreement. Because the County Sanitary Engineer's lawyer has seen the agreement and has approved it, and they've

forwarded that agreement to the Trumbull County Commissioners' lawyer who now has it for their review.

MR. SULLIVAN: So the Commissioners gotta pass it.

MR. KOGELNIK: Yes. So I don't know if that has any bearing on what you're doing here.

MR. CAMPBELL: Yes, it does. This is our part of it. If they pass it, we're all good to go. If there's changes, we'll have to come back and review it.

MR. KOGELNIK: Fine.

MR. CAMPBELL: But I'm thinking it's a pretty smooth move for -- you know, they've been cooperating and, you know, getting parts of it already completed that we needed. They're getting TJX, we're swapping some customers. I don't foresee issues, but we know what happens when attorneys get involved.

MS. SLUSARCZYK: I did ask Solicitor Dutton tonight can the BPA pass the waste water meter manhole agreement with TJX without the Trumbull County agreement in place, and it was yes.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: So he knows neither items are in place.

MR. CAMPBELL: You said this one we need three copies of?

MS. SLUSARCZYK: The next one.

3. A Resolution recommending that Village of Lordstown execute an agreement with HomeGoods, Inc. (Global) to authorize CT Consultants, Inc. to proceed with development and construction of the Imperial meter manhole project in conjunction with the Lordstown HomeGoods distribution center water and sanitary sewer utility relocation project.

MR. CAMPBELL: Very good. All right. Now to number 3 under New Business. A Resolution recommending that Village of Lordstown execute an agreement with HomeGoods, Inc. (Global) to authorize CT Consultants, Inc. to proceed with development and construction of the Imperial meter manhole project in conjunction with the Lordstown HomeGoods distribution center water and sanitary sewer utility relocation project. This is the part with the meter -- the master meter that we had lots of, I guess, delays with and confusion on. And then you asked the question if they issued a check yet, and they have issued a check?

MS. SLUSARCZYK: Yes. We received the check about ten days going on Friday for the full amount.

MR. SULLIVAN: That resolution, should that cover everything like the thirteen houses -- or I mean, Pritchard Ohlton and --

MS. SLUSARCZYK: Well, that was in the previous agreement with Trumbull County. Trumbull County would give us the existing customers on along that sewer line, and then in turn you would allow TJX to connect to Trumbull County system.

MR. CAMPBELL: Yeah, this one --

MS. SLUSARCZYK: This is for the meter manhole and --

MR. CAMPBELL: This is the -- for the connecting of that.

MR. DIETZ: I MAKE a motion that we pass that, the number 3.

MR. CAMPBELL: I'll second that. All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Very good. Now this is the one we need three copies of.

MS. SLUSARCZYK: And this is Resolution 2019-7. You'll have the Resolution to sign and the agreement. They are both flagged.

MR. CAMPBELL: Chris, I want to thank you and Cindy for all your extra efforts. I know Darren was involved some, but I know a lot of the paperwork was fluttering back and forth between us and them and lawyers and --

MR. KOGELNIK: It hasn't been easy. And I think that a lot of people here deserve credit. So I'm happy that, you know, everybody is communicating with this and it's resulting in completed efforts.

MR. CAMPBELL: Moving forward.

MR. DIETZ: Talking about the sewer thing, I see they've got a deep hole dug with boxes in up there by where that new road's coming through. That must be where they're gonna connect.

MR. CAMPBELL: Yeah.

MR. BIGGS: That's where they're boring from, Tom.

MR. CAMPBELL: They're gonna bore from that side to my side.

MR. DIETZ: I know they're bore holes because they got the boxes.

MR. BIGGS: I don't think they're gonna bore up there though. I think they're gonna open cut. But they were set up for a bore.

MR. CAMPBELL: All right.

MR. SULLIVAN: Is that 19-07?

OLD BUSINESS:

1. TJX - Water and Sanitary Sewer

MR. CAMPBELL: Well, down to our Old Business items. First was TJX Water and Sanitary Sewer. Are there any updates or changes? I guess we started that route.

MR. KOGELNIK: Yeah, real quick. The water line construction has progressed, and they have the bulk of the water line installed between the point where they need to connect on Hallock Young Road and the point where they need to connect on Ellsworth Bailey, less a few feet to make the actual connection. And the contractor seemed to be doing a really good job.

MR. CAMPBELL: Good.

MR. KOGELNIK: And he seemed to really take a lot of pride in his work and, you know, safety for the workers and even us when we were out on site. And Darren has, you know, provided his staff copies of the inspection reports and photographs. So it went just like we hoped it would.

MR. CAMPBELL: Great.

MR. KOGELNIK: And now, you know, the difficult part is gonna be making these connections. And so there's a lot of conversation and dialogue going between Darren and myself, Darren and the contractors, Darren and TJX officials. So Darren's been a huge help with this so far, and he's done a real good job communicating and staying on top of these things. So that's what this is all about. And to -- just today we were even talking about the connections on Hallock Young Road. So I'm hopeful that, you know, that same, you know, pragmatic and comprehensive approach keeps going so that we can hopefully not have any issues.

MR. CAMPBELL: Great, great. Thank you.

MR. DIETZ: Are they using the steel line or plastic?

MR. KOGELNIK: For your water line?

MR. DIETZ: For the water line.

MR. KOGELNIK: That's all class 52 ductile. It's not going anywhere. It's a really good trench. You really have to -- we'll show you some pictures when this is all said and done.

MR. DIETZ: You mean -- but it's -- you're saying ductile steel?

MR. KOGELNIK: Ductile is -- yeah, ductile iron.

MR. DIETZ: I seen it sitting up there.

MR. KOGELNIK: Yeah. Class 52 is one of the strongest classes, special classes, that you can get for water distribution piping. In some cases some people use that for the class of pipe inside of treatment plants and such. So it's -- the construction is very good. I have -- you know, there were a couple instances where we asked the contractor to pull out large stones that were potentially going to be sitting right on top of the water line, and he had no problem pulling those out for us at our request. And he looked like he took some care in his work.

MR. SULLIVAN: They're not gonna be a big water customer, are they?

MR. KOGELNIK: No, no.

MR. CAMPBELL: Now when the connections are made and things go smoother, there are no boil alerts needed or will there be?

MR. KOGELNIK: You never know.

MR. BIGGS: Depends on how things go. How we end up doing TJX, you may be shut down for a while, he may be shut down for a while. We're trying to figure all this out. Before where it will be minimal and might be as a precaution, but we'll have to wait and see. Not sure yet.

MR. KOGELNIK: Yeah. Just keep in mind that that water line is still just primarily -- it's purpose is for a loop, you know. That's a small user. They really don't have a whole lot of domestic water use. Their biggest use could be in the form of a fire.

MR. CAMPBELL: Heaven forbid that happens.

MR. KOGELNIK: Or something like that. We hope that doesn't happen, but we've planned for some provisions for that.

MR. BIGGS: And a new water line that's being put in there will be well chlorinated and flushed.

MR. CAMPBELL: Before you connect.

MR. BIGGS: And I will run those on them a couple days and they gotta come back okay before they are even allowed to be added in anywhere else. That will all be taken care of, it's just the --

MR. CAMPBELL: Connection part.

MR. BIGGS: That will all be good to go before that touches any of our system.

MR. KOGELNIK: So there's still some coordination that has to go into these connections. But we're trying to anticipate the next element of work which is probably gonna be the sanitary, so there's gonna be some readiness that's gonna happen, some communication and dialogue.

MR. CAMPBELL: Is that the same contractor?

MR. KOGELNIK: Yeah.

MR. CAMPBELL: So that's good report that he already established the water line.

MR. KOGELNIK: These are experienced guys, they do work in multiple states. You get the sense that this is just another project, okay. So they've got a standard about them.

MR. CAMPBELL: Good. Makes me feel a lot better.

MS. SLUSARCZYK: Just to confirm with the Board, the permits and applications for --

MR. CAMPBELL: Oh, yes. Thank you, Chris, for that e-mail. We should touch upon that.

MS. SLUSARCZYK: As Chris said and confirmed, for water we'll be charging the normal fees for the deposit, inspections, the tap and the meter. They'll have to buy the meter. I just don't know what size the meter is at this time, but Darren I think is already working with that. And for the sanitary sewer, Chris says the permit application fee should apply; but because they're building and constructing everything else that would normally apply, we're not going to charge -- he recommends it's not really applicable because they're building and installing the sewer lines and laterals.

MR. CAMPBELL: And they're connecting to Trumbull County. They're switching the system. But I agree, I don't think it's proper that we would charge them for that aspect of it. So I don't know how you gentlemen feel.

MR. SULLIVAN: I don't know. Chris?

MR. KOGELNIK: You asked me for my opinion, and my opinion is just unbiased. I can't side with one or the other.

MR. BIGGS: Well if you want my opinion -- she had asked me what I thought. They're buying the stuff, they're doing all the work, and we're

gonna charge them for a permit for something that maybe would have been ours anyway. I tend to disagree with that. They're doing everything, spending the money.

MS. SLUSARCZYK: The actual permit would just allow them to perform work in the Village of Lordstown. But the other things, the tap-in fees and that, the inspection fees, connection fees, that is what you're saying.

MR. CAMPBELL: I agree with how Chris evaluated it.

MR. BIGGS: One of the questions they had was well, for this tap for our service line, you know, you're gonna charge us for that but yet we're doing it. If you're gonna charge us, maybe you should be doing it. Understandable. That's my opinion on it. If they're doing all the work and paying for materials and whatever, we're gonna charge them too?

MR. DIETZ: Are you gonna be there to make sure.

MR. BIGGS: Everything. Absolutely, Tom. Yep.

MR. DIETZ: I'll go along with that.

MR. BIGGS: They're still gonna do our standards and we're still gonna be there.

MR. DIETZ: It took us long enough to get them convinced that we were weren't gonna put up with crap. And they are complaining they're behind, well it's their own fault.

MR. CAMPBELL: I'm not gonna take the blame for that.

MR. DIETZ: I'll go along with what you're saying about --

MR. CAMPBELL: Chris' recommendation.

MR. DIETZ: -- Chris' recommendation. Keep Chris' name in there.

MR. SULLIVAN: It's really Darren's recommendation. He's neutral.

MR. KOGELNIK: Thank you, appreciate that.

MR. CAMPBELL: He is, he is. But his evaluation I believe is true and represents the situation very well. So --

MR. SULLIVAN: Okay.

MR. CAMPBELL: Do you want a passage for that? We probably should, right?

MS. SLUSARCZYK: Yeah, because just --

MR. CAMPBELL: How do we want to word that? Do you want to read what Chris recommended and then we pass it as a motion? That way it's in detail.

MS. SLUSARCZYK: I can. For water I think it would be appropriate that the normal fees for deposit, inspections, tap and meter to apply. And if there is an established fee for temporary water during the construction, that that fee should also apply. For sewer, I think the sewer permit application should apply. In terms of a potential sewer tap fee, you are concerned about using the big table for the sewer ranks. Yes, that would normally apply. However, TJX is connecting their sewer lateral to the county sanitary sewer, so a Village sewer tap fee does not appear to be applicable to me.

MR. SULLIVAN: So we should make a motion that Trumbull County sewer won't pay for the tap fee?

MS. SLUSARCZYK: Well, I think we're making a motion that independent contractors won't have to pay the connections and tap fees. They will pay a permit fee to perform work building sewers in the Village of Lordstown, that's it. They'll pay that fee.

MR. DIETZ: They'll pay for all permits.

MS. SLUSARCZYK: Permits.

MR. DIETZ: Permits. But no tap-in fees.

MS. SLUSARCZYK: Yes. Now when it comes to connecting to the water, they'll have a water connection fee --

MR. SULLIVAN: Right.

MS. SLUSARCZYK: -- instead of a tap fee. If -- I'm not sure

of this, but if they install a meter manhole, if the meter's at the road they'll have to install a meter manhole and purchase their meter. It's greater than the residence meter. So there will be those, those infrastructure components they'll be paying for. But they'll have to, just like any other customer, make application, which I think that is something that TJX will be doing, not Independence. Independence is gonna be building the system and they are only gonna be paying for the permits. Then when they go to connect, TJX will make application, pay for their meter. I guess that could be between either one of them, the contractor or TJX. However, they have that defined in their own work. But they would have a connection fee, application fee, deposit, the normal standard stuff. Nothing extra.

MR. CAMPBELL: Okay. Any other questions? All right. I'll make a motion that we pass what we've decided and what Cindy's read for Chris' recommendations for the permits for water and sewer for TJX connections.

MR. SULLIVAN: Second.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Motion carries.

MS. SLUSARCZYK: Chris, on that you had a question about how the sewers relate to the county line being transferred to the Village. Is that something that the Board should be concerned with now so we can be prepared for that?

MR. KOGELNIK: Yeah. I would recommend that in some way, shape or form the BPA communicate with the new residents or the new customers and let them know.

MR. CAMPBELL: Come on down.

MR. KOGELNIK: Aside from you, of course.

MR. CAMPBELL: I'll have to abstain on anything with that.

MS. SLUSARCZYK: We have to come to an understanding with the County, when is it going to end. Is it gonna end with our meter reading or X date, or they're mine now and you're not getting anything further. I don't think we want to do business that way.

MR. CAMPBELL: Once the agreement is finished up, we would have a date to say work with them, at this date you guys are calling it quits and we're gonna pick it up from here. Their billing cycle is a little off from ours. As long as we all have a date that's working from.

MS. SLUSARCZYK: But they are using our readings.

MR. CAMPBELL: Yeah, that's right. You got complete control over that.

MR. KOGELNIK: I don't know how they -- what is the County's method of maintaining and operating their line, the same as ours? Like for example, we operate our sanitary sewer and we don't have any ownership of the lateral going on private property. The County is the same?

MR. CAMPBELL: Uh-huh.

MR. KOGELNIK: And we operate the sanitary sewer lateral up to the right-of-way point, I believe.

MR. CAMPBELL: Yeah.

MR. KOGELNIK: The County is the same.

MR. CAMPBELL: I think it's the same from that aspect. I don't think there's much that's gonna be out of place for. And you did state in your e-mail about -- and rightfully so -- that we should, you know, at least see when the line's connected to that pump station, if we have an I&I issue. And it might be something that -- I don't foresee it, but it's something we take a low at. We've connected this line and all of a sudden we're seeing it. None of us are expecting a big jump out of those homes that are coming out of there. And if we do, at least it's a small controlled area. I know Darren probably doesn't want to hear smoke test and -- at least it's a leg that would be manageable to check into if there's a problem.

MR. KOGELNIK: I will want some due diligence question asked of the County, did you have any inspection or I&I program in that area.

MR. CAMPBELL: We can ask, but I don't believe so.

MR. KOGELNIK: That's it.

2. Utility Department Building

MR. CAMPBELL: Okay. Very good. Item number 2, Utility Department Building. Any adjustments or changes or updates for that? We're just keeping that --

MR. BIGGS: Well, I do. But in light of we can't even get a vehicle, it makes it a little bit rough asking personally. What I did do is actually look up the old Peterson building, just to see.

MR. CAMPBELL: What our options are.

MR. BIGGS: What the options are. Now the inside of it, I don't have a clue. I guess what I'm looking for, is it worth me even calling to say hey, can we get in there to see what it's like, or should we just forget the whole building --

MR. SULLIVAN: Do you know how much it is?

MR. BIGGS: 139. It's over 16,000 square feet.

MR. DIETZ: From what I hear, there's one back door that ain't even locked.

MR. BIGGS: Well, we could fix a back door that needs locked.

MR. CAMPBELL: I think that's what he's saying, you can check it out. It's called trespassing.

MR. SULLIVAN: I wonder if that's -- they had that and its still there, that lean-to on the back of it.

MR. BIGGS: Right.

MR. SULLIVAN: Is that part of the \$1,600?

MR. BIGGS: I didn't look any more into that. This is from the realtor.

MR. CAMPBELL: Is there enough property to work with? I don't think it has a very good footprint.

MR. BIGGS: 2.6 acres. It's a lot more than we have now.

MS. SLUSARCZYK: They recently replatted it.

MR. CAMPBELL: But would we be able to function with that?

MR. BIGGS: And obviously you're gonna have -- I don't know because it's been closed, what it's gonna take to get it redone, what it's gonna take to get it redone the way we need to.

MR. CAMPBELL: What kind of power restrictions.

MR. BIGGS: My building over there is still flickering. I mean, that's not even an issue, I'm dealing with it now, you know what I mean. I don't know. I just -- I guess if you'd like me to, I would move forward and at least we could see what it's about. Or should I just forget this whole thing, am I wasting my time, whatever.

MR. SULLIVAN: I don't think we'll be able to get -- at one point Council, when we were talking about down there, they were talking about throwing \$100,000 in the pot; and I'm sure that's not gonna be the case now.

MR. CAMPBELL: Part of it was because of the whole situation with that building. Yeah. But like you said, if we don't at least pursue and ask and keep it on the radar, then it never gets anywhere.

MR. DIETZ: I'll make a motion to -- the superintendent proceeds looking into the old Peterson Hardware --

MR. CAMPBELL: I'll second that. All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: See what you come up with. It's been vacant for a while.

MR. SULLIVAN: A long while.

MR. CAMPBELL: That doesn't help us.

MR. BIGGS: Again, I don't know what it's like. I don't know if it's even worth dealing with any more.

MR. SULLIVAN: You don't know what's inside.

MR. BIGGS: I have no idea.

MR. CAMPBELL: Since it's been sitting for a while, the price keeps getting lower. A building eventually gets -- if it's not kept up somewhere it's a parking lot.

MR. KOGELNIK: You can use that spreadsheet we used in evaluating Kunkle. And it has all the line items that we have we're concerned with: The roof, the electric, the plumbing, the doors, asbestos, and that sort of thing. So it's -- I think it's worth a walk-through if you're really that needing of a new building.

MR. SULLIVAN: We're -- me and Chris have briefly discussed this, and he actually volunteered to go down there with me with you guys' approval.

MR. CAMPBELL: Check it out.

MR. BIGGS: If we see what is going on, he offered to come down and take a look also. Maybe we can set something up.

MR. CAMPBELL: Does the Peterson family still own the property?

MR. SULLIVAN: No.

MS. SLUSARCZYK: Aldo Balestra.

MR. SULLIVAN: That's the one that originally built it, isn't it?

MS. SLUSARCZYK: And I do have his -- I know it's with the realtor, but we do have his contact information if --

MR. CAMPBELL: I think it's with Dan, isn't it, the realtor?

MS. SLUSARCZYK: Dan Crouse, yes.

MR. CAMPBELL: All right. Very good.

3. I&I

MR. CAMPBELL: Item 3, I&I. Any updates or changes with that.

MR. BIGGS: Yes. That flow meter over on -- at Wylands, I don't have a date on that to --

MR. CAMPBELL: Give a good report.

MR. BIGGS: Right. But we actually smoke- tested a small area on Hallock Young right where it turns to gravity coming off of 45, we did about 1,200 feet, about four manholes, and we didn't see any issues there. So that's all the further we got. We got about 1,200 feet over there.

MR. SULLIVAN: At least you're doing something.

MR. BIGGS: There was nothing --

MR. CAMPBELL: Well, that's good.

MR. BIGGS: -- which is good. But that's just the tip of it.

MR. SULLIVAN: How do you tell? When you run the smoke, can you see it coming out of the house?

MR. BIGGS: There's no homes right there. We did no homes there. I wanted to set up a spot with no homes because I gotta coordinate with homeowners and make sure we got a full day. With everybody being new at this, I wanted to pick an area with no homes so my team is on the same page before we go into --

MR. CAMPBELL: The equipment and all that.

MR. BIGGS: I had them go through some of the stuff we might have. I'm looking for a video camera if we don't have it. If the homeowner isn't there, us guys can see the issue. They said how do I know, I wasn't there. I haven't got time for that. There was no homes there, it was just a straight gravity shot.

MR. SULLIVAN: When do you it where there are homes --

MR. BIGGS: There will be smoke coming out if there is an issue. Where the clean out is, it could be coming out their downspouts if it's tied in. That's the stuff we'll be looking for right there. They do still have the drain in the basement, they could get that, which they need to know --

we need to let them know if they got pets, let everybody know the whole deal with it. That's gonna take a lot more time --

MR. CAMPBELL: Time.

MR. BIGGS: -- a lot more efforts and time to do that. So we did an area where we knew there wasn't anybody so we could get it. Now those are plugging it up and tripod and starting it up and walking the whole thing. I mean, there's -- we'll call it a lot, but it takes some time.

MR. CAMPBELL: Okay. Very good. Any other questions?

4. Sanitary Sewer Rate Review

MR. CAMPBELL: Number 4, Sanitary Sewer Rate Review. There's been some discussions with that and us getting a recommendation to Council and the concerns of Warren's rates increase. And I think we had drawn up a recommendation, we just didn't pass it because of the things that were going on with all that I just mentioned.

MR. SULLIVAN: So what is going on with all that?

MS. SLUSARCZYK: Currently Trumbull County has not paid what was agreed to in front of Judge Logan, that's in a settlement. So the City of Warren is contemplating going back to court against the County. I believe I forwarded you that memo from Matt Ries with HHM. And they're saying or they would like to recommend that we refund the payment made to Clean Energy reflecting true-up and retroactive payments. We billed -- back-billed them from the time they connected, which is less time than the period that Warren was talking about, at the new rate. And that lump of money is sitting in our account. And they don't like having that because we collected it to pay Warren but what we didn't pay it to Warren, and it was -- I guess now we know that Council or, you know, the Village got involved in don't want to pay that, they are contesting those charges. But we did get a notice from the City of Warren saying the new rate is going to be \$3.49. So from that notice forward we cannot say not bill Clean Energy Future that rate.

MR. CAMPBELL: Right.

MS. SLUSARCZYK: So what we billed from April forward, I don't feel that we should refund that money.

MR. CAMPBELL: I agree.

MS. SLUSARCZYK: And to be clear, there was no true-up payment in there. The true-up payments were previously Warren would do an analysis like at the end come March each year, and they would say our actual operating expenses equated to that per thousand gallons. They broke it down to what it actually cost them to process each billing unit and then they would adjust our rates. And they did that the whole time up through 2016. They did do it in '16 and '17, but it goes to the County for the County's approval and then they bill and implement that rate. The County did not approve it in '16 and/or '17 and/or '18. So the true-up payment there is different, that affects your base rate. Now we were told flat fee, putting all that aside, the new rate going forward is \$3.49 a thousand gallons. The Village is contesting that because it is 75 percent of Warren's rate. And the confusing thing is they bill by cubic feet, we bill by a thousand gallons. So that \$3.49 rate is our rate for sanitary sewer, which is 75 percent of Warren's inside user rate for their residents. But the County's argument is, as is Champion's argument is yes, but you have personnel, you have staffing, you have treatment, you have all those expenses in your rate that we're not paying for. That's for your customers because you take care of those customers. We have that burden, we should not have to pay that rate. So whether that \$3.49 rate is upheld if it goes back to court -- so I really don't know what you want to do. I would say maybe think about it longer.

MR. SULLIVAN: Somewhere in one of the emails I read that we had a contract through 2020 or 2021.

MS. SLUSARCZYK: We did. Our -- we -- when the east side sewer system was developed, we had an Operation and Maintenance Agreement and we had a flow rate agreement. The Operation and Maintenance Agreement was very

expensive, and when it lapsed five years later we let it lapse. So that's dead in the water.

MR. CAMPBELL: But we do time and material with them if needed. And it's been working out well, right Darren? If something comes up that we contact them and they just send us a bill and it's been working out just fine?

MR. BIGGS: Absolutely is.

MS. SLUSARCZYK: So to the flow rate agreement, we had a contract through 2021 I believe it was. And Warren said no, that's an old agreement, it's no longer in place. It's like you're kidding me, I have all these agreements. So sure enough, I said the only thing that we did in 2016 when Warren referred to the new agreement of 2016 was Lordstown Energy Center. Sure enough in that Lordstown Energy Center legislation that was passed it has one little clause that says the rate -- even though it's Operation and Maintenance, it was -- the rate will be based on the Trumbull County agreement, blah-blah-blah-blah-blah. And that is now for the next umpteen years. And it did not replace or repeal our legislation on the books, but -- and that Lordstown Energy agreement with the City of Warren fairly clearly has two sentences I think that encapsulate that action. And Warren's saying no agreement.

MR. CAMPBELL: I agree that this thing is so muddled up and confusing, I hate to start refunding without clear direction with the agreement handed out. We know how hard it is to give back, then you gotta calculate again if something overlaps. I mean, it's confusing now. I mean, you start down that aspect of it --

MR. SULLIVAN: And that's for the east side sewer that goes to the energy center. But don't we also have an agreement for --

MS. SLUSARCZYK: No.

MR. SULLIVAN: -- the east side sewer?

MS. SLUSARCZYK: We did. But the Lordstown Energy Center agreement we had seven -- don't quote me, but I will say about seven agreements; and one of them was with the City of Warren Waste Water Treatment Plant for them to treat the sewage that went from there. And in that agreement it basically says the rate will be this. Instead of it being two separate things, rate -- treatment rate and operation and maintenance, it's all one thing they encapsulated through it in the thing to cover Lordstown Energy Center and that's the new agreement.

MR. SULLIVAN: I don't understand. Well, what I don't understand is the agreement was all for the Lordstown Energy Center. How would that impact then the rest of the east side sewer system.

MS. SLUSARCZYK: Because the agreement was with the Village of Lordstown and the City of Warren for treatment.

MR. SULLIVAN: To the energy center.

MS. SLUSARCZYK: No.

MR. DIETZ: For the east side.

MS. SLUSARCZYK: Village of Lordstown east side sewer.

MR. CAMPBELL: It wasn't specified out is what she's saying. That's why they're going new agreement.

MS. SLUSARCZYK: And that was a wise move on whoever put that little caption on there.

MR. SULLIVAN: They had a lot of little captions in there.

MR. CAMPBELL: So yeah, I agree with that evaluation that we should just sit on that at the present time, unless you gentlemen feel -- I think directing Cindy to do anything different is just gonna make it more confusing and harder to iron out once things finally settle down.

MR. SULLIVAN: It sounds like some of it may actually go back into court, correct?

MS. SLUSARCZYK: Yes.

MR. SULLIVAN: So for us to make a move before --

MS. SLUSARCZYK: But it could carry over, you know, into next

year. And I'm thinking as each month goes by, you'll be more informed and know exactly where things have gone or are leading to. I just want to be reassured or confirm with you that because of that rate notice from the City of Warren saying as of this date the new rate will be \$3.49, the agreement with Lordstown Energy Center and the Village of Lordstown says the Warren rate plus 10 cents. So Warren did notify me of that, and of course it has a little clause in there as per the agreement with the County; but that kind of is not there anymore if that has lapsed. So we're billing them currently the \$3.49 plus the adder.

MR. CAMPBELL: Fine.

MS. SLUSARCZYK: It's 40 cents for sanitary sewer. I have to correct that. Correct, 10 cents is water. So that is what we're doing. Each month we're invoiced by the City of Warren at the rate of \$3.49 and we encumber that money in full. We only pay based on the previous rate of a \$1.38. So the money's encumbered.

MR. SULLIVAN: So if they settle it, we have the money to pay.

MS. SLUSARCZYK: Correct. You know where we stand as each month passes.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: Okay.

MR. CAMPBELL: Anything else on that topic? Very good.

5. Warren Water

MR. CAMPBELL: Warren Water is our next topic, which I -- we have this for whatever may be coming down the pipe for the second power plant. But I'm not sure where that's at, how long it will be.

MS. SLUSARCZYK: For Warren water, according to today's Tribune it says developer pulls plug on plan for third plant, Lordstown power plant.

MR. SULLIVAN: The third plant.

MS. SLUSARCZYK: This is an article from today's.

MR. KOGELNIK: Interesting.

MS. SLUSARCZYK: And I think it has more to do with the legislation.

MR. KOGELNIK: House Bill 6 or Senate Bill 6.

MR. CAMPBELL: Yeah, yeah, that's it. All the politics involved around there.

MR. KOGELNIK: I'm sorry, House Bill 6.

MR. CAMPBELL: Okay. We'll keep that on there and keep an eye on it and see how that develops.

MR. SULLIVAN: I did hear they were trying to get that on the November ballot.

MS. SLUSARCZYK: I think we're getting to the point in time where it's not gonna happen. I haven't been to an election meeting yet but there's a deadline, and I think August is our month. But don't quote me.

MR. SULLIVAN: Yeah. Well, so it may have to go in March, or February I guess it would be. When's the primary?

MS. SLUSARCZYK: Well, I don't know if it's March or May. It's usually a May primary, but I think in presidential years it's earlier.

MR. DIETZ: They said it's gonna be on St. Patty's Day.

MS. SLUSARCZYK: So it will be March because it's a presidential election.

MR. SULLIVAN: Which now is not really helping them. We could say everybody else has moved even further up before then, Texas, California.

MR. DIETZ: How -- let's get going.

MR. CAMPBELL: Well speaking of that, I think Chris you have a meeting you have to leave at 5:00.

MR. KOGELNIK: Yes.

REPORTS:

2. Engineer's Report

MR. CAMPBELL: So we have a little bit more. Is there anything you wish to report or any questions for him?

MR. SULLIVAN: For Chris?

MR. CAMPBELL: Yeah, because he's gotta leave. We can start with your report. Do you have anything to report?

MR. KOGELNIK: I really just want to report on TJX, and we did that. Report last month I attended a USDA seminar down in Canton. And you know, we try and to go to these seminars and learn as much as we can for the municipal clients we serve. And I tell you, USDA does have a lot of programs available. Their two main programs, which are water and sewer, and the other program is called their CF, Community Facilities program. They're very interesting and just real quickly -- the water and sewer is primarily what you would understand, the water and sewer aspects of it, in which they, you know, offer very competitive financing terms, okay, for those kinds of projects. And then the Community Facilities, they do everything from administration buildings, Water and Sewer Department buildings, and things like that. Now these are mainly loans.

MR. CAMPBELL: Yeah.

MR. KOGELNIK: So there's no real grant money for a community facility unless you have something really, really large that they'd love to be able to fund. They like the big projects that serve a lot of municipal -- or I'm sorry, a lot of residents or multi-jurisdictional or you have some economic development impact. You guys have a very big economic development impact. If you don't have a viable Water and Sewer Department you don't have the Lordstown Energy Center, period. And so I would champion that cause all day long. Now their Community Facilities program also offers funding for vehicles. And so if you got like a fleet of vehicles, that's -- they would really like to fund something like that. They showed a couple cases where they provided funding for fire trucks, for fleets of pickups and tractors and things like that. So if you have something like that, if you could combine all of that into one effort that's big and, you know, daunting to fund, that's why they're there. So --

MR. CAMPBELL: When you mean to fund, you mean get a loan for?

MR. KOGELNIK: Right. But the Community Facilities program with the vehicles, they do have a \$50,000 grant that they offer with that. Now they wouldn't give you \$50,000 for a \$50,000 vehicle. I mean, if you've got a fleet of vehicles that are, you know, valued at over a couple hundred thousand dollars, it's likely that they could give you a \$50,000 grant. And that's pretty good.

MR. CAMPBELL: Yeah, it is.

MR. SULLIVAN: How about if we did a pickup and Peterson's building and --

MR. KOGELNIK: Hey, you don't know unless you ask. So we happen to know the people at USDA very well and I've had some really good conversations with them, and they will listen to you all day long. So they're in the business to finance municipal infrastructure. It's just -- this is just an idea.

MR. CAMPBELL: I gotcha.

MR. KOGELNIK: And what USDA and all these other funding entities want you to do is plan. They want you to put a capital improvements plan together, a little spreadsheet that says this is my priority in '19, in '20, et cetera. So you have that and you can share it.

MR. CAMPBELL: Present that to them.

MR. KOGELNIK: The Council and BPA both agree with that, you got something. So I encourage you to do that.

MR. CAMPBELL: Well, we'll start with that aspect of, like you said, we start putting pieces together and we can say all right, here's roughly where we're at, here's what we need, something that works for us, pass along to Council and see if we can get some funding or grant money to back some of it up. I don't know.

MR. KOGELNIK: They actually do acquisition too, which means they might be able to purchase for you a parcel or property. So it's something that -- you know, Mike, you asked the question do you need. You need to keep asking the questions in order for them to say no.

MR. SULLIVAN: Right.

MR. CAMPBELL: Yeah.

MR. KOGELNIK: Okay. That's all I had. Thank you.

MR. CAMPBELL: Any questions for Chris?

MR. SULLIVAN: I'd just like to thank Chris for all the help and input he did on the master meter.

MR. CAMPBELL: Yep.

MR. SULLIVAN: I don't think we would have got there without it.

MR. CAMPBELL: The sewer master meter for TJX. And all the -- I know that you've been diligently helping Darren and you guys have been working well together at TJX and keeping an eye on things and checking on things, and it's not unnoticed. We do appreciate that.

MR. KOGELNIK: It's actually fun when you're communicating in a positive way, so we like that.

MR. SULLIVAN: I'm very pleased to see the relationship building between you and Darren.

MR. CAMPBELL: All right. Very good. We'll let you run for the night. Get out of here. Thank you.

(Mr. Kogelnik leaves the meeting at this time.)

MR. CAMPBELL: All right.

MR. SULLIVAN: What's the personnel issue?

MR. CAMPBELL: Before we get into that, we want -- he's gotta -- what time do you have to leave; like a quarter till, ten till?

MR. BIGGS: Before that.

MR. CAMPBELL: What's your hard stop that you gotta be out of here?

MR. BIGGS: Twenty till.

MR. CAMPBELL: Twenty till. We got roughly 40 minutes then. He's gotta leave for a meeting at the school for --

MR. BIGGS: Well, I got -- I'm not going there, I gotta go to Jackson so that's why it's a little bit --

MR. CAMPBELL: Okay. So let's get through our reports and if there's anything -- then if we have time, we'll call an executive session to cover personnel. If not, we'll just have to catch it another time. So we covered Engineer's report.

1. Solicitor's Report

MR. CAMPBELL: You said Solicitor's report. Is there anything additional?

MS. SLUSARCZYK: Just he did get the -- I have to say last Monday I literally told him I want the agreement for Thursday's meeting, and he told me Friday. I said the meeting's Thursday. And then we didn't have it but he did get -- I had it the next morning. So once we --

MR. CAMPBELL: Got it rolling.

MS. SLUSARCZYK: -- got it rolling it came through. You got the memo from -- about LEC's rates and stuff, so that's -- there's nothing in addition. These agreements, he asks that we -- once we sign these tonight they will be sent to TJX for their signatures and brought back to Council for the next Council meeting. So it will be on final at the very latest at the next Council meeting.

MR. CAMPBELL: What's the date of the next Council meeting?

MS. SLUSARCZYK: It will be Tuesday September 3 because of the holiday, unless they schedule something special for it.

3. Utility Committee Report

MR. CAMPBELL: All right. I guess it doesn't matter who goes first. I guess we'll go in order. Utility Committee.

MR. DIETZ: I didn't make the meeting last night.

MR. CAMPBELL: No updates on that.

MS. SLUSARCZYK: The meeting was just in case our legislation was there to run through the committee before Council. I don't believe there was any business.

4. Clerk's Report

MR. CAMPBELL: Clerk's Report.

MS. SLUSARCZYK: Mine is very short. We have a contractor that damaged the sanitary sewer line months ago, and we invoiced him on April 3. We've called, we've e-mailed, he's -- I don't think it was mismarked. Regardless, the bill has went unpaid. I even had Darren contacting him and communicating with him. But at this point we're more than 120 days past due, so it's time to either proceed --

MR. CAMPBELL: So the damage was something that we repaired?

MS. SLUSARCZYK: Yes.

MR. CAMPBELL: So they damaged it, we repaired it and we're billing them?

MR. SULLIVAN: That's the agreement we made with the restaurant, is that what you're talking about?

MS. SLUSARCZYK: No. This was our Lordstown's east side sewer main and it was a force main up prior to the railroad tracks on Salt Springs Road. They were installing guardrail for the County and hit the force main. The guys were, I believe, called out for it and made the repairs.

MR. BIGGS: It was a force main but it's off of a grinder, so it was that one.

MR. SULLIVAN: Just past the substation there?

MR. BIGGS: Yes, uh-huh. Well, just before.

MR. SULLIVAN: Okay.

MR. BIGGS: There's nothing really out there. Just before, but exactly.

MR. CAMPBELL: I guess my question is we're for sure, between what you sent and when you communicated, they know that they got an outstanding bill; there's no question they know that?

MS. SLUSARCZYK: No question.

MR. CAMPBELL: I was gonna say we need to send a certified letter. But if you guys communicated and talked with them, they know there's bill, there's just been no response.

MR. BIGGS: There has been some. He wanted to talk to me about it first, which we did on the phone. He says I got some pictures I'd like to send he got because the County Engineer was down there also. And I got all those and sent it back to him. He said look at this picture. I said -- I even went down there when the job was done, and I says I don't think -- basically we got 20 inches on either side of what we marked anyway. It's 18 plus whatever size -- we had a two-inch pipe there. So I said I don't think we did. I'm looking at the pictures, the guy said that they marked it correctly. My foreman says that it was marked correctly. I said that's gonna be my final. And that was on an e-mail I sent him on the last one. I said my determination is that it was marked correctly. And then I have heard nothing. And this is -- that was gees, a month ago.

MS. SLUSARCZYK: Yes, at least.

MR. CAMPBELL: And how much is the outstanding bill for?

MS. SLUSARCZYK: \$1,593.62.

MR. CAMPBELL: All right. And what are our options at this point, because that's the first time we have had to address it. We put a lien against the contractor. I mean, what's --

MS. SLUSARCZYK: I -- truthfully, your certified letter I would say we send him in writing that he has 10 days before we proceed with --

MR. SULLIVAN: Legal.

MS. SLUSARCZYK: -- legal action.

MR. CAMPBELL: Correct.

MS. SLUSARCZYK: Because we're probably gonna hear we're not your collection company, but Paul will sometimes write the letter and sometimes he doesn't. But truthfully, that is a blanket to rest assured everybody is aware of the situation and this is the due date.

MR. CAMPBELL: Let's do that.

MS. SLUSARCZYK: I'll draft that and send it to you before it's mailed and let you --

MR. CAMPBELL: Approve it. I thought they already paid that, but obviously not.

MS. SLUSARCZYK: No. And truthfully, we're very, very busy up there right now. And this is like one of those things it's like Jeff --

MR. CAMPBELL: Just nagging.

MS. SLUSARCZYK: Once a week I check back and forth and he's avoiding.

MR. SULLIVAN: Is there a point where we charge late fees?

MS. SLUSARCZYK: We do. After 15 days, any invoice is charged 10 percent late fee, which was an additional \$144.87, which gave me the total of the \$1,593.62.

MR. CAMPBELL: It's in there.

MS. SLUSARCZYK: We can start keeping track of the fees and also bill against that if it goes to court, small claims. But I think it would be worth the \$7.00 to send it and --

MR. CAMPBELL: Absolutely.

MS. SLUSARCZYK: And try to avoid the alternative.

MR. CAMPBELL: We all don't want to go there.

MS. SLUSARCZYK: One other little thing I have is just because it's three months again down the road, the account at the plaza has a balance of \$913.45 because the landlord doesn't believe the bill is owed.

MR. CAMPBELL: Oh, for the tap size issue that billed across the units?

MS. SLUSARCZYK: I gotta cover my butt for not collecting that or taking action against that.

MR. SULLIVAN: You are taking action?

MR. CAMPBELL: No, no. Her point is that, I guess to recap again, since the laundromat unit's there, that tap size is at the large tap size, all right. So every unit in there, it's fed off of the one main large tap size. But every unit in there we've been charging the minimal \$9.00 or whatever it is per unit. But that one, since it went vacant as a laundromat, our software is based on the tap size so it has a larger minimum. And he's arguing they're all units that are all across here, I'm paying the \$9.00 like all of them. Paul said well, you know, we have customers in there that are paying your bill, you can't shut off that one, then you're shutting off everybody in the plaza. We're under hopes that eventually something would go into that spot and then we would work with the landlord to get it resolved and move on. But as we know, the plaza has been suffering with vacancies for a while. And she's just saying we just need like we just did, be aware of it still going on and that's where we're at with it.

MS. SLUSARCZYK: But you did change the way we bill, which now resolves the tap size billing.

MR. CAMPBELL: That's true.

MS. SLUSARCZYK: So that issue on the tap size is moot. So you can take --

MR. CAMPBELL: Can we clean that up?

MS. SLUSARCZYK: I can break that down on the account, because honestly I don't know -- without looking at the account I don't necessity how he paid it, on his bill if he paid \$9.00, whatever it was.

MR. CAMPBELL: I thought it was when I looked at it.

MS. SLUSARCZYK: But the billing changed and he did have a new bill. I don't know exactly what he paid against the new bill. But I think it's time if you --

MR. CAMPBELL: If we can clean it up because our stuff changed, let's do that when you get time.

MS. SLUSARCZYK: I'll look at accounts receivable.

MR. CAMPBELL: Next meeting we can look at some aspects and clean up some aspects of that. It's an aggravating thing for auditors.

MR. SULLIVAN: I know he basically forced the laundromat out of there.

MR. CAMPBELL: Well yeah, that's all other business.

MS. SLUSARCZYK: Yeah. But in all honesty, besides everything else we have this personnel issue that I need an answer for and that's it.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: Anybody have something for me?

MR. CAMPBELL: Other than a huge thank you. I know with everything going on in the Village it's crazy up in that office.

MS. SLUSARCZYK: For the department. In June and July in just final meter readings alone we had 40 homes transfer in that two month period.

MR. CAMPBELL: Wow.

MS. SLUSARCZYK: And that's not all. I'm just saying that's what I counted at one time. A few earlier in June probably didn't get counted, some of the paperwork that carried over into August. They've inundated the department. Some days it's all you do is put out the first fire that you can manage. But it been very, very busy and -- well, that's enough.

MR. SULLIVAN: Okay.

5. Superintendent's Report

MR. CAMPBELL: Okay, Darren. Superintendent's Report.

MR. BIGGS: The quarterly disinfection by- products, I got the results for them. We're good.

MR. CAMPBELL: Sweet.

MR. BIGGS: We passed everything on there. It took some work.

MR. CAMPBELL: Do we have to flush is what you're saying.

MR. BIGGS: We did. The reason we had to flush is the mixer in the Bailey Road tank stopped working. That whole area up there is just a nightmare. So they're coming out -- or they have, they found the problem. They had to order a whole new system for us. They should be out tomorrow to get it fixed. But we did have to do a lot of work.

MR. CAMPBELL: Getting it straightened around.

MR. SULLIVAN: Is that all under our --

MR. CAMPBELL: It's all under the maintenance.

MR. BIGGS: They came right out, found it. Just didn't have the stuff, they had to order it.

MR. CAMPBELL: We don't know how long it was defunct?

MR. BIGGS: It had to have been for a while. And I tried to make some corrections on that because there's lights on there that you just can't see. And I told them it was still running and the fault light wasn't on and whatever else. He says I don't know, there was no power here but there was power here, and it comes on and goes right back off. So I asked him to fix that. I said put a bigger one on there. If we're driving down the road, we don't go two or three months, there's no way of knowing if it's running. We had power here but not up to here; see what I'm saying?

MR. CAMPBELL: Good catch.

MR. BIGGS: That's where we're at with that. Testing, as far as passing the distribution test, we had one pass, one still working on it. They have it scheduled for September 14. They're gonna go again.

MR. CAMPBELL: Okay, very good.

MR. BIGGS: And that will do it for me.

MR. CAMPBELL: Any questions for Darren? No?

PUBLIC COMMENTS:

MR. CAMPBELL: All right. Well, sorry we skipped the second set of Public Comments so we'll hit that now. Is there.

MS. ARLOW: No, thank you.

MR. CAMPBELL: All right. So we have some time. I'm not sure what we're digging into with the personnel issue, and I'll call a session. Do you think we can get through it before you have to leave?

MR. SULLIVAN: Before do you that, they had brought up that where we don't have a grinder pump over there.

MR. CAMPBELL: Yeah, on their property, uh-huh.

MR. SULLIVAN: I don't see how we can be charging. That just don't seem right to me. I know that if there was a grinder pump in there, which would be kind of stupid because it would just sit there and rot and not do anything. I think there should be some way, if nothing else, like we do at the trailer park, come back and forgive that amount or --

MR. CAMPBELL: Well, what are you recommending for the situation that is before us? Because when we looked into it previously we were looking into vacant home issues and stuff with, you know, Trumbull County's Board of Health aspect of things, what they classify a vacant home, and if it has a water supply and if there's things along those lines is why we ended up steering the route that we did.

MR. SULLIVAN: I understand that, I was here for that. But it's just the point when I think about it, it's just not right.

MR. CAMPBELL: Well, and part of the problem that the Board always has issues with there's always one-offs. There's always situations that don't fall into our Rules and Regulations and there's always situations that don't fit well. And sometimes we're able to tweak and adjust those things, and sometimes we have to just take the bullet and apply and keep things as standard as we can. So part of the thing we have to worry about is opening up -- I don't want to say cans of worms, but other following issues from adjusting one-offs, which we've all seen how that can snowball.

MR. SULLIVAN: Where else in the Village would we have a situation like that?

MR. CAMPBELL: Until it comes up, that's what I'm saying. Some of these things you don't know until they show up.

MS. SLUSARCZYK: Just right now -- and it's not sewer, it's water -- we have a piece of land that they intended to build on. She made permit application and paid the deposit and then chose not to build. Well, guess what we did with our new water rules. We said we're not charging them \$3.00 minimum for water but we're gonna charge you based on an account maintenance fee. So we're billing that person who doesn't have it because she didn't even make a tap yet. But there's an account maintenance fee and there's an account because she made application, so now we're starting to bill her because --

MR. CAMPBELL: -- of the structure that we had in place that we applied to everybody.

MS. SLUSARCZYK: There's an account. And I understand what you do when it comes to Imperial. But no disrespect, you don't have any clue how hard it is to try to squash that when it comes to reading for the guys. There's no trailer there and it's like I know, you catch 15 but you miss 15. It is crazy because you have an active contract, active services, active meters and you just can't possibly -- but you don't want to lose track of it, the software's designed to not miss it, so -- and every time they do an update to the software, when you think you have found a work-around, guess what they fixed, the work-around. And then the guys go out and go we told you there's no home there, and it's like I know.

MR. CAMPBELL: Or one of the issues where we miss some things and --

MS. SLUSARCZYK: The consequences when we do miss something because of those work-arounds we put in place and didn't turn it back around when the new customer comes along.

MR. SULLIVAN: What is the minimum charge we charge over there?

MS. SLUSARCZYK: The minimum sewer charge for anybody with zero to 45,000 gallons is \$45 a quarter, \$15 a month. And that's -- even if you use zero it's \$15 a month. But that is -- I think you went with Chris' decision last time with the Trumbull County Health Department stuff and you started taking those services out of place and if it was used and not known and -- but is there a grinder pump there?

MR. CAMPBELL: I was just gonna ask that question. I know last time we discussed it and we said if she's paying for it and she needs a grinder pump in it, put a grinder pump in it and let it sit, as stupid as it sounds.

MS. SLUSARCZYK: But to be fair --

MR. SULLIVAN: You know, why would we put a \$5,000 peels of equipment there to do nothing?

MR. CAMPBELL: Because of the reasons we just described on the back side, that things get so out of place and out of whack with it. It sounds like you're gonna win or lose no matter which direction you go with it. It doesn't fall into how we're structured and functioning on a daily I basis. We can discuss it as a Board.

MR. SULLIVAN: Why don't we put it on the -- kind of brainstorm if we can.

MR. CAMPBELL: All right. Mark it down for something we'll discuss for our next meeting if we want to still try and accomplish this personnel issue.

MS. ARLOW: Can I ask a question? Were you discussing my sister's property?

MR. SULLIVAN: Yes.

MS. ARLOW: The farm? She's in that house every day. Every day she goes into that farmhouse.

MR. CAMPBELL: Okay. Anything else?

MR. SULLIVAN: No.

MR. CAMPBELL: All right. So back to my question to you, do we have time to accomplish what you need for --

MR. BIGGS: Yeah. Yep.

MR. CAMPBELL: All right. So at this point I'd like to call an executive session to cover some personnel issues.

MR. SULLIVAN: And I'd just like to let you know, I'm not -- I probably won't be here for the next meeting. I'm kind of thinking if everything is going okay maybe just flying home because I could do the retirees and this meeting and then go back.

MR. CAMPBELL: Well, keep us updated. And if we have to adjust, we'll adjust. We understand that totally. So Cindy, will you roll call please.

MS. SLUSARCZYK: Well, you made a motion but I need a second.

MR. DIETZ: I'll second it.

MS. SLUSARCZYK: Thank you. Kevin Campbell.

MR. CAMPBELL: Yes.

MS. SLUSARCZYK: Thomas Dietz.

MR. DIETZ: Yes.

MS. SLUSARCZYK: Michael Sullivan.

MR. SULLIVAN: Yes.

MR. CAMPBELL: Now does action need to be taken? Could action -- does action need to be taken after our discussions that we'll need to come back out and record it?

MS. SLUSARCZYK: No, nothing to be recorded.

MR. CAMPBELL: So with that we'll go into executive session. (Meeting ends on the record at 5:15 p.m.)

C E R T I F I C A T E

STATE OF OHIO)
TRUMBULL COUNTY) SS.

I, Deborah I. Lavelle, a Notary Public in and for the State of Ohio, duly commissioned and qualified, do hereby certify that the foregoing meeting before the Board of Public Affairs was written by me in the presence of the Members and transcribed by me using computer-aided transcription according to the stenotype notes taken at the time the said meeting took place.

I do further certify that I am not a relative, counsel or attorney of any Member, or otherwise interested in the event of this action.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Niles, Ohio on this 6th day of September, 2019.

DEBORAH I. LAVELLE, Notary Public
My Commission expires 4/16/2022

Submitted:

Approved by:

Cinthia Slusarczyk, clerk

Kevin Campbell, President