

July 20,

21

RECORD OF PROCEEDINGS
MEETING OF THE LORDSTOWN VILLAGE BOARD OF PUBLIC AFFAIRS
1455 Salt Springs Road, Lordstown, Ohio
July 20, 2021

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: Mr. Bob McNutt, CT Consultants
Mr. Alan Frygier, CT Consultants
Mr. Tom Cowie, Imperial Communities

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 July, 2021.

MR. CAMPBELL: All right. I'm gonna call the meeting to order. Plus thank everybody for coming. Would you please stand with me for the Lord's Prayer and Pledge of Allegiance.

ROLL CALL:

MR. CAMPBELL: 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: All right. Now next we have Approval and Correction of Minutes. We had four sets here from April, May and June of 2021.

MR. SULLIVAN: I make a motion to accept April 20, 2021.

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

(All respond aye.)

MR. CAMPBELL: Minutes approved. I'll make a motion we approve the May 14, 2021 minutes.

MR. SULLIVAN: I'll second.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: All right. We approved those minutes.

MR. DIETZ: I'll take June 7, 2021.

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

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. CAMPBELL: And then we have one more set.

MR. SULLIVAN: I'll do May 19, 2021.

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

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Very good. Thank you for all the work on our minutes, ladies. Very good.

CORRESPONDENCE:

MR. CAMPBELL: Any correspondence, Cindy?

MS. SLUSARCZYK: No.

PUBLIC COMMENTS:

MR. CAMPBELL: We're down to Public Comments. If you're here for public comments, you need to stand, state name and address, and keep it within five minutes so we can gather what you need and maybe return some information if we have it. So any public comments at this point?

MR. COWIE: I'll go. Tom Cowie from Imperial Communities. Just a couple things that had happened over the last -- since there wasn't a meeting a time ago. The first thing, we didn't receive a water bill in our bundles of bills that we usually receive, card type bill that opens up. We discovered that a couple days before it was due. They did fax us over a sheet of some kind -- I got it here if you need to see it -- with the amount. And the amount that we were being charged for, which was 357,000 gallons above what we pay on our individual meters for just Imperial.

MR. CAMPBELL: Okay.

MR. COWIE: So I mean, I don't know if that is what happened there, if it got -- I know how things get stuck together and stuff like that. But we would like to receive that bill so we can see the numbers and, you know, work them out with what pit used what and then do the math to see how much we're being charged for actually. So I mean just -- and again, it could have been an easy oversight, but just to let you know that it wasn't in that packet with the rest of our bills.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: This occurred when I was not at work. And the biller at the time -- I don't know what happened to the bill in the packet or the one that should have went out with them, but when we tried to reprint the image -- because it doesn't put all the readings, the 280, it summarizes it -- it won't display anything. So we put in a case with our software company. She did that even before I returned to work about the time that it occurred, and we're still waiting. And we have called and followed up with them. We don't have any resolution yet.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: Short of me typing something and showing those. I can probably --

MR. CAMPBELL: She can probably get the numbers for you, but to actually get the card might take some time.

MR. COWIE: Part of the thing was if we wouldn't have discovered this -- we go through that bill, we probably have a dozen bills for Imperial. And I said where's the master meter bill, and we couldn't locate it. So talking about -- I believe it was Becky. I talked to her, and she was able to fax us something so we could get it paid. But you know, just a heads-up that it wasn't in there for whatever reason.

MR. CAMPBELL: Well, you're still working on getting an actual one. So when we get that, it might be late but you'll still have it.

MR. COWIE: We don't need one because it was already paid.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MS. SLUSARCZYK: You wanted it for records.

MR. CAMPBELL: You want it for records, right?

MR. COWIE: We need to know the amount we're being charged for. So I mean, what we got was sufficient for this time, but we do like to have that hard copy so we can see which pit did what.

MR. CAMPBELL: Got it.

MR. COWIE: The next thing is the sewer master meter over there. We received a bill for that. That said we used six units, which I guess is 6,000. I mean, I figure that's in thousands.

MR. CAMPBELL: I believe it is.

MR. COWIE: The master meter. Is that correct, Darren?

MR. BIGGS: That's correct.

MR. COWIE: And according to the numbers that we pull up -- and I have the sheets here if you want to see them -- I mean, we have -- it's been in the negative for -- since the beginning since they started charging us. And I don't know how we could have six units. When you work out the numbers, there's the last bill cycle was I believe 600-some to the negative and 200-some to the positive, which the positive was over, you know, the amount of water for that week, the negative would be -- there was a negative flow for the water that we used that week. But are you following me?

MR. KOGELNIK: No, I'm not following you.

MR. COWIE: If somebody wants to take a look at this sheet. I mean, I didn't know who wants to --

MR. CAMPBELL: Well, start with Cindy because you're billing it. You can maybe explain.

MS. SLUSARCZYK: But I don't know what meters he's reading in comparison to what we're billing against.

MR. KOGELNIK: We presume when you talk like that, Tom, that you're referencing the meter readings from the sewer master meter.

MR. COWIE: That's what we're -- we can pull that file up that Darren is showing us or Darren allows us to download, and those are the numbers at the end in gallons.

MR. KOGELNIK: Okay. So for example, line 1 shows 51 here multiplied times 1,000 would be 51,000 in gallons.

MR. COWIE: But they didn't start billing until here. So these are -- the pluses are the positive, and all the rest are negative.

MR. KOGELNIK: So for example, this line item from September 9, 2020 has a positive 21.3 times 1,000 would be 21,300 gallons.

MR. COWIE: I understand that. But I mean, when you take the whole billing cycle and work it out, all the positives and all the negatives --

MS. SLUSARCZYK: How are you getting a negative?

MR. COWIE: That's what's showing up on here.

MR. BIGGS: He should have less going through the sewer than water. He's comparing it to the water; right, Tom?

MR. COWIE: That's what this number supposedly represents.

MR. BIGGS: Correct. On our chart that's what we have.

MR. KOGELNIK: So state that again, Darren.

MR. BIGGS: You got the three pits, master meter pits, on this. And then you also have the master sewer. So you add up the three master water, he's saying the negative because it's lower.

MR. KOGELNIK: The sum of the three water meters is lower than the sewer meter.

MR. BIGGS: Higher. The sewer should be lower, saying everything is not going down through that -- through the sewer. Right, Tom?

MR. COWIE: Yes. That's how I'm interpreting that number.

MR. KOGELNIK: That's what you would want.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. BIGGS: That's correct. So a negative is not a bad thing. It's the positive.

MR. COWIE: It's showing there is no I&I coming through there.

MR. KOGELNIK: That would be an accurate statement.

MR. CAMPBELL: Not necessarily. It just means the water is going somewhere. There could be I&I in the system too.

MR. KOGELNIK: That's why it's important we understand what you're saying when you're giving a presentation of the numbers. Normally in, you know, consumption of water and then the generation of waste water, 80 percent of what is demanded for potable water usually is conveyed to waste water, okay. So if you have 100,000 gallons, it would be expected that for a community of 100,000 gallons that 80,000 would be --

MR. CAMPBELL: Will go down the sewer.

MR. KOGELNIK: Would be waste water.

MR. COWIE: I guess the question then is how are you calculating our bill.

MR. CAMPBELL: I thought we were billing off the actual matter.

MR. COWIE: The bill is supposed to be master meter to master meter, which would be for the whole billing cycle, I suppose.

MS. SLUSARCZYK: Correct. I believe I fixed that in -- I'm trying to think. You had a bill due in March. So the bill in March is correct, right? And you're saying the bill in June is the one that is not correct?

MR. COWIE: Well, there's a charge on here for \$60, which is a minimum.

MS. SLUSARCZYK: Minimum. And the six would be a minimum too probably.

MR. COWIE: Right. But when there's less --

MS. SLUSARCZYK: I understand what you're saying.

MR. COWIE: -- less water going through than water being consumed --

MS. SLUSARCZYK: I have to go back and check, because I did program the master meters -- the water master meters minus the sewer master meters. And I believe last year when we started it, the first bill I had to go back and adjust. I believe it billed appropriately in January or for the January bill, March billing -- January reading for March. So the June bill, that's what you're saying --

MR. COWIE: Why, I mean --

MS. SLUSARCZYK: Due June 4, due date of June 4. I can check that.

MR. COWIE: Yeah, yeah, June 4. And maybe it's our not understanding but, I mean, we're showing there's less water going through most of the time than actually water coming into the park.

MR. BIGGS: How about the rainfall for this month.

MR. COWIE: There wasn't -- I mean, it wasn't --

MR. BIGGS: We can look into all that. Do you have anything on that?

MR. COWIE: Why, I have the updated -- this isn't the updated one. But we've only had, I mean, 38 and then I think there was a 6 and a 14 that was this last bill cycle. So those are the positives, Chris. And like I said, all the rest are negative; and the negatives outweigh the positives by a lot. So I'm not understanding how you're calculating this.

MR. CAMPBELL: Well, let Cindy -- she said she wants to go back and look at it and see where we're at, and we can contact you and have a sit down and hammer it all out.

MR. COWIE: I guess we need to know if that's how you calculated and --

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MS. SLUSARCZYK: Do you have the sewer master bill with you?

MR. COWIE: Yes.

MR. KOGELNIK: You know what, in a dry hot summer it wouldn't be surprising to see a lot of consumption but low waste water, you know.

MR. CAMPBELL: Washing cars and pools.

MR. KOGELNIK: Less I&I. But you're washing cars, watering plants.

MR. COWIE: And I mean with that bill, I mean, our understanding was that that meter was put in to detect I&I, not sewage waste, because all the individual meters already charge for sewer. You know, they're based off the individual meters.

MR. KOGELNIK: You're accurate there too.

MR. CAMPBELL: Yeah, it was.

MR. COWIE: So that flow meter was put in to detect I&I. Anything above the sewer amount that was coming through based on the master meter water.

MR. KOGELNIK: Yes, that is correct. But allow Cindy some time to --

MR. COWIE: I just want to explain our position. I'm not asking for something to be resolved tonight, I'm just trying to let you know where we're coming from. With that, I mean, we did pay the \$30 part of that bill. But we did not pay the \$60 because we wanted to meet with you guys. And last month was canceled and stuff so --

MR. CAMPBELL: Yeah, I understand.

MR. COWIE: So maybe if she can work on that and then get a hold of us, then maybe if we can have a work session because either -- if we're not understanding how we're being billed, and then with the look-back that we had talked about in the past.

MR. CAMPBELL: How it's gonna be applied.

MR. COWIE: We almost have \$50,000 in that, 49 and change. So if we can maybe do a work session sometime and resolve that.

MR. CAMPBELL: Yeah, resolve that. Understood.

MR. COWIE: That's basically all I have, Kevin, just --

MR. CAMPBELL: All right. Any other public comments?

NEW BUSINESS:

1. Interviews

MR. CAMPBELL: All right. New Business. We have -- first item is a couple interviews we need to conduct. We're gonna have those in the back room there. I believe the gentleman are -- who are the people there?

MR. BIGGS: We got Brian and Scott, they are both here.

MR. CAMPBELL: Which one do you want to start with?

(At this time, interviews are conducted in another room off the record.)

2. Council Resolution - a Resolution authorizing the Village of Lordstown to extend water utility service to Brooks Artinger at 4468 Lyntz Road in Newton Township, Trumbull County, Ohio and declaring an emergency

MR. CAMPBELL: Back on. All right. Next item under New Business is Council Resolution - a Resolution authorizing the Village of Lordstown to extend water utility service to Brooks Artinger at 4468 Lyntz Road in Newton Township, Trumbull County, Ohio and declaring an emergency.

MS.SLUSARCZYK: This is a Council resolution. It's just that it's -- we forwarded it on it Council for their approval and we kind of put it out of order. Last night it was presented to Council because they canceled the August 2 meeting. So contingent upon your acknowledgement

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

tonight of a new customer, they went ahead and they passed it last night at the meeting. But it's just accepting of a new customer outside the Village of Lordstown.

MR. DIETZ: I'll make a motion.

MR. SULLIVAN: I'll second it.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Do we have a resolution to sign for that, or we did?

MS. SLUSARCZYK: Well actually no, because that's Council's resolution.

MR. CAMPBELL: Do we have an ordinance to sign for --

MS. SLUSARCZYK: There's no ordinance.

MR. CAMPBELL: All right. As long as we're good on it.

3. CT Risk and Resiliency Proposal

MR. CAMPBELL: Number 3, CT Risk and Resiliency Proposal. We might need Darren for some of this. But I know that you've been working tight with Darren on getting that requirement met for us so --

MR. KOGELNIK: Right. So this is a U.S. E.P.A. driven requirement, and it was due a couple weeks ago. We got it done in time. And then, you know, we recognized through one of our experts that actually has 17 years working with Ohio E.P.A. and she's done a lot of these risk and resiliency assessments, that we understood what the scope of work was. And number 1, it first initiated completing a checklist of all the risk and resiliency items, you know, relative to the water system. And so that's the first thing that has to happen. And then what we have to do is these onsite assessments to assess the risks of, for example, a water booster station, a water tank, a set of main line valves, computer systems for the public works system. So this is a mandate, as Bob knows a lot about too, that was driven after 911. And so U.S. E.P.A. has made the requirement for each municipality given a certain population that they're serving to submit a certification stating that they have done these risk and resiliency assessments by that date, by which I think was June 30.

MR. McNUTT: Correct.

MR. KOGELNIK: So Darren was not the only one in our region that was caught by this. See, the issue is that most all of the operators in our region get all of their downward instructions and knowledge about regulatory aspects from the Ohio E.P.A. This was a U.S. E.P.A. driven requirement, and there were only a few municipalities in our region that really knew about this and were doing something about it. So he gave me a call and says hey, we're gonna need to do this. I think actually I urged you that that was the case after a couple other clients called and said so that's what needs to be done. We've got the checklist done, the on-site assessments still need to be done. And then after that, by the end of this year Darren will have to certify that an emergency response plan is assembled that basically recognizes all the risks and the resiliency, that you're gonna have to overcome those risks for your water system so that you can avoid a threat of, for example, somebody tampering with your computer system, tampering with your water distribution system. So there's physical barriers that, you know, you have around some of your facilities such as a chain link fence, okay. And then there's probably even tangible barriers such as Kevin, you know, around your computer system. What do you have to protect your SCADA system and your billing system so that you can thwart the, you know, demands from somebody trying to pirate money off of you or

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

whatever. We read about that all the time. So it's something that I think that you should take seriously, especially if you are a growing entity like yourself. You have the chance to grow smartly as opposed to some of these other bigger, you know, water system users that probably are looking at that in the rear view mirror thinking they have to fix that themselves right now. So what -- Darren has the proposal from us to provide those services. Yes, we would like to get paid for obviously the checklist that we have done, and I think we kept that down to a very small amount. Was it just a few thousand dollars?

MR. CAMPBELL: Did you submit a work request for it yet?

MR. KOGELNIK: Yes, he has it.

MS. SLUSARCZYK: It's attached to your --

MR. SULLIVAN: So you're saying that you would have a system to protect if cyber --

MR. KOGELNIK: Not necessarily, Mike. But what -- the Village should have a system to protect themselves from cyber threats. So you know, do you have, you know, a network security, do you have password protection, do you have, you know, virus software that would, you know, avoid a virus or something like that, and can you disconnect at all from the computer system? So those are the things that you have to ask yourself as a water system distributor or water distributor to these people. Now the other thing that I think that you really need to recognize is that you are part satellite to Niles and to Meander. So you know, if you were your own community that made your own water and distributed your own water, your risks would be isolated within the confines of your corporate boundary. But because you're a satellite system and you get your water from Niles, they get their water from Meander, the risks are sort of compounded. So you really need to understand your neighbors' risks and how they are handling that because it's gonna affect you. So interestingly though, the time I called Darren I had previously gotten calls from Niles and Mahoning County saying hey, help us out here, you know, we gotta get this done by tomorrow. And so we did. We got all three of them done, you know, by that deadline. But we're also educating those people as to what they need to do going forward until the end of the year. So he has a copy of that document. It should not be shared across -- you know, out in the open, but it's something that you should work on internally with Darren so that you guys can do the best you can with avoiding the threat of risks.

MR. CAMPBELL: All right. And then the work authorizations you have in place that we have before us you said you submitted, this is for the list you currently have done and the future work that you would probably be working on; is that correct?

MR. KOGELNIK: Yes, that's correct.

MR. CAMPBELL: And that's page 5 on the CT stuff in your hand-out. The Task 1, engineer shall be paid a \$5,000 fee for risk and resiliency assessment, preparation, assistance description within that fee shall be considered not to exceed. The service related to the expense will be billed an hourly rate, reimburse rates in effect the time is completed. So that's the first aspect of what you're working on. Did you understand it, Task 1?

MR. KOGELNIK: Yes.

MR. CAMPBELL: And Task 2 is -- what's the difference between Task 1 and Task 2? One's the risk and resiliency, and the other is the emergency response, correct?

MR. KOGELNIK: Correct.

MR. CAMPBELL: And then that one's for \$12,000, correct?

MR. KOGELNIK: Yes. Again, I think I stapled those or made those to be -- hold on a second, let me just go to the sheet. Hourly not

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

to exceed.

MR. CAMPBELL: Yes, that's what you have in this.

MR. KOGELNIK: So for example, the amount of time that we charge for the risk and resiliency is the assessment checklist was way under the \$5,000. So -- and I'm suspect go that the emergency response plan will be able to be done for less than \$12,000, but we've put that budget in there just in the event we need that. So it's all hourly not to exceed.

MR. CAMPBELL: So what do we have to pass with that? Where are we at with that, Cindy? Because he already submitted the bill.

MS. SLUSARCZYK: Yes. And we actually don't have a work authorization.

MR. CAMPBELL: With that?

MS. SLUSARCZYK: Oh yes, we did. It's page 1.

MR. KOGELNIK: It's attached.

MS. SLUSARCZYK: It should be your first page. Sorry.

MR. CAMPBELL: Yep. Do you want me -- so how do you gentlemen feel about this moving forward? It's going to be a requirement, and I think Chris did a great job. Now I guess to back up what he says, his job -- because your question kind of alluded to it his job is to point out this stuff and it's our job to deal with the department to work at resolving on some of those things we find. They'll probably help us if we need, but it's our responsibility. It's more their job to go this could be something you need to put in place or install this fence around here or whatever may be. Is that correct?

MR. KOGELNIK: There's a checklist you can actually read through. That asks you a question so it makes you think whether or not it's a risk or not.

MR. SULLIVAN: What is the hourly rate?

MR. KOGELNIK: It depends on the staff that we're gonna have assigned to the project. But I'll probably be part of that work, Miss Laura Webber certainly will be, and we might have one or two other people, Alan might be doing some of the work. So the hourly rate would be a hybrid. We can give you those rates if you need to see those.

MS. SLUSARCZYK: If you could just send them to my e-mail I can attach it to the work authorization so they know throughout what's to be expected.

MR. KOGELNIK: Typically when I do an hourly arrangement, number one, I don't know how much duration we're gonna have on it, okay. So that's why the hourly. But any time I do hourly, I always give a not-to-exceed fee because that gives me a bumper so that I understand I can't go over that without your approval.

MR. CAMPBELL: Yeah, it's a good safety net for both sides.

MR. SULLIVAN: So you want a motion?

MR. CAMPBELL: Well yeah, we need to do something with it. Darren, I know, is very grateful for getting stuff submitted and done on time. With his short staff you only have so much time. So I know he's probably thanked you, but we're gonna thank you for jumping on this and getting stuff submitted.

MR. SULLIVAN: I make a motion we accept the five -- not to exceed \$5,000.

MR. CAMPBELL: Well, there's two parts. Task 1 is not to exceed for the risk and resiliency. Task 2 is the emergency response plan.

MR. SULLIVAN: So the \$5,000 --

MR. CAMPBELL: It's total package. The total is \$17,000.

MS. SLUSARCZYK: \$17,000 in total.

MR. CAMPBELL: It's \$5,000 on the risk and resiliency, which at this point he said it's two, three thousand, not the five.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. KOGELNIK: It's fairly done. And aside from the site assessments that have to be made. So we should be able to finish it up within the \$5,000.

MR. CAMPBELL: All right. So you guys understand both total is at 17, 5 for the first and 12 for the other.

MR. SULLIVAN: But do we need two separate motions?

MS. SLUSARCZYK: No, it's all under one.

MR. SULLIVAN: I make a motion we accept \$17,000.

MR. DIETZ: I'll second it.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: It carries. I sign this one, do you have a clean one?

MR. DIETZ: Now this is coming from the federal government, not Ohio?

MS. SLUSARCZYK: U.S. E.P.A. required this.

MR. KOGELNIK: Yes. The Ohio E.P.A. normally sends out some, you know, good announcements to the operators to allow them to understand what's coming. U.S. E.P.A. doesn't do that as much.

MR. CAMPBELL: Okay. Are we good on this one then?

MR. KOGELNIK: Yes.

4. 3322 Mae Drive

MR. CAMPBELL: The next one, 3322 Mae Drive. I know that Cindy wanted to have an executive session we to update us on all the information she has with that. She's been out from work, and I know I met -- stopped at Imperial trying to get some details. So I guess we got two pieces of that puzzle to iron out.

MS. SLUSARCZYK: The executive session I'm asking for is for multiple account issues.

MR. CAMPBELL: So it's information about an account that we can't let out. So that's that on it, so there's no sense covering it right now. We'll have executive session after we get to other stuff, so just so everyone's aware. All right. So that one will be covered later. I guess we'll update Imperial once we finalize where we're at with it.

5. Fear Forest Haunted Scene in Hot Box

MR. CAMPBELL: Number 5, Fear Forest Haunted Scene in Hot Box. That's probably the most creative topic we've had listed so could you describe what it is. That's coming from Darren.

MS. SLUSARCZYK: This actually came from Planning and Zoning initiated it. It was presented to me for the Board. And then Darren can explain.

MR. CAMPBELL: Is there hand-out or drawing for it?

MS. SLUSARCZYK: It's attached. It should be attached.

MR. CAMPBELL: Darren.

MR. BIGGS: This was -- Mr. Toro was in here and wanted to get rid of his 6-inch meter.

MR. CAMPBELL: Yes, I remember that.

MR. BIGGS: And he was explaining all that. And what he handed out was kind of a generic version of how he was gonna get it done, and we asked him to do a more detailed one so that we can review it. Both myself and Chris have reviewed it, it's fine, it's everything that we talked about, everything looks good. Just wanted to make you guys aware because he did ask for how can we make this better for him. And we reviewed this, and this

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

is gonna be our best way for him not to pay for the 6-inch meter.

MR. CAMPBELL: Yeah, that was the --

MR. BIGGS: I'll go to a two, he made all that so he's happy with it. It's more to let you guys know.

MR. CAMPBELL: And from the contract side exchanging it from a six to a two.

MS. SLUSARCZYK: Not until he changes the meter. He'll have to purchase the meter.

MR. BIGGS: This is the proposal when he was in here. Just to make you guys aware we're up on it, we okayed it, and make sure we have the okay to move forward for him.

MR. CAMPBELL: Very good. Any questions on that, gentleman? Is there anything we need to pass?

MS. SLUSARCZYK: Maybe just an acknowledgement of the meter change, you're permitting the 2-inch meter.

MR. CAMPBELL: Okay. I'll make a motion that we're permitting the 2-inch meter, replacing the 6-inch meter.

MR. DIETZ: I'll second it.

MR. CAMPBELL: Tom will second. All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: Motion carries. Thank you for the work on that, I'm sure he appreciates it.

6. Ultium Sewer Connection

MR. CAMPBELL: Number 6, Ultium Sewer Connection. So what's up with that.

MR. KOGELNIK: A whole lot. Well, it's going in the right direction, so that's good. You know, Darren and I started doing this review of the sanitary sewer installation, et cetera. Gees, that was four months ago maybe. And initially it sounded like it was gonna be, you know, a hurry up process and it was gonna be quick. But it's taken a while. And we've discovered a few things along the way too. So I've distributed probably three or four memos of punch list items regarding the sanitary sewer. And I can sum that up real quickly by telling you that Ultium has done a pretty professional job of documenting all of the things that they have done on the sewer system versus what I found and discovered in reviewing all of that information, and that's good. There are only a few outstanding items that I could see. And in fact, I had a virtual meeting this morning with their staff and was able to go through those remaining items. For example, at the connection point with the existing Trumbull County sewer, I noticed that there was a leak right at the inner phase where they're -- you know, the Village's new 12-inch connector goes into the Trumbull County interceptor sewer, so they have to fix that. And we told him that we wanted a reverse service pigtail connection on the control panel so that Darren can plug in a portable generator if he has to stand out there out in the field because this is far away. And there was a missing video section of -- you know, these videos are in chunks from the manhole to manhole sections if you can understand that. So there's a short video he has to provide me so this I can see that internal pipe televising was, you know, that it looked like the pipe was okay. Most all of the televising I have seen as of late looks like it is okay. Initially I was really concerned. There was separated joints and things like that, there was a bunch of material laying in the flow line in the sewer and I was really concerned. But they have done a whole lot since then to clean out the system, make their own repairs, retest, so I commend them for doing that. We don't normally see that in construction

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

these days.

MR. CAMPBELL: Well, it's good to hear.

MR. KOGELNIK: That's going correctly. Today they were supposed to schedule a flushing of around a couple hundred thousand gallons which would have showed up on the meter and would have initiated a bill. However, I just got called before this meeting and they are not gonna do that today, they're gonna schedule that for another day. They've been having some electrical issues, and the flushing they're gonna be doing is on that new cooling system. Okay. They are gonna use clean potable water to cool with, and they are not gonna add any chemical to that water in order to do what's best, but they need to flush out approximately a couple hundred thousand gallons. That's not a big deal because if you look at the agreement -- and that's why I asked for the agreement, Cindy -- it states in there a maximum of 420,000 gallons in one day. So all they're gonna be flushing is around a couple hundred thousand gallons clean water. They do plan to add a rust inhibitor after the flushing, but that rust inhibitor will be added after they recycle. So they actually have a basin where they have the water collected, and they'll recycle and they'll add the rust inhibitor to that, not anything going to Trumbull County. So we'll keep Trumbull County informed. But in the meantime, the good part about this is that it's moving in the right direction for ultimately you accepting that infrastructure officially. The meter manhole did test out. We do have a couple small questions on the meter manhole, but that representative for that equipment is very responsive and so he will be out. The remaining meter manhole that is just west of their building near the west property line of Ultium, that still has to be started up, that new item. They don't have power to that unit yet. So we think that, you know, that flushing can occur even without that meter because we still have the other downstream here. So that's what I can tell you on the waste water for Ultium.

MR. CAMPBELL: At this point. Go ahead.

MS. SLUSARCZYK: I have a question. I received an invoice from Trumbull County for sewage flows.

MR. KOGELNIK: Yes.

MS. SLUSARCZYK: If nothing has been approved, how or what are they putting into the sewer?

MR. KOGELNIK: That was the strange thing that we had learned about, Cindy, after Darren and I were on site. We told the officials from Bart Malow -- that's the contractor out there -- that we wanted the line plugged and there wasn't to be one drop of water getting into the County's interceptor. Somehow that plug became lost or whatever, and they released I don't know how many gallons of water to the system. And that's how it got recorded, because it went through the new meter. Meter saw it. And if I was the County, I'd bill the Village too. But the Village obviously is going to bill Ultium, which I quickly told Ultium.

MS. SLUSARCZYK: Do you feel that we should bill Ultium or the contractor?

MR. KOGELNIK: Ultium. You don't have a contract with the contractor or you don't have your -- your --

MS. SLUSARCZYK: They didn't have a permit to dispose it to the sewer system.

MR. KOGELNIK: Is your contract with Bart Malow?

MS. SLUSARCZYK: My contract with the sewer system, once it's approved, is with Ultium. If we go to them with disposing of unapproved -- there's rules. Like I said, I wanted to clarify the invoice and the validity of the Trumbull County invoice, and then --

MR. CAMPBELL: We don't know what went in there, correct?

MS. SLUSARCZYK: Well, I have an invoice with a meter flow on

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

there.

MR. CAMPBELL: Yeah, but you don't know --

MR. KOGELNIK: I don't know. All I know is that the meter recorded a flow.

MR. CAMPBELL: Whatever went through it.

MR. KOGELNIK: And the meter totalized that amount in false. And so Trumbull County should rightly invoice the Village; and the Village, even though the Village maybe does not have an account set up with Ultium at this point, you still have a charge that can be quantified and could, you know, arrange for some sort of an invoice to be issued to Ultium.

MS. SLUSARCZYK: Agreed. But when we talk about meter readings, my meter readings aren't gonna coincide with the flow that was put down there because I already billed Ultium for water that did not enter the sewer. Now if I want to go back and try to bill something that's already been billed against, it's gonna be an override. If I manually bill the contractor, then it's taken care of and squared up to that consumption at this point in time.

MR. KOGELNIK: I see what you're saying.

Okay. Well, all I can do is present to you what I know. And it sounds like you have some -- maybe some thinking that you want to do about this to put it in terms that you can contract for it.

MS. SLUSARCZYK: Oh, yeah. As of now there's not regular flow. Is the cap back on the sewer system?

MR. KOGELNIK: Yes. They are not to -- in fact, after they do that flushing they are gonna put the cap back on. So they're -- you know, they're trying to do the right thing. And I don't know, they must have had a mishap with the flushing that they had, but we didn't want any of that grit material to get into the County system because if they do that, it's an endless issue.

MR. CAMPBELL: Okay. So I guess, to me, from what you described it makes sense to bill the contractor. And if that's the way you want to proceed, I don't have a problem sending the bill to them and see what comes out of it. Well if we have the accounts, we have always got it to fall back on. But if you have a cleaner way to send it --

MR. KOGELNIK: The gentleman we work with, Mr. Zarello, he's pretty knowledgeable about all the utilities. He can probably direct you on what needs to happen on their part, their side, with respect to that bill. But they are expecting the Village to bill them.

MS. SLUSARCZYK: Okay.

MR. CAMPBELL: All right. Any other questions? There's nothing else, action, you need from the Board on --

MR. KOGELNIK: Not for sewer.

OLD BUSINESS:

1. Meter bypassed (Acct. 78.3)

MR. CAMPBELL: Down to Old Business. We had a meter bypass on account 78.3. And after some --

MS. SLUSARCZYK: We're gonna discuss that also.

MR. CAMPBELL: That's also in executive session?

MS. SLUSARCZYK: Yes, please.

MR. CAMPBELL: Skip that one.

2. Rate Study - Water

MR. CAMPBELL: Rate Study - Water. Bob, we've been long awaiting this one. Thank you for the prep work and getting things ready. Appreciate that.

MR. McNUTT: Well, I'll try to do my best not to talk too fast,

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

even though I've been hopping up on my caffeine. So for starters, I want to give you guys just a quick update overview. Each of you should have a packet that Cindy put together for you. The first part of that packet really is the -- it's like my executive summary of the memorandum that I'm putting together to give you the final. Does everybody have that one? It kind of looks like this (indicating). So my plan is I'm just kind of walking you guys through this tonight and then let you have time to read it, and you guys can get back to me with any specific questions. But --

MR. SULLIVAN: I'll to have get a magnifying glass.

MR. McNUTT: You might get it on the computer and blow it up. That's how I see it. I agree, and I have my magnifying glass with me.

MR. CAMPBELL: Yeah, it is little.

MR. McNUTT: So the most important things on this first paneling is the two disclaimers, the first and second page. Number one, you know, there is a lot of moving parts on this; and we can only estimate, as we've talked about in our previous sessions, what we know today. So on here there's a lot of major parts, a lot of major mega users. What happens to those, the time of them coming in, all has a significant impact on our rates, okay. So as we look through this, as we talk about the TEC option -- and that's what this is all about tonight is our recommendations, taking into consideration TEC joining us really starting in 2024 because it will take them two years to get building once they get a signed agreement and all that stuff. So that will slow things down. And then based on Ultium as well, another mega user, we adjusted that again just today to kind of push it back a little bit more based on their current schedule. Once they give me an updated schedule of how much water they need and when, we'll again update that. So this is based on what we know now.

MR. CAMPBELL: Got it.

MR. SULLIVAN: Do we know anything about Trumbull?

MR. CAMPBELL: No, nothing at this point, other than obviously they want the cheapest rate possible, right.

MR. KOGELNIK: There was a meeting today, right?

MR. CAMPBELL: Yeah, yeah. But there wasn't much new figure-wise on that.

MR. KOGELNIK: Good.

MR. CAMPBELL: From their side at least.

MR. KOGELNIK: Okay.

MR. CAMPBELL: Okay.

MR. McNUTT: And on the second page, number 8 is the other major -- again, just pretty important disclaimers that I want to have. Again, the timing of this, how costs are changing, when we get right down to brass tacks and actually have a lock on what we're doing, this main recommendation is -- in a normal utility I tell my clients every three to five years you should be looking at this. In your case, with the magnitude of moving parts, I'm gonna strongly recommend that you guys review this of earlier. And we'll have all the spreadsheets to Cindy so you can do this in-house if Cindy wants to, or if you need my help, we'll certainly help you. But these spreadsheets are designed so that it makes it easy for you guys to do that. Again, some of those costs, if they go up or if the demand shifts and goes further out, all of that will have a significant impact on how much money you're actually gonna bring in in revenue which, of course, impacts where we're at at the end of the day with negative deficit spending. Another important thing to recall or just remember -- and we'll talk about this briefly in the actual spreadsheets -- is this water utility has been deficit spending since at least 2016. So we've been living off our carry-over balance. And it looks like 2021 is gonna end that way, and even the projections right now for 2022 are the same way. So the idea of not wanting to have any type of rate increase

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

is theoretically great, but it's just not a reality in this case. It is good that we've got a new rate negotiated with Niles, so that will help us with some of the expenses side of things. So that's real important. The way this memo is laid out, I basically followed our scope of services. Task one, I have a few bullet points and my plan is to embellish that more into a more detailed report. But I want to give you guys again some of the bullet points of some of the philosophies we've been talking about for the rate studies. In the historical data I point out the deficit spending and some other comments and notes. Cindy, since I didn't send you the spreadsheet, I'll e-mail you the updated spreadsheet because the Tab B-2 has got an awful lot of notes if you want to read in great detail about what assumptions were made or why certain costs --

MR. CAMPBELL: I remember looking at your other one on that.

MR. McNUTT: It's tremendously detailed. I take good care of curing my insomnia by reading my own notes, so I'm sure it will help you too. So we walk through that. The task one was just looking at all the historical data. Task two, the water system capital improvement plan. We looked at the Asset Management Plan, we looked at the Capital Improvement Plan from the water system study, saw what those needs were. And I thought it was kind of interesting tonight as we were talking about several things and I'm looking at the agenda. The risk and resiliency assessment emergency response plan, we're probably gonna administer cost to that in the \$17,000. But depending what improvements come out of that, what you guys have to do. That's obviously gonna be some new expenses. Fear Forest, did I hear that right, you're deleting a 6-inch meter and replacing with a 2-inch water meter.

MR. KOGELNIK: Yes.

MR. McNUTT: So that will have a financial impact on our rate study.

MR. CAMPBELL: Not so much under usage but on the --

MR. McNUTT: On the readiness to serve side of things. There's a lot of stuff in here that will impact that. Utility Department building, that will be impacted. Warren water, whatever agreement we end up working through there. There's just so many things that are moving parts to this. So I just found that to be a good talking point.

MR. CAMPBELL: To your point is that at some point we need to pull the trigger and set a water rate in place.

MR. McNUTT: Correct. That's right.

MR. CAMPBELL: Gotta do it. I mean, we're at the point where we need to do something.

MR. McNUTT: And we have a recommendation here to do that.

MR. CAMPBELL: And you take your best with what you got at this point and start with it. And as things keep changing and look at every year you just adjust. But I think we need to bite that bullet, and the time element of implementing something is where we're at.

MR. SULLIVAN: I agree with that. But I think with the rates, I would hope that we could come up with a one time where we're not doing it every year or every six months or whatever.

MR. McNUTT: Well, with the amount of moving parts that are here, and with the way that I revised these numbers based on our last conversations, I actually have, I hope, a format that you guys are gonna like. And that is --

MR. CAMPBELL: And live with and breathe with.

MR. McNUTT: Nobody likes rate increases. I mean, that's just a reality. Nobody wants to pay more money. But we also want the good infrastructure to give us safe reliable water. What my plan here is I've got the readiness to serve charge or the fixed based cost kind of ramping

July 20,

21

up over time, and I have the demand charge actually decreasing over time. So that those kind of equal each other out, starting with where we are today. And then every year as more consumption comes and we're selling more units, we can drop those rates. So I will have a five-year plan in here, and that's what I'm recommending. And then every year as you go through this you might need to adjust those numbers up or down.

MR. CAMPBELL: I totally agree with that.

MR. SULLIVAN: So there's a good possibility like if Trumbull does come on that we could actually reduce the rate?

MR. McNUTT: Correct. And you're gonna see that when you look through this. This is an economy of scale. Obviously, the more water we sell, the rates get cheaper by the increase in volume. So absolutely. And that's where we are as more units are sold, whether it's Ultium using more and more water and/or Trumbull or TEC coming on board and starting to use water, we can drop those rates down accordingly. So we talked about two, that's the capital improvements. And there's a lot of different components of that that we have in the study. Task three was talking about doing a consumption analysis. And that's where we looked at all your big users, standard users, and really tried to understand how much the water is in each one of those tier blocks so that we can again properly calculate what we're gonna get out of those by changing those rates. So that's what Task three was all about. Task four was really to review some of the miscellaneous charges. In my opinion, for the amount of value that you get out of those miscellaneous charges, it's not significant. So I haven't really focused on that yet, there's too many other moving parts. So just so you know where that's at. Talked about some alternative billing methods, maybe doing a monthly billing for everybody. I know there's some issues with that, and maybe we do quarterly billing and maybe there's some way we can divide the quarterly billing up into monthly.

MR. CAMPBELL: Is that still monthly?

MR. McNUTT: You read it once a quarter and bill them three times.

MR. CAMPBELL: Only one meter reading and --

MR. McNUTT: We've been talking about meter replacements and talking about what we can do to help it go to monthly. My biggest advantage to get across with the monthly is to really stress Cindy out. No, I'm just kidding, Cindy.

MS. SLUSARCZYK: Well to stress Bob out, I'm gone let him know. The business bills on our big volume customers are billed monthly, it's the residential customers that are not.

MR. McNUTT: And a lot of clients that I've worked with, they have gone to monthly because it kind of helps residents not pay as much all at once and it just helps them manage those better. That's the main reason for doing it. But again, that's something -- it's a philosophy, and all the improvement you would have to do to get to that point that you guys can talk about. But it's a recommendation. And then we're gonna talk about the recommended rates with TEC. Task five is alternate rate structures we've talked about, one with TEC and one without. For tonight I've concentrated on with TEC. I will zero all the TEC things and give you a higher rate without them. It's really not that much more complicated than that at this point. And then six and seven -- well, six we've been doing workshops. Seven is just to be able to say guys, implement this. So that's what the first memo is. The second memo I just put notes on here. This is some of the notes so if you're looking through things, what is in here. The biggest thing in this is for that study for TEC, I have not included several major capital items. I did not include the second 24-inch diameter transmission main and a new water tank that,

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

for this assumption, development pays for what they need. So I have left that saying that TEC would pay for that. If that assumption changes, I've got a table on here that talks about how many millions of dollars to fund at 2 percent over 20 years, and you can see what that's gonna add to your rates. So just as an example, if we do 30 million -- and here's where I need my magnifying --

MR. CAMPBELL: Is that on this front page?

MR. McNUTT: It's on the notes page right here. That little table right here right in the middle of the page. So if we're going to take on, let's just say, \$5 million worth of improvements, service facility and a few other things, maybe some trucks or whatever. But if we're doing that, that \$5 million in 2023 based on how much consumption we've got, how many units are sold, would add \$5 million in 2023, add 61 cents per thousand gallon units sold. Now obviously in 2024 we got more consumption, so you can see how much that price drops to 26.8 cents per thousand. And then in 2025, the way we have this estimated out it actually drops to 17.2. So you can see the impact of the more volume you sell, the lower those costs become. If we're looking at 30 million for, let's say, the 24-inch diameter transmission main tank, 30 million would be \$3.66 per thousand in the way down to \$1.66 in 2024 because of the significant increase, and all the way down to a \$103 in 2025. So if we want to move those into the projections, you can see the impact that they're gonna have per every single rate that I've got recommended in here. Okay. So I just want to show you that because I did not include those three major capital items. The next table is really hard to read, so I'm not gonna read it. This is Table 1-A. This basically is a summary of all of the past expenses, '16 through '20, the '21 budget, and then all of the projections '22 through '26. So this shows approximate projections, revenue projections, all of the things we worked on in the last two sessions to get them itemized for how much water we're buying and selling and all those type of components. That's what that table is. And Excel spreadsheet, you can move around a lot easier, blow up the numbers. I put today's date on everything just in case we change things tomorrow. Obviously, these are rates assuming TEC is coming in, but that major capital that I just discussed are not in the rates, okay. And they're paid for by the developer. Anything we do to modify the rates changes the rates we can see real quick how it impacts this sheet right here. So again, I do this for all my clients, and it will it will be very useful for you guys the same way. The next page is the recommended rates, one part of the recommended rates. This is a commodity rate or, in normal terms, our demand charge based on our income, based on our expenses and what we're going to see, how much should we be charging. And you can see in 2021 what the current rates are. And down below the four rate blocks, you know, is \$5.75 all the way down to \$5.475. And then below that \$2.63 is what LEC's rate for 2022 is based on revenue and expenses. I kept basically the exact same rate schedule in a tier box because of the expenses is that we're trying to catch up for from the last six years of deficit pending. And even in 2022 when we come out of this, it looks like we'll still be in deficit spending. In Table 1-A you see the care officer balance. In 2023 I'm starting to top it. '24, '25 and '26, again based on the more water we sell, the lower we can make those rates. That's what you're asking about, and this shows that pretty clear. Again, this is assuming TEC is starting to take water in 2024. The next page on the other part of the rate we're recommending, and that is the ready to serve. As we've talked in the past, the whole idea here is you have two different components. The readiness to serve charge is basically fixed costs, depends on all customers based on the size of their meter. So that they're getting billed for what they can actually express into your system, what they can take out. That really helps protect you guys from

July 20,

21

the loss of a major water user. If all of your costs are in just your consumption costs, and then let's say you lose a TEC or Lordstown Motors or something like that, well if you have no fixed costs being generated elsewhere the utility could get mainly hurt by that. So in most of the cases I'm really pushing our clients to go to their two-step plan, which is kind of similar to what you guys have now. This readiness to serve is the minimum bill or go-to demand if they use more. It actually has both components. I put down the American Water Works Association, what their equivalent meter is.

MR. SULLIVAN: So what does it show the current cost for --

MR. McNUTT: -- grade out here in the two columns to the left of all the highlighting here shows what your minimum bills are. Which is again kind of similar, but you really don't have that component in your bill. So if they exceed that minimum bill, then you don't even charge that, you just charge the consumption.

MR. SULLIVAN: So the first one in the gray would be the residential would be \$6.17; is that the minimum?

MR. McNUTT: Yes. And how we did that, if you guys remember the last time we talked a lot about trying to minimize the impact for the standard residents, which we'll look at that in a table coming up too. So I took in all of our fixed costs, and we actually have a number that's not \$6.17 but it's a much larger number. And then we said okay, we're only gonna put 30 percent of our fixed costs for the residential meters in the first year and we're gonna go 10 percent every year on the residential part. The larger meters, the commercial and industrial meters, we put in 60 percent in the first year, 80 percent in '23, and 100 percent of their portion of the fixed costs. So by 2024 you'll see their rates could basically be the same; but, of course, they always change a little bit again because we're selling more water. So it changes that rate a little bit. What you'll see on this particular table, at the very top I have it says percent of fixed fee recovery. See the 37.65, the 50.2? Do you see that gives percentages? What that is, I did a calculation to say how much of our total fixed costs in each of those years are being recovered through this. In 2022 we're only recovering a total of 37 percent. By 2024 we're recovering 62.75, and by the next year 77.83. We're not recovering all of the costs yet, so it wouldn't be 100 percent until the residential is 100 percent. But that would be beyond five years.

MR. SULLIVAN: So five years would be the \$21.39?

MS. SLUSARCZYK: Yes.

MR. McNUTT: Yes.

MR. SULLIVAN: Unless we got a big user which would bring that number down.

MR. McNUTT: Well this is predicated upon TEC coming in. This is predicated on Ultium's ramping up, okay. So all of these tables that I'm showing as a recommendation is predicated on that.

MR. CAMPBELL: Okay.

MR. McNUTT: All right. So let's go to the next table. Now how does this recommended rate structure impact TEC. I wanted to share that with you guys so you'd get an idea. So if you want to share with TEC, you can do that. Here are the recommended rates as of today. What we are showing here is there's no water being used by TEC until 2024, and then we're gonna start -- we're ramping them up very similar to how LEC actually came in. So they're telling us they are gonna use 5 MGD daily demand. We put one-and-a-half the first year, three the second year, and then up to five the third year. Now it is very likely that they'll ramp up faster, but we have no guarantee of that. So I don't recommend assuming they are gonna ramp up any faster, okay. So based on this though you can see what those

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

costs would be down here at the bottom. Using the recommended rate structure we have in here, you can see their impact on those particular demands. On the spreadsheet again -- I'll shoot this back over it -- Cindy, you guys can plug any demand in there that you want and you'll see what that rate would end up being for that consumption.

MR. SULLIVAN: When you did that, what rate did you log in for them?

MR. McNUTT: Okay. I logged in the rate schedule that we recommended in these other two tables that I talked about. So in 2024 was these two tables, Mike. In 2024 we have a commodity rate right here, \$5.10 a thousand, \$4.90, \$4.70, \$4.50. That rate schedule for 2024 plus the readiness to serve charge in 2024 for their meter size equals what you see in here in 2024. And the same in five and six. So that's why I gave you all these tables so maybe you guys can tape them all together and see the impacts on each given year. I know they wanted to see this, they're all interested in what the rates would be. If we walked out of here today and said all these numbers are good, that's the recommendation. And you can see the impact on them right immediately. If they don't like that rate and they'd like to pay us more, we can talk.

MR. CAMPBELL: Oh yeah, that's the problem. That's totally the problem.

MR. McNUTT: All right. One last thing then in these particular tables, and I brought the computer in in case you guys want to say what if this, what if that. Of course, we're concerned about how do these rates impact other users, right. So now this one I really do need my magnifying glass more. So the top line is your senior citizens, 1-inch or less meter rate. You can see how many gallons we've got included for them, you can see how many each one of the tier blocks that you have right now and what we're projecting to keep, how much consumption is in each tier block. You can see the next part is the existing rate structure, what they are paying right now. So for that senior citizen it looks like they are paying \$195 a year in water. The next group proposed in 2022 who's the impact on these recommended rates, you can see the percent increase is 19 and their new bill would be \$233 a year or \$19 a month. And you can see that for a variety of different types of customers. We've got the senior citizen 1-inch, typical residence which you have, and we have large residence 1-inch. These are based on the actual analysis of your customers' demand. Large commercial 2-inch, large commercial 3-inch. I have Ultium in there, what their rate would be based on these rates. A lot of increase is based on the fact they use more water; not just the bill, but what that will do for them. And Matalco, I knew that name sounded familiar. It is, I put it in here. And then, of course, Antonine Sisters.

MR. SULLIVAN: That's down on Highland.

MR. DIETZ: Lipkey.

MR. McNUTT: There's a variety of customers in here. If you want to see anybody else in particular, especially your large customers, we can do that. The idea is just to see what the impact is on a whole bunch of your different customer classes, okay. So again, how we did it was I tried to slowly bring down the commodity charges while we ramp up the readiness to serve charge. But at the end of the day everybody will see an increase in their cost because we've been deficit spending, and we can't live with deficit spending. Not to mention all the new things we have to account for. The state required asset management plans, the federal required risk and resiliency and emergency response plans, we just have to keep replacing our stuff, fixing things. All that is going into water is going to cost more. It always does. I know it's no consolation, but I do tell people when I do rate studies there's three types of customers: those

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

who already have raised their rates, those that are in the process of raising their rates, and those who will raise their rates. It's just a fact of life. But we want to do what's right for our customers and give them the peace of mind knowing they've got the best water and that their infrastructure is not gonna bake. And god forbid if we lose a 24-inch line coming in town, that's what we're trying to protect against. Do you guys have any specific questions?

MS. SLUSARCZYK: I hate to do this to you, but you listed here you have Ultium two 10-inch meters. So that fixed cost you're basing on meter size. So you're telling me that the Ultium account we have two fixed rate charges.

MR. McNUTT: If I'm understanding it correctly, unless you guys are understanding it differently, they have two 10-inch meters.

MR. BIGGS: Correct.

MR. McNUTT: That's what I'm basing it on. Correct?

MS. SLUSARCZYK: So that would be a change to our billing process overall. We have multiple accounts out there that their mixed monthly charge is based on a fixed meter size.

MR. McNUTT: If that's what you as a Board want to do, I need to go back in here and change the number of equivalent meters, which means the less of those I have, the higher the rate.

MS. SLUSARCZYK: I need -- they need to do that to amend the rules and regulations.

MR. McNUTT: I think this is the best way to go. I know the one trailer park you guys have a lot of meters. That means you have those places you can take a lot of water in and you're trying to tell by the meter what that meter can do to your system.

MR. CAMPBELL: Any other questions? No. You did a great job. Give us a chance to read through this. At this point I guess we're still needing to -- I guess there's some things at the forefront of decisions, but at some point we need to decide when we're going to implement something. I mean, we had the study before and we had options before us, and we still have moving pieces. But we can't keep waiting for some of these moving pieces, we need to do something and start moving forward. As these other places come in -- to sit back and wait for these places is why we've been doing this so long.

MS. SLUSARCZYK: You have the facts for the requested information that's needed for implementation of these rates for next year before October 1. So you have the next two months to refine or decide upon what's proposed to you, but we would have to pass that. Because remember that 90 day window, I bill quarterly, so before the October -- or actually September 25 meeting these would need to be passed. I will be asking for a package at the September meeting of these.

MR. McNUTT: And just as a clarifier, Cindy, TEC impacts are not really seen in here until 2024. It is not likely that it's gonna change if they don't come in in 2022 and 2023 since there's no real impact until 2024 with them coming on board. So if we implement the rates for next year and TEC decides six months after that not to come in, you have another year to get back in and tweak these numbers saying well, we know for sure 2024. But again, I really strongly recommend you guys look at this every second year because of the fast number of moving parts.

MR. CAMPBELL: They are such big water users.

MS. SLUSARCZYK: So for clarification, on your Table 3.2 the recommended rates are the same. The rate per gallon is the same, but you're still implementing a readiness to serve charge in addition to that?

MR. McNUTT: Correct. So for each year -- you said for 2022?

MS. SLUSARCZYK: Yes.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. McNUTT: The tier block on the same for your demand or commodity and then for 2022, this is the list of the recommended readiness to serve charges by me.

MR. CAMPBELL: Is that per billing?

MR. McNUTT: Per billing, yes.

MR. CAMPBELL: So it's every month they get that, businesses?

MS. SLUSARCZYK: We bill quarterly. Businesses would get that fee every month.

MR. CAMPBELL: That's what I'm saying.

MR. McNUTT: The meter readiness to serve is a monthly rate. So for the bills you bill quarterly, you're gonna multiply that for by three for the quarterly bill.

MS. SLUSARCZYK: You said that's a monthly charge, readiness to serve.

MR. McNUTT: Correct. So if the ones bill quarterly, you take that times three.

MS. SLUSARCZYK: So that's about \$18.60 increase a quarter for the residential for next year.

MR. McNUTT: Do you have Excel on a computer?

MR. DIETZ: I don't know what I got on that stupid thing.

MR. McNUTT: Cindy will have the Excel spreadsheet if it makes it easier to get in and zoom in and out. That's what I have to do so I can actually dive into this a little deeper.

MR. KOGELNIK: Bob, if it helps them I would be happy to run some of those off landscape 11x17 and just run off, you know, a few.

MR. CAMPBELL: I'm like Bob. It's more confusing for me to look at it in print-outs. That's me. But these gentleman may totally --

MR. SULLIVAN: I would agree, I would rather have the --

MR. CAMPBELL: Print?

MR. SULLIVAN: No, the computer.

MR. KOGELNIK: I know this is important. We're willing to accommodate you there.

MR. CAMPBELL: Right. I appreciate that.

MS. SLUSARCZYK: You gentleman, even if there's a day or time you schedule and you want to come in, we could do it together, but I could sit there and show you on the computer and explain the value of each dollar amount or --

MR. CAMPBELL: How it impacts what we're doing.

MS. SLUSARCZYK: Exactly. And we fine-tooth combed this thing twice, so the accuracy --

MR. CAMPBELL: We've gotten rid of a lot of questions and little things. And Bob, really understanding how it was done and what we have. He did a great job working through all that.

MR. SULLIVAN: You said it needs to be passed before the September meeting.

MS. SLUSARCZYK: At the latest at the September meeting.

MR. SULLIVAN: So we should have a meeting in between then to

--

MS. SLUSARCZYK: If you're implementing these. For this to work, all these figures are based on annual figures. So even if proposed customers don't come along, you have to consider your rates by March of every year anyhow. There's -- all the facts are here. So if you're going to adopt it, adopt it in September, get the full benefit of the year so you see what it's done. You understand that next year when you go back and we say okay, now we know these potential customers are here or not here, what do we need to do. Because like Bob said, I can monitor this or come in. I would say the first couple years until everyone is great with it and understands it,

July 20,

21

because it's recommending a rate change again at the end of next year for the following year. That rate change could go down based on the water used but not the readiness to serve charge. But those figures can be tweaked.

MR. CAMPBELL: As we see fit.

MS. SLUSARCZYK: You have to feel the consequences to know how you want to proceed or what you're comfortable doing in the future. But again, if you're going to support what's been done, I ask for your decision no later than the September meeting so they can be effective for the first billing in January.

MR. CAMPBELL: Yep. Do you guys have any questions at this point? I mean, our recommendation I think would be very good. I think you guys would pick up a lot more if you spent a little time with her at the spreadsheets -- asking you guys, we're doing this, I think you would really get a whole lot out of this. And then I think I have a work session with all of us because then you guys have a better picture to ask questions and put stuff together. I know it's difficult trying to get it like that. So if you have a good base where you at least understand we're gonna be doing this, this is how I figured this, sit down all of us, look at big picture, we understand where we're at. Do you want to do this that way? Do you want to try that? When we understand the consequences of making some of these decisions -- right now I don't think you guys have a comfort level enough to do that. If you don't mind doing that --

MS. SLUSARCZYK: This is worth its weight in gold. I asked you for a water model study, I asked you for the Asset Management Plan, and this is the last step for me to help you make total sense of your rates. You don't just say 10 cents or 26, this is facts dictating this is what you need your rate to be. That is an informed decision. If someone questions you why or how, it's here. Every single question they could possibly ask would be answered in this rate study.

MR. McNUTT: And I'm not gonna say they are gonna agree with what you got in here. Because I'm sure somebody is going to tell Darren he doesn't need a new truck after his is limping along. That's not up to your general public to decide what you need or not. It's you guys deciding what you need for your water system.

MS. SLUSARCZYK: And that's --

MR. McNUTT: Okay.

MR. CAMPBELL: All right. Very good, Bob.

MR. McNUTT: I'm available if you have any questions.

MR. CAMPBELL: Okay, very good. Again, thank you CT and Cindy and Darren. I know there's a lot of work behind the scenes that we don't even know.

3. Lordstown Motors Draft Agreement with the City of Warren

4. ODFL Draft Agreement with the City of Warren

MR. CAMPBELL: Number 3, Lordstown Motors Draft Agreement between the City of Warren. Also got the Old Dominion Draft Agreement with the City of Warren, number 4. So I guess things are starting to move a little bit in that direction, and I guess the short of it is that hopefully by next week we'll line up moving forward with our current position in industry and water sales and maybe sit down with Warren like we did with Niles and get a bulk agreement set up and in place.

MS. SLUSARCZYK: Next week.

MR. CAMPBELL: We're starting meetings moving in that direction. So I think it's an opportune time to -- Cindy, if you're willing, I know you're a key part of that; and I'm glad that hopefully with your time we can work through and get to that place. It's something we need for that. I think there's no better time for us and Lordstown to move forward with

July 20,

21

getting something in place like that. So just want you guys to be aware of it. Like we did with Niles, I think we're gonna plead with Warren and try to get something.

MR. SULLIVAN: Warren has indicated they're willing to move?

MR. CAMPBELL: That was where we kicked it. We had a short meeting this morning, and that's where we're like telling them to come to the table and start working something out. If they're still gonna ignore us, then I guess they still ignore us, but at least we're saying let's get something worked out. You gotta start somewhere. So -- all right. So those are those two items.

5. Gresham Smith - Battery Plant, nka Ultium

MR. CAMPBELL: Number 5, Gresham Battery Plant, Ultium. Is there any updates that we haven't already covered?

MR. KOGELNIK: No. The water tank contract is signed and executed, so the work technically is proceeding forward with that. I don't think there is anything else to report on the Chivers Construction contract of the water line, that's ongoing. And the water booster station, that project is now in construction and technically -- or administratively I should say. So all of the major projects for that major overall project are implemented or are being implemented right now, so that's good. About the only thing that's other related is we've learned that there's a fiber optic line that's going to be installed between that cell tower and somewhere else out in the Village, and they'll have to cross through that area. And so we've already established the line of communication with that fiber optic company to understand that, you know, there's buried lines through this, we need to know what's doing what, where, when. So that's being worked out too. But --

MR. CAMPBELL: And we're gonna be putting in lines and stuff there too, so we gotta make sure where they put it.

MR. KOGELNIK: So this is an example of why you have a comprehensive plan about all of this. So that should work out fine.

MR. CAMPBELL: Okay. Good.

MR. KOGELNIK: I don't think that there's anything else with regard to the battery plant.

MR. DIETZ: Booster station, where is it going now?

MR. KOGELNIK: Bob.

MR. McNUTT: The booster station is going north of the tank right where we had it designed. So it will be just north of your existing 500,000 gallon tank on 45.

MR. DIETZ: Okay.

MR. SULLIVAN: So that would be in between the tank and the first house there?

MR. McNUTT: Correct.

MR. KOGELNIK: The other good thing -- Kevin, you can close your ears -- we did receive the term sheet for the \$1.5 million for ODSA funding, and that will go towards the tank. I'll respond to ODSA and, you know, hopefully then the term sheet will get executed and that loan had been approved. This is again principal forgiveness, which equals a grant. So we're doing that.

MR. SULLIVAN: That's for what?

MR. KOGELNIK: That is for the water system. We had prepared an application on behalf of the Village, and ODSA will relinquish funds basically to the Village, of which the Village, if they wish, can usher that through to Ultium. So --

MR. CAMPBELL: Okay.

MR. KOGELNIK: The things we do. So anyways, that's all I have

July 20,

21

for the battery plant.

MR. CAMPBELL: Any questions, gentlemen? All right.

6. Utility Department Building

MR. CAMPBELL: Number 6, Utility Department Building. That's probably still something on our wish list, and we'll see how things play out.

MR. BIGGS: Chris just answered that for us. We got money coming, right?

MR. CAMPBELL: It's gone just like that.

7. I&I

MR. CAMPBELL: Number 7, I&I. Probably nothing that --

MR. KOGELNIK: I didn't, no. That's no action right now.

MR. SULLIVAN: What's the deal with that? I mean, we went to you because we didn't have the time to do it and you said you did.

MR. KOGELNIK: We did. And I apologize, Mike, but it's been a lot of work lately. So we'll get to it. I apologize.

8. Sanitary Sewer Rate Review

MR. CAMPBELL: All right. Number 8, Sanitary Sewer Rate Review. Where are we with that, because I know we talked about contracting the rate.

MR. KOGELNIK: Yes, we were going to do the water first.

MR. CAMPBELL: Finish it up. Okay.

MR. KOGELNIK: And you guys could see how the water rate study unfolded. And I think it was your decision, you wanted to hold off until the water rate study was done and then attack the sewer rate study. Is that what you wanted to do?

MR. CAMPBELL: I don't know what we want to do with that.

MS. SLUSARCZYK: Not for clarity but just to go back a little bit. The sanitary sewer is not set by the Board of Public Affairs.

MR. CAMPBELL: That's very true.

MS. SLUSARCZYK: It was set by Village Council. So if you would -- I recommended to the Board that we do a sanitary sewer rate study to know that our sanitary sewer, no matter what number is picked, if that supports our system I still request that upon the completion of the water rate study that we proceed with the sewer rate study. So if asked by Council in the future what it needs to be, the facts are in hand.

MR. CAMPBELL: Very good.

MR. KOGELNIK: Yes. And furthermore, with a sewer rate study you do have a couple different variables in your system as compared to a normal system. You have those things for adders on LEC, and then now on the new one; and those really do need to be looked at so that you can understand how revenue matches up with expenses.

MR. CAMPBELL: And whatever is happening with LEC, that's a whole other aspect.

MS. SLUSARCZYK: And that's the impact.

MR. CAMPBELL: Well, maybe just knowing that is gonna be a big impact to the study. Maybe that will play out in time as we look to it.

MS. SLUSARCZYK: If you look at your water rate study, 2016 LEC came on board; and we started operating at a deficit. And it increased each year with the consumption that they increased. No matter what we do to that rate, we are not negating that deficit. No, it does need to be discussed and talked about. But that's yet for another day.

MR. CAMPBELL: All right.

MS. SLUSARCZYK: I want to cut that short on the sanitary sewer.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

If things change with the sanitary sewer, you need to know if LEC comes to you and wants to start -- you know, change that sewer rate or their sewer connection, what rate can you afford to allow them to change that to.

MR. KOGELNIK: Yeah, and we don't. You're gonna have TEC too. And you know, those two entities will comprise a significant amount of industrial property in the Village of which you can't get a revenue from. So think about that. So that's why it very important to understand that comprehensively from the standpoint of revenue and expenses.

MR. SULLIVAN: Because of the abatement or --

MR. KOGELNIK: No, the abatement has nothing to do with that. Those two facilities operate on land, and that land is industrial zoned, of which you are anticipating to collect a revenue from an industry. And that was gonna be a significant amount of your sewer revenue. You're not gonna have that ability if this goes through, okay. So that's why it's important to recognize, you know, where your revenue's gonna come from and how it's gonna match up with your expense. This is a different and unique situation.

MR. CAMPBELL: As Lordstown goes.

MR. KOGELNIK: Yes, yes. Right.

MR. CAMPBELL: All right. Very good.

9. Warren Water

MR. CAMPBELL: Number 9, Warren Water. That's what we discussed with the other two. So hopefully we'll make some progress and get something in place too like Niles, we have something we can add to our rate study that's beneficial and cutting some of our costs so we can work with that.

PUBLIC COMMENTS:

MR. CAMPBELL: Second set of Public Comments. Any other public comments at this point? All right.

REPORTS:

1. Solicitor's Report

MR. CAMPBELL: Reports. Solicitor's Report. No report from the Solicitor?

MS. SLUSARCZYK: He's out-of-town.

2. Engineer's Report

MR. CAMPBELL: Engineer's Report. Anything else you needed, Chris, to --

MR. KOGELNIK: Two things real quick. You asked me to contact the Trumbull County Sanitary Engineer's department regarding the system along State Route 45. Gary Newbrough stated that the County is not at all anticipating to relinquishing or sell that system any time soon. So despite the fact that that system is barely being used right now, they are not letting it go. Now --

MS. SLUSARCZYK: Did we find if they accepted that system?

MR. KOGELNIK: No, I didn't. That's something I think you need to work out because you're planning to put industry and develop the corridor, and that system that the County owns is -- it's gonna have to be able to, you know, function and collect the waste water and convey it. I do know how I can make that system work more efficiently and work with the east side system. But from the standpoint that the County owning that right now, I don't know what plans they're gonna want for that. And so you know, there's that same game again where the next development is a challenge to understand how it fits into the puzzle.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. CAMPBELL: Every time.

MR. KOGELNIK: And so that's why I was encouraging everybody to contact the County and find out if the Village can take that over. I don't -- you know, that's something that I think you need to still explore. So that's all I'm gonna say about that because I'm not the one who's kind of responsible to push that envelope. I can help you figure out the capacity in that system and how it could work more efficiently, I think that's my job.

MR. CAMPBELL: Yeah. The political side is --

MR. KOGELNIK: Yes. And then the other thing you asked me to do was write that letter, you know, about LEC pulling out. I did that. I didn't get any responses. I did get a couple questions back, you know, what do you want me to do. There's nothing that we asked those people to do, just to make them aware that that's what's happening.

MR. CAMPBELL: Okay.

MR. KOGELNIK: So that's all I have for you.

MR. CAMPBELL: All right. Any questions for the Engineer?
All right. Thank you.

3. Utility Committee Report

MR. CAMPBELL: Utility Committee Report. Is there any report?

4. Clerk's Report

MR. CAMPBELL: Clerk's Report. I know you have some things, and you also want an executive session for some of the afterwards. But we'll get to that.

MS. SLUSARCZYK: Right.

MR. CAMPBELL: Skip those. What else you got?

MS. SLUSARCZYK: Well as you know, with the sewer rates earlier this year, the City of Warren imposed a rate increase on the sanitary sewer charges. They took our charges that was from \$3.49 to \$6.56 at the time. And during that period of time we billed, we billed quarterly that cycle. So it didn't affect the cycle but it affected Lordstown Energy Center. In February and March they were billed the higher rate of \$6.54 plus the adder.

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: The agreement that was reached between the Village and the City has taken those rates retroactive back to January 1 at the \$3.49, the rates will stay the same for the balance of this calendar year. Therefore, there is, as I calculated, a \$94,666.94 credit that is due back to Lordstown Energy Center for the difference in the rate. It's a large amount.

MR. CAMPBELL: Yes, it is.

MS. SLUSARCZYK: I just wanted you to be aware of it. As you know, you check my billing overrides anyhow, so I wanted you to do that prior to the releasing of the funds and then sign off on the sheet before I will issue. I'm not issuing that check until you sign off on that.

MR. SULLIVAN: I don't understand why. If that was the rate we got from Warren --

MR. CAMPBELL: Yes. But that was the rate we had from Warren at the time. But then we went through the negotiations with Warren to clean up, that is all. So there was -- we're gonna go back and here's what we're gonna do moving forward. So this goes back, caught that to say well, you billed at this, but this is all that Warren is actually billing us for. So we're trying to balance it back out and clean it up.

MR. SULLIVAN: Well, we're not balancing it back out.

MS. SLUSARCZYK: Yes, we are.

MR. SULLIVAN: At the \$3.49.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MS. SLUSARCZYK: The \$3.49 is the rate that Warren had been -- in February they issued a rate of \$6.54 which I have to immediately turn around the next day and bill LEC for. So in February and March I billed that higher rate to them. It has since been resolved that the rate that they're gonna honor is the \$3.49. So --

MR. SULLIVAN: Resolved with who?

MR. CAMPBELL: With Warren.

MS. SLUSARCZYK: Warren is holding that rate at \$3.49 for the entire year. So therefore, I overbilled Lordstown Energy Center and they're due a refund of \$94,644-something.

MR. CAMPBELL: Do we want to handle it that way, or do we just want to take off their bill as -- because that's a lot of money.

MS. SLUSARCZYK: Correct, there is options. I spoke to Clerk Blank. Clerk Blank says write a check.

MR. CAMPBELL: All right. There we go. Any other questions or concerns? I mean, I understand why it isn't where it is and I think it's -- I was just thinking there are other avenues to, you know --

MS. SLUSARCZYK: The auditors will have a cleaner paper trail instead of saying this minus this and that didn't cover, their bill isn't this.

MR. SULLIVAN: Yeah. I just didn't understand the \$3.49, where that came from.

MS. SLUSARCZYK: That is locked in through December too. Well --

MR. CAMPBELL: You have \$3.94 listed here.

MS. SLUSARCZYK: That's what LEC sent to me. Because they still have their adder on top of that.

MR. CAMPBELL: Okay. So that you need a motion, and then you already -- that signatures cover it? s

MS. SLUSARCZYK: Yeah. Uh-huh.

MR. DIETZ: Do you want a motion to write that check?

MR. CAMPBELL: Well if we're signing it, she's got permission to write the check.

MS. SLUSARCZYK: I mean, it's due to them. But again, the Board needs to be aware of what's happening and that it's being refunded. You're gonna see that big chun of money come out of your sewer fund at the end of the month and no questions asked.

MR. CAMPBELL: That's how it all played out. Is there more than one thing to sign on this?

MS. SLUSARCZYK: Just for --

MR. CAMPBELL: Just the yellow sheet or another sheet?

MS. SLUSARCZYK: I think you have to sign the purchase order with me because I'm capped at \$1,000. The Board members have to all sign on the yellow voucher.

MR. CAMPBELL: Give that back to me and I'll sign the other one. All right, we'll get it cleaned up here. All right. So that's signed. I signed the agreement. I think that's everything.

MS. SLUSARCZYK: We already discussed the Ultium bill from the County, so that's been discussed. The next thing I have is in working with the County, we bill them quarterly for the sanitary sewer for the water meter readings for them to bill sanitary sewer. On January 21 I invoiced them for those readings, \$884.00 invoice. And when I came back they had never paid that invoice. So I faxed it over to them, they immediately turned it around and paid it. I received the payment yesterday. But they paid it without penalty.

MR. CAMPBELL: How much was the penalty on it?

MS. SLUSARCZYK: The penalty would be \$88.40.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. CAMPBELL: Did they have any request or did they come to the Board with saying would you waive it? Is there anything from them asking --

MS. SLUSARCZYK: No. They said that they didn't get the invoice in January. The invoice is attached to their report which is in their -- the carrier comes and picks up, it's part of the report. If they didn't get it, I wouldn't have had one. And even when I make the invoice, it goes on there. Whether it got to the proper person within the County I assume is where the error might have occurred. But I can't waive it without your approval, if you want or if you choose to waive it.

MR. CAMPBELL: What do you gentlemen feel?

MR. DIETZ: No.

MR. CAMPBELL: Bill them?

MR. DIETZ: Bill them.

MR. CAMPBELL: What do you feel?

MR. DIETZ: You got a copy that you made one out and it was sent?

MS. SLUSARCZYK: Correct, it's saved in the computer.

MR. SULLIVAN: What do you think, Kevin?

MR. CAMPBELL: I would prefer, instead of at least -- sending a check, it aggravates me they sent a check assuming they can waive the penalties. At least put in some, you know, we'd appreciate you helping us out, something. So that's where it's kind of stuck in my personal craw about it. It's not a lot of money I guess either way, which is the good part of it. So I feel that we stand our ground on it, and then if they officially make a request we can consider it.

MS. SLUSARCZYK: Okay.

MR. CAMPBELL: But just to send us a check that's short without a request asking the Board to do anything. You just didn't pay, they refuse your bill.

MS. SLUSARCZYK: And it's six months late.

MR. CAMPBELL: So I mean, that's what I have a problem it.

MR. SULLIVAN: Okay. I'll make a motion that --

MR. CAMPBELL: Well, at this point we're not changing anything.

MS. SLUSARCZYK: I'll invoice.

MR. CAMPBELL: And if they come back with a request, she can come back to the Board and say -- they haven't done any of that.

MR. DIETZ: At least treat us like we're sort of equal.

MR. CAMPBELL: What else you got, Cindy?

MS. SLUSARCZYK: And the last thing is we had previously discussed an invoice on an account. The customer's come to the thing where they did some work on the grinder pump, and it was felt that it was the cause of electrical issues. Customer was billed, they come in.

MR. CAMPBELL: I remember that big fiasco.

MS. SLUSARCZYK: They have not paid that invoice despite the fact that you said the invoice stands because you said it was an electrical problem.

MR. CAMPBELL: I think their stance on it was about that was our first notice of it and you said the second time you would bill us. They were -- if I understood them right, that's where they are standing their ground saying this is the first time you're noticed on it. And from a weird description of the situation that was the case.

MS. SLUSARCZYK: Regardless, I don't think we have to give anyone a notice, they called us out. We didn't charge them for our labor, this is the bill that was from the City of Warren.

MR. CAMPBELL: Which I think we tried to explain to them. I'm not sure whether they really understood that.

MS. SLUSARCZYK: At the time they came in they felt it was not

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

an electrical issue, we said it was, and then it was proven to them that it was an electrical issue. But the invoice then still never got paid. So my only choice -- now that's a manual invoice, that's not part of the accounting software. The only choice I have now is I can put the charge onto the water account, and then when their bill comes due it pales other expenses. Water is the last expense to be paid, it will force payment or their water would get shut off. I don't want to do that without your directive because that can make that -- that's a \$505 charge. But I need -- again, it's an invoice that's unpaid and it's seriously delinquent.

MR. SULLIVAN: Well, I would say go ahead and do that.

MR. CAMPBELL: Well did you want to -- have they -- was there any -- I know they came in person and we had that. Was there anything we sent to them after that meeting that they came in?

MS. SLUSARCZYK: That they came in?

MR. CAMPBELL: I mean, did we send out a follow up of like, I don't know, maybe that's what they're waiting on, a response from us. I don't know. But I don't think there was. I mean, I didn't know. I remember us having this meeting, it's been a while. I don't know if anything was sent to them after the meeting saying an official written response of we've reviewed it, we still stand behind this bill. So they want to play that game of not really knowing, I want to put something down that they really do know here it is, here's a written letter stating that, appreciate your time coming in, we reviewed it. I think maybe that needs to be stated to them before we do that, just to be on square with them. I just think that's how we should handle it rather put on there the water gets shut off. That makes it real ugly quick.

MS. SLUSARCZYK: The invoice was issued on January 12. On January 29 there was a new work order, electric for grinder rescheduled for repair today by electrician. Customer called that in. Which in turn our laborer went out and foreman went out and overseen. And the notes on the work order at that time were "New electric line ran from house to hump panel. I hooked up inside panel. Homeowner had an electrician come up to hook up the home outside. I was not present when that happened as it was after hours". Then on 1/30, the second note "opened the well to check the water level and to hear if the pump ran in hand, which it did. So after the electrician made the repair the pump worked."

MR. CAMPBELL: Oh, yeah. I mean, I think even they said that. The last contact when they were here at our meeting we covered -- went over all that stuff. They still believe that whatever they were hanging their hat on not paying this bill, I don't think we ever followed up with saying a concrete answer. We did outside, electrician did inside?

MS. SLUSARCZYK: They called an electrician out.

MR. CAMPBELL: Did that happen after your meeting? That happened after our meeting. I thought that was before.

MR. BIGGS: I'm with you on that they might just be seeing what will happen maybe because now it is fixed.

MR. CAMPBELL: Send a letter.

MR. BIGGS: I don't know if it's anything to them.

MR. CAMPBELL: It's a cleaner way to handle it.

MR. BIGGS: Even if it's a thing, your bill is still due. Remind her, get a reaction and let's go from there. I don't remember sending out anything saying that. They might think that them getting it fixed because they paid for it was good enough, I don't know. But agreed, we didn't tell them.

MR. CAMPBELL: I think we need a letter stating that. Reviewed the situation -- and like we told them, this bill is not from our -- we waived everything that our Village did, this is something we had to pay Warren

July 20,

21

externally for. So make sure it's stated in there, and we still believe you're -- we're still due that amount.

MR. SULLIVAN: And I think that we should put in there that this will be part of your next bill.

MR. CAMPBELL: Oh yeah, I guess you could put that in there. Say that, you know, if not paid separately this will be part of your next water bill pause that's the only way that we can -- you know.

MS. SLUSARCZYK: On the same note as before, there was a job invoice and not paid, so there's a penalty due, 10 percent. Do you want to hold that, give them 15? Days to pay from the date of the letter.

MR. CAMPBELL: Yeah, I do.

MR. SULLIVAN: Yeah.

MS. SLUSARCZYK: I will just take care of everything in one letter.

MR. CAMPBELL: Yeah. Hopefully.

MS. SLUSARCZYK: Okay. That's the last thing I have besides the request for executive session to review the other accounts.

5. Superintendent's Report

MR. CAMPBELL: Okay. Any Member Comments?

MR. SULLIVAN: Yeah. On the letter that we received --

MS. SLUSARCZYK: Darren.

MR. CAMPBELL: I'm sorry, we skipped Darren. All right. Superintendent's Report, Darren. Sorry.

MR. BIGGS: I'll be quick, Mike. Two things that I'll need permission for -- they're over \$1,000 -- was an order from Pipelines and more registers for our meters. And I'm not sure if Cindy has anything official for you but just need official permission to -- business as usual.

MR. CAMPBELL: I'll make a motion for Darren -- do you have an amount roughly?

MR. BIGGS: I do on the registers. On the Pipelines I do not.

MS. SLUSARCZYK: What was the material for for Pipelines?

MR. BIGGS: Pipelines was for taps that were gonna be doing. They're gonna be -- not everything is gonna be reimbursable, but most of it's gonna be. And I don't remember what the total was. The registers was \$9,708.51.

MR. CAMPBELL: Okay. I'll make a motion for approval of the registers that we need for the Utility Department.

MR. SULLIVAN: I second.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. DIETZ: I got a question. What are registers?

MS. SLUSARCZYK: Meters.

MR. BIGGS: That top part that has the numbers on it. The meter's like the whole thing, you got a body then the register. I only needed the top part.

MR. CAMPBELL: Then -- and then what do you need for the taps?

MR. BIGGS: Well, I ordered from Pipelines Industries, but I don't have a total on that one.

MS. SLUSARCZYK: Not exceed? You don't have any total?

MR. BIGGS: Not to exceed a million.

MS. SLUSARCZYK: CT would like that work approval.

MR. BIGGS: I can get it next month too, as long as it it's official from you buys, you know I'm doing it.

MR. CAMPBELL: You need to have the amount and bring it to us.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MR. BIGGS: 45 tank, it's getting cleaned. Everything is going smooth, they haven't found any problems. We're probably still three weeks out before I can put that back online though. So that's where we're at, update on that one. The last thing I wanted to mention, and Chris actually touched on it, was the cyber security. I'm gonna have to find some time to look into that and maybe about some help or whatever on it. We're all tied in the admin, the Fire. I know they're trying to do some things to get it -- when I say they, the fire department and police -- to get everything fixed. But I haven't seen anything moving on it. I don't know how it's gonna all end up.

MR. CAMPBELL: You're talking from the network?

MR. BIGGS: I don't believe we're secure enough as it is. I'm getting emails weekly from E.P.A., Homeland security, the F.B.I. They're getting pretty specific with who's attacking us, when, blah-blah-blah, like I'm getting a lot of emails. So it's something that we really need to start taking seriously even as a Village, but let alone the infrastructure which is us. And whether we look at getting our own so that we don't have to worry about what everybody is doing and, you know, have somebody keep an eye on it, an actual IT guy that keeps up on that stuff. So I may need some direction on that if we need to do that because it's been pretty serious here recently. I mean, there's been other water systems that have been attacked and whatever. And you know, these emails that I'm getting, they're quite frequent now updating me on things. So --

MR. CAMPBELL: Okay.

MS. SLUSARCZYK: On that note, our fire chief recently believes that he has a problem with his computer. He was charged \$464.00 repeatedly until the charge wouldn't recur again. But he can't -- something has happened to his computer where he can't use his Microsoft Excel for payroll. He's in that police fire protection, it -- they're separate. They're more protected than what we are, yeah. So if it's like they are more protected and he's having problems, there's problems.

MR. CAMPBELL: Sounds like the Village needs to be --

MR. DIETZ: Did you ever get that thing corrected upstairs?

MR. BIGGS: No.

MS. SLUSARCZYK: No.

MR. BIGGS: Yeah. That's what I'm saying. You know, just kind of want to kick it around. I don't know if we can even -- we may want to get on our own, because even with me trying to find stuff like that Tom, I can't get any help, I can't get an account number where are I can talk to our Internet provider. I can't do it, I'm helpless with our Internet and everything involved with it.

MR. DIETZ: Don't ask me to help.

MR. BIGGS: All right, Tom.

MR. SULLIVAN: What's his name, the guy that does our --

MR. BIGGS: Joel Davis.

MR. CAMPBELL: Yeah, Joel.

MR. SULLIVAN: He's not the answer.

MS. SLUSARCZYK: He's the one that set police and fire up.

MR. CAMPBELL: He's still the guy contracted with it.

MR. SULLIVAN: What you're saying is maybe we ought to look --

MR. CAMPBELL: Sounds like the Village --

MR. BIGGS: The Village definitely needs to. But regardless of that, I don't know what direction they are going to go. We may still want to look at our own.

MR. CAMPBELL: Okay. I'll do some work on that.

MR. BIGGS: And that was all I had.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

MEMBER COMMENTS:

MR. CAMPBELL: All right. Did you have some member comments, Mike?

MR. SULLIVAN: Yeah, I wanted to talk about Council doing away with the raise. You know, I know for 15 years they said that BPA was an elected unit and blah-blah-blah, so they -- it was our decision. And they even when what's her name was --

MS. SLUSARCZYK: Karen.

MR. SULLIVAN: Karen was chairman, when the '06 or '08, whatever it was when the downturn, we had done raises and they took them all back. And she said no, the BPA is leaving theirs. And when I look at that 735.29, it talks about an appointed committee. We're not an appointed committee. And I could understand that if it was an appointed committee that Council would have jurisdiction over it. So what I'd like to do, I'd like to go to Attorney Gil Blair that doesn't have any anything else in it and get an opinion.

MR. CAMPBELL: A different opinion on the situation.

MR. SULLIVAN: You know, he's been a state representative and he does a lot of civil work, so I think an opinion from there would be a good thing. And just reading this, it's not us, you know. When you talk about that 735.29 --

MR. CAMPBELL: Well, I don't know exactly what Council is planning to do with it because, you know, there's other departments requesting raises for their employees. It's no secret, right. So I don't know where they are planning to -- how they're gonna move forward. And I asked that whatever they do to move forward that we're part of moving forward, that we're just not -- they just go do and left us out since they are the ones that control -- well, at least at our last ruling that they're in control. And then I said well, we need to be part of that equation, you know. We need to be part of what's moving forward with it. I don't know exactly what this is. So maybe we should find out what that is before we go trying to stir up that next.

MS. SLUSARCZYK: The Mayor appointed a committee last night and that is Ron Radtka, Howard Sheely, Don Reeder. You were not appointed to the --

MR. CAMPBELL: Yeah, that's --

MR. SULLIVAN: Nobody from us.

MR. CAMPBELL: Yeah, okay. I was not aware of that. Who's on it? You said --

MS. SLUSARCZYK: Ron Radtka, Don Reeder and Howard Sheely.

MR. CAMPBELL: Okay. Well, that gives me some information. So let me check on that and see how come one of us wasn't asked to be part of that, you know. That bothers me again, so --

MR. SULLIVAN: You know, just from being on Council, I'm sure what they're gonna do is say well, we want everybody to be the same.

MR. DIETZ: They're not all the same requirements.

MR. CAMPBELL: It's always a disagreement of how we see departments when obviously we're not part of the mix even for this. So, yeah. Let me check on that first and we'll get back with you, then we'll see what we want to do. That's definitely an option to consider and see what the ruling is from somebody that's, like you said, there's no anything else in it, right. Hey, here's how we see it, we read this, this is how we understand it. And if they come back with it being the same, then we have to figure out how to work that way anyway. So, all right. Good point though. Any other Member Comments? All right.

QUARTERLY APPROVAL OF BILLING ADJUSTMENTS:

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

January, April, July, and October

MR. CAMPBELL: The quarterly bill adjustments, I don't know where we're at. I was up -- I looked at where we're at, and I know Cindy got them caught up in July, correct?

MS. SLUSARCZYK: Yes.

MR. CAMPBELL: So I'm okay with the quarterly billing adjustments. If we missed -- I think we might not have approved April in one of our meetings, but I'm good with up through July. I'd like to make a motion that we accept the quarterly billing adjustment for this year basically up through July.

MR. DIETZ: I'll second it.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: All right. Very good. Before we adjourn, I'd like to call a executive session to cover -- what's the proper title for this stuff?

MS. SLUSARCZYK: Account protected.

MR. CAMPBELL: Protected account information and information we have to make decisions on.

MR. SULLIVAN: So once we come out of executive session, are we gonna then make motions to pass what we talked about or --

MR. CAMPBELL: Yeah, is there action that needs to be taken with these items?

MS. SLUSARCZYK: There could be. We don't noticed to keep the transcriptionist, I can always put the post note in after the executive session.

MR. CAMPBELL: We're not gonna make that statement then. So there may be some action taken after we learn what we have to do. You will go ahead and read. **I'll make the motion right -- do we need to make the motion?**

MR. DIETZ: Wait a minute. Mr. Gatlin has --

MR. GATLIN: Yeah, I'll talk to you after the meeting before you go.

MR. CAMPBELL: So before you go -- if you want to talk before you go into executive session because we might be a while. So give us a minute to get that ready.

MS. SLUSARCZYK: **I have to have a motion for you for executive session.**

MR. SULLIVAN: **Second.**

MS. SLUSARCZYK: **Second by Sullivan. Did you want to do a roll call vote --**

MR. CAMPBELL: **Yes.**

MS. SLUSARCZYK: **-- for the executive session, Campbell.**

MR. CAMPBELL: **Yes.**

MS. SLUSARCZYK: **Dietz.**

MR. DIETZ: **Yes.**

MS. SLUSARCZYK: **Sullivan.**

MR. SULLIVAN: **Yes.**

MS. SLUSARCZYK: **Okay. Who did you want in?**

MR. CAMPBELL: I'll invite Board members and Cindy. I don't believe we need Darren.

MS. SLUSARCZYK: Truthfully on one of the issues you might have questions for him, Darren.

MR. BIGGS: I'll stay.

Village of Lordstown Board of Trustees of Public Affairs

July 20,

21

(Executive session begins at 6:30 p.m.)

There was no action taken after executive session.

Dietz made a motion for adjournment, second by Campbell. Meeting adjourned

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 12th day of August, 2021.



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

Submitted:

Approved by:

Cinthia Slusarczyk, clerk

Kevin Campbell, President