

January 25,

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RECORD OF PROCEEDINGS  
MEETING OF THE LORDSTOWN VILLAGE BOARD OF PUBLIC AFFAIRS  
1455 Salt Springs Road, Lordstown, Ohio  
January 25, 2023  
4:00 p.m. to 5:25 p.m.

**IN ATTENDANCE:** Mr. Kevin Campbell, President  
Mr. Christopher Peterson, Vice-President  
Mr. Michael Sullivan, Board Member  
Mr. Darren Biggs, Supt. of Utilities  
Ms. Cinthia Slusarczyk, Clerk  
Mr. Christopher Kogelnik, Engineer  
**ALSO PRESENT:** Mr. Howard Sheely (Village Council)

RECORD OF PROCEEDINGS taken before me, DEBORAH LAVELLE, RPR, a court reporter and Notary Public within and for the State of Ohio on this 25th of January, 2023.

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

**LORD'S PRAYER**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**ROLL CALL:**

MR. CAMPBELL: Roll call please.  
MS. SLUSARCZYK: Kevin Campbell.  
MR. CAMPBELL: Here.  
MS. SLUSARCZYK: Michael Sullivan.  
MR. SULLIVAN: Here.  
MS. SLUSARCZYK: Chris Peterson.  
MR. PETERSON: Here.  
MS. SLUSARCZYK: Cinthia Slusarczyk, present. Chris Kogelnik.  
MR. KOGELNIK: Present.  
MS. SLUSARCZYK: And Howard.  
MR. SULLIVAN: I'm gonna have to leave about 10 to 5:00, so if there's anything that we need to vote on or that you --  
MR. CAMPBELL: Election of officers, that's one of the first things for that. I don't believe -- past that we're just gonna be discussing things. And well, that we need to bump that up, right?  
MS. SLUSARCZYK: Two can pass it.  
MR. PETERSON: Is it Operating Training Committee of Ohio? Yeah, they need to do it then.  
MR. CAMPBELL: You can't --  
MR. PETERSON: Yeah, I don't want to -- I'm on their Board of Trustees, so I don't want to --  
MR. CAMPBELL: Criss-cross, that's fine.  
MR. PETERSON: You know what I mean.  
MS. SLUSARCZYK: It's for an employee's training though.  
MR. PETERSON: Yeah, I don't know.  
MR. CAMPBELL: We can keep it clean. We'll just do it; and then they already signed for the garbage, right? Just to make sure he doesn't leave without it.  
MS. SLUSARCZYK: Uh-huh, signed.  
MR. CAMPBELL: Yeah, we should accommodate that. You're able to stick around?  
MR. PETERSON: I'm good.

APPROVAL AND CORRECTION OF MINUTES:

MR. CAMPBELL: Approval and Correction of Minutes. We have December 20 of '22. Any changes or alterations to those minutes?

MR. SULLIVAN: Make a motion to approve the December 20, '22.

MR. PETERSON: I'll second that.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

CORRESPONDENCE:

MR. CAMPBELL: All right. Cindy, any correspondence?

MS. SLUSARCZYK: No.

PUBLIC COMMENTS:

MR. CAMPBELL: Any Public Comments? I don't think so. We have one sort of public, but he's not --

NEW BUSINESS:

**1. Election of Officers**

MR. CAMPBELL: New Business. Number 1, the Election of Officers. So we have to do this every year for 2023. And I talked with Chris some, and if he's still interested, I would like to make a nomination for Chris to be President of the Board.

MR. SULLIVAN: I'll second that.

MR. CAMPBELL: Do you accept it?

MR. PETERSON: Yes.

MR. CAMPBELL: You second?

MR. SULLIVAN: Yes.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: We need somebody to nominate Vice-president.

MR. SULLIVAN: I make a motion to nominate Kevin for Vice-president.

MR. CAMPBELL: I'll accept that.

MR. PETERSON: I'll second that.

MR. CAMPBELL: All in favor?

(All respond aye.)

MR. CAMPBELL: All opposed?

(No response.)

MR. CAMPBELL: All right. We got that set for -- all right, meeting is yours Chris.

**2. CEF-L Valve Replacement Along 24" Water Transmission Line**

MR. CAMPBELL: Number 2, CEF-L Valve Replacement Along 24-inch Water Transmission Line. We're just keeping this on the agenda until the Mayor and I can meet with them and hopefully present something that will entice them to entertain the idea of either giving us money or helping with the project.

MR. PETERSON: Have you got any movement on it at all?

MR. CAMPBELL: Well, part of our strategy is to go with them to say we're gonna have the second water line come from Meander. And until that really gets some solidity to it, it's all just words, I guess. So -- but we don't want to forget about it so I -- I like keeping it on there.

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**3. SCADA**

MR. CAMPBELL: Number 3, the SCADA system.

MR. BIGGS: I don't have estimates for this meeting.

MR. CAMPBELL: Okay. Keep it on there.

**4. Lipkey Waterline Replacement**

MR. CAMPBELL: Number 4, Lipkey Waterline Replacement. I know we discussed at the last meeting, Chris, you met with them and got the low-down.

MR. PETERSON: Me and Mr. Reider met with them. I hadn't heard anything until the other day when the architect called me back finally after two e-mails and three phone calls. She said that she had submitted the stuff to you. Is that true?

MS. SLUSARCZYK: I think last week she just submitted it to us.

MR. PETERSON: Yeah. And I said have you found anything for ownership on the line, anything showing it's ours. And what she stated was they found a map that says it's Lordstown's line. I said well, you can draw anything on a map, *ibid*; but send over what you have and we'll look at it. At least if they have a map of when the last project was done we know where to look. And she was edging towards '95 is what she was saying.

MR. CAMPBELL: You have said when you met with them, the same engineering firm --

MR. PETERSON: It was the same engineering firm. Same architectural firm but different architect. That architect had retired. And she called him right in the middle of the meeting and said can you look and see what you got on this. She said she hasn't worked on any of it since our meeting, she had other stuff going on. So I said you're kind of -- you're on hold pretty much, we can't do anything until you show us something.

MR. CAMPBELL: Yeah. And like, I think you expressed to her acceptance of a line is a verbal -- it's not just a -- you know.

MR. PETERSON: Correct, showing it on a map doesn't mean we own it.

MR. CAMPBELL: Correct. And I doubt the engineer would have anything along those lines anyway, but you never know.

MR. PETERSON: I would assume not, but --

MR. CAMPBELL: He would have drawings and things like that.

MR. BIGGS: We're hoping maybe they would have submitted something to the E.P.A. or whatever else.

MR. PETERSON: Showing something that you submitted to the E.P.A.

MR. BIGGS: They would have done, and that would have been this is what we're going for Lordstown's line.

MR. PETERSON: The extension they had talked about with Darren and us, there was -- they had not submitted that to the E.P.A. yet. So their project's not gonna like take-off tomorrow. I mean, that's six months probably.

MR. CAMPBELL: And at this point, if I -- I don't want to put words in your mouth, but you did state to them at this point we're viewing this as a service line to them and we don't own it?

MR. PETERSON: Darren did tell them we would continue to repair the breaks until they figure anything else out.

MR. CAMPBELL: Hopefully the project comes around and it comes to be part of the new project.

MS. SLUSARCZYK: Well the plans that were submitted were not back to the hydrant, it was from the connection in front of --

MR. CAMPBELL: So what they submitted to us was just the extension?

MS. SLUSARCZYK: The new extension, not going back.

MR. PETERSON: And their map could show that we own the line, which we don't dispute, from the Shrine up, correct? That may be what that map shows. I haven't seen the map so I don't know.

MR. CAMPBELL: All right. Well, let's keep it on here because obviously that's not done yet. Anything else on that?

**OLD BUSINESS:**

**1. Ultium Cells - Turn Lane Improvements**

MR. CAMPBELL: Old Business. Ultium Cells Turn Lane Improvements.

MR. KOGELNIK: This is still on the list because of the potential turn lane improvements and signal improvements that are gonna go at that intersection. And so therefore, the signal work, which is a temporary signal, is still on hold because we can't yet get high enough count to warrant the signal through ODOT's process. So we were going to reach out to ODOT this week and plead with them that, you know --

MR. CAMPBELL: It's coming.

MR. KOGELNIK: -- it's needed. In as much as it's a process, I stated in my e-mail to everybody last week I don't like this waiting. I think this is opening up a possibility that we might see an accident there. But it is a process you have to go through to get a signal put up. So the reason why it's listed here is potential impacts to utilities that might be there. And so it's too premature right now to talk further about it.

MR. CAMPBELL: Okay. It stays on the list too.

**2. Proposed Hallock Young Road Water Line Improvements**

MR. CAMPBELL: Number 2, proposed Hallock Young Road Water Line Improvements.

MR. KOGELNIK: This project is moving forward. We had a meeting with Darren just recently. And I also summarized an e-mail yesterday that I met or talked with Eastgate's ARC liaison, Miss Kathy Zook; and it sounds like we're making the correct steps to get a grant through ARC next year. That would be for next year's construction. Right now we have to take the due diligence steps to have the plans ready, get the permit from Ohio E.P.A., get the commitment letters and everything like that. I would be remiss in saying it's -- it's very important to get these commitment letters from, you know, the interested parties.

MR. CAMPBELL: Like Foxconn.

MR. KOGELNIK: Like Foxconn, like the Regional Chamber, even something from your residents to say hey, I want reliable service. I say residents because Hallock Young's water line creates a loop then where we, in essence, can provide more reliability to the residents. So this is -- this is -- there's many steps. I mention them in the e-mail to everybody. And you need to take those steps, otherwise we'll not arrive at an application to submit. There's a pre-app that's due in April, and then a final app that's due at the beginning of May. And we've got a pretty good track record with Eastgate submitting ARC applications; and your potential amount that you can apply for is \$500,000 on this project, which is pretty good. It's not everything, but it's a good chunk of money.

MR. CAMPBELL: So what you're describing is that those letters are definitely a big influence to --

MR. KOGELNIK: They're everything.

MR. CAMPBELL: Oh, okay.

MR. KOGELNIK: Because if you don't have the demonstration

of retaining existing employees at a business or attracting more employees, you're not gonna get an ARC- funded project.

MR. CAMPBELL: Mike, you mentioned that you had some connections with Foxconn and you were gonna try to contact somebody up there.

MR. BIGGS: I was gonna ask Chris about it. He contacted me with that because I got in contact and said hey, we need to set something up. Nothing ever really happened. What had happened in the meantime was I had talked to him again, and they were gonna set something up. That's what I told Mike when he had called. I had talked with Chris also about that, and he's gonna talk to -- the manager was supposed to have us in there this week.

MR. KOGELNIK: Yep, he was.

MR. BIGGS: How did that work out?

MR. KOGELNIK: I don't have anything that says I have a meeting, so I'm depending on the Mayor to set that up.

MS. SLUSARCZYK: He went to Foxconn yesterday.

MR. KOGELNIK: Who did?

MS. SLUSARCZYK: The Mayor.

MR. BIGGS: I was wondering if you heard anything. I heard he went down there, but I didn't hear when our meeting was gonna be with Foxconn.

MR. KOGELNIK: Well you know, we need to have that meeting. And I had authored a letter that Foxconn could put on their letterhead and send to the Village.

MR. BIGGS: And after I made sure it got to the right person or who I thought, I contacted him too so they are well aware of it. I just haven't heard any more. We haven't got in there yet, we haven't got the letter yet. Right now it got forwarded to the Mayor to set us up that hey, who are the key people we can talk to about this.

MR. CAMPBELL: I think we can get some residents. But even if we had all the residents, that would help. Having Foxconn alone is probably the key to the equation.

MR. KOGELNIK: Keep in mind that funding agencies don't just like one entity that, you know, we're catering too.

MR. CAMPBELL: Does Cassen benefit from that?

MS. SLUSARCZYK: They're actually selling off some of their buildings.

MR. BIGGS: Yes, they could benefit from it.

MR. CAMPBELL: I'm just looking for a quick --

MR. BIGGS: Just because they are a dead-end. If there's a problem there, we turn that off, they could lose a building or two.

MR. CAMPBELL: If you could come up with a letter saying how it would improve their reliable water service, that would be fairly easy.

MR. KOGELNIK: Now what about General Motors and LG Chem with that recycling plant? This would have been directly connected to that. Are they gonna do that facility or not?

MR. CAMPBELL: I have no idea.

MR. KOGELNIK: So it's worth reaching out to them. And we were open with General Motors and LG Chem while we were, you know, reviewing their plan for the recycling center. We said hey, we got a water line that's coming but it's not here yet. And they were interested in that. So I think it's worth at least the Village asking Tom Gallagher hey, you know, are you interested in this, can you support it. All it is, is a letter. And he could say yeah, I'm interested in it and, you know, I'm probably gonna have 50 or 60 people as full-time. That would mean something.

MR. BIGGS: There's a lot of rumors with that, Chris -- once

again rumors -- that they're not coming here. The other one is they were gonna move it over to Ultium's property so they didn't have to worry about running it through, they wanted to tie in that way. I guess who's to find out definitely so it's not rumors? Who would be calling? Who's the best person to call Mr. Gallagher.

MR. KOGELNIK: That would be one of us guys. Unless you tell me that you want me to do that, because my job --

MR. BIGGS: Are you saying should I?

MR. KOGELNIK: One you all here at this table or the Mayor. I always say the Mayor because it's my opinion in working with other communities that those mayoral people are the better people to interface with, you know, business owners and that sort of thing. It leaves you out of it and that sort of thing.

MR. CAMPBELL: Usually you have the pulse of what's going on, if it's gonna come to be or anything is gonna happen. I heard the same thing, they weren't gonna come.

MR. BIGGS: That's rumor three.

MR. CAMPBELL: I heard that through work.

MR. KOGELNIK: If you had Foxconn and LG Chem, that would be a wonderful application.

MR. PETERSON: Even if they give us a letter and they haven't officially made up a decision --

MS. SLUSARCZYK: It doesn't commit them.

MR. CAMPBELL: It helps us, it doesn't really hurt them.

MR. BIGGS: So who's gonna make a call to Mr. Gallagher?

MS. SLUSARCZYK: I'm waiting for him to return two e-mails for me for the U.S. census reports and the filing for the community support funds. He's the one that provided that to me the last two years. So he has not gotten back to me, so I could ask a reminder and just put it out there. I don't think I'm gonna have the teeth that the Mayor would have if he said hey, you know --

MR. CAMPBELL: Well, you might at least get an update of where it's at.

MS. SLUSARCZYK: I think we can throw it out there.

MR. PETERSON: I have no problem calling the Mayor and asking him to do it if you want me to. If he doesn't want to, then I'll do it.

MS. SLUSARCZYK: Just to get a whole bunch of us.

MR. KOGELNIK: This is one of those projects -- and I'm hoping that you guys have more of these projects -- where you're able to go after grants, loans and that sort of thing so that you don't have to burden -- be burdened with all the cost on it. But this is one where you have to -- everybody has a role and you have to move the project forward; and then you have to report back and say okay, we're done with that. You have to build that. This culminates into a funding application that is gonna be like that (indicating); plans, project manual, application, commitment letters, photographs, you know, testimonials. You know, all of that stuff. And it ought to hit the desk of Kathy Zook with a thud. I talked to her, she's excited about this project. She knows we have a good track record of funding with them, so she cares about getting funding through ARC. That's her job. I need you to help me on that, otherwise this is gonna be all for naught.

MR. BIGGS: Chris, in that e-mail did you mention reaching out to state representatives?

MR. KOGELNIK: Yeah. On prior ARC applications I've included letters of support from state reps and congressman.

MR. CAMPBELL: Hey Mike, that's your wheelhouse buddy.

MR. SULLIVAN: Well, I talked to Arno about getting a held of State Senator Snow and asking her to come to a meeting and he said he

would, but I never heard back from Arno.

MR. KOGELNIK: You don't need a meeting.

MR. CAMPBELL: Just a letter.

MR. PETERSON: You just need a letter.

MR. SULLIVAN: Well, but we had three or four different funding issues that we wanted to --

MR. KOGELNIK: That's true. So I mean --

MR. SULLIVAN: Whose is --

MR. KOGELNIK: Darren's got a letter. I can send that letter to you, Mike, in an e-mail. And you can contact your senator and say hey, our engineer drafted this letter, edit as you feel; all we're asking for is your support on an ARC funding project that will create jobs and/or retain jobs in the area.

MR. SULLIVAN: Okay.

MR. KOGELNIK: If they don't sign it I would be shocked. So I'm asking for your help, I need that; otherwise, you just authorized me to design a project that might not ever get built.

MS. SLUSARCZYK: The Regional Chamber was trying to improve the west side as well. Wouldn't that be another source?

MR. KOGELNIK: Yep. Shane McMillan. I'm trying to show you guys that there's people in the region that you can depend on yearly if you look at your forecast, your projects accordingly. That's the way most other people do it. So that they know, okay, that it's getting to be May, I better start calling Kathy or it's getting to be July, I better start calling Ed Davis over at OPWC. So --

MR. CAMPBELL: Good.

MR. KOGELNIK: Okay.

MR. CAMPBELL: Thank you.

MR. KOGELNIK: Just another thing on this one. The remainder of the funding is coming from a loan from OWDA, so we're also gonna need you to commit to a loan through OWDA for the remaining portion of that project. This project has a total estimated value of around \$2 million, so \$500,000 would come from ARC via grant and then the rest would be a low-interest loan most likely through OWDA.

MR. CAMPBELL: We'd have to go through Council.

MR. BIGGS: Well that's why when that e-mail came out, I mentioned if we need a loan we better get started now. It has to be approved, they have to do their thing. It's not like let's run down to the bank in the morning.

MR. KOGELNIK: We can help prepare legislation so that Council can approve a loan.

MR. BIGGS: I guess the only problem with that, Chris, we would not be able to get Council a number. So they would have to commit to yes, we can help you out, once we have a number we can talk about it then. But we don't know what the number will be.

MR. KOGELNIK: Some cross-estimate would have to be produced with the hypothetical that \$500,000 is coming from ARC and the remaining is gonna come from the loan.

MR. BIGGS: But there was other areas to try to get grants more or less. Am I wrong?

MR. KOGELNIK: We could. But those are gonna be the two most concrete ones.

MR. BIGGS: Okay.

MR. KOGELNIK: That's all I have on that. Thank you.

MR. CAMPBELL: All right. Anybody else?

### 3. Salt Springs Road Booster Station Relocation

MR. CAMPBELL: All right. Number 3, Salt Springs Road

Booster Station Relocation. Another big one.

MR. KOGELNIK: That one's on hold. We haven't done anything with respect of --

MR. CAMPBELL: The -- go ahead.

MR. KOGELNIK: -- your revenue. So that one would be another one that would be deserving of some sort of funding later on. I have nothing further on it.

MR. CAMPBELL: Any other questions?

#### 4. City of Niles/Mahoning Valley Sanitary District Water

MR. CAMPBELL: All right. Number 4, City of Niles/Mahoning Valley Sanitary District Water.

MR. KOGELNIK: All right. This one is the same as Number 2 in New Business, is it not?

MS. SLUSARCZYK: No. The valve replacement is the valves that LEC was to replace, but because of Covid it wasn't enacted in time to have them replaced; and when we did go to them, they declined to pay for the valves.

MR. PETERSON: Yeah, we didn't talk about that. You just talked about the 24 coming from them. Number 2 on New Business, I'm sorry.

MR. CAMPBELL: Yeah, that's why I linked it to --

MR. PETERSON: You say 24.

MR. CAMPBELL: I said the reason we haven't talk to them was because --

MR. PETERSON: That was on the valve replacements on the old 24.

MR. CAMPBELL: He was saying why we haven't went to LEC yet, that hasn't solidified. You need redundancy, so can you help us out with money on this project. So -- but why, Chris -- and you point out -- and I saw your e-mail with the points to where we're kind of stuck with that. And I guess to my understanding of commitment from their side, our side, until everyone is able to sit at the table and say we can come up with this amount by this time period, because that's -- I know we went to him and asked hey, would you build us a 24 and water tank; and they are with what, we don't have any money. They have their own issues. I think they are willing to work to that goal, but we need to come to the table with in 2025 or 2026 we're gonna have additional revenue come from the second power plant and we can devote this much toward it or toward something like that. But until we have some concrete stuff to lay in their hands I don't think they want to entertain it. And I guess the more difficult side of that is where's the wastewater gonna go if they're planning for that much water coming here. How are you guys gonna handle that much water coming and where is the wastewater going to go? I give Chris credit, how is that gonna be used.

MR. BIGGS: It may not be used. But that 24 that is there now goes down and we have no redundancy, this town goes down. We're sitting on borrowed time and hoping it doesn't happen. More than the water coming.

MR. CAMPBELL: Yeah. But the other side of it is the revenue covers all of it.

MR. BIGGS: I guess what I'm getting at, we need to figure it out. If something happens, the town's not gonna have -- so if they can't do anything maybe another avenue or -- I don't know what the answer is.

MR. CAMPBELL: That's a valid point to add to it. I mean, there's more to it than just getting future, it's supporting existing. Just like the Hallock Young line, it's for growth and it's to retain.

MS. SLUSARCZYK: I had shared an e-mail a couple like two



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months ago -- I think Chris was the only one that responded to it -- where it was a funding opportunity that asked for what the needs were for -- the water and sewer needs for the water and sewer department. And to the best of my knowledge it was never answered.

MR. KOGELNIK: Yeah. That was a survey through Ohio E.P.A. So Ohio E.P.A. -- you probably understand this better than anybody -- they put out an annual survey where they ask communities hey, what are your needs. That's a gauge so that they can understand how much money they need to go after from the Feds. So it's --

MR. CAMPBELL: Is that the first we've got that for first time, we haven't filled it out?

MR. KOGELNIK: I think it's about the second time. I think they just started a couple years ago.

MS. SLUSARCZYK: I don't recall receiving it before. Not saying we didn't, but --

MR. CAMPBELL: I don't recall it.

MS. SLUSARCZYK: I think it was November.

MR. PETERSON: I got it for Lisbon. I filled it out, I know I did.

MR. KOGELNIK: It definitely makes you think, okay, that's what we need, you know. If you had a capital improvements plan you would be able to just --

MR. CAMPBELL: List what's in there.

MR. KOGELNIK: Yeah, right there. So Darren's right, you're sitting on borrowed time with the existing 24-inch water line. And you can't wait for wastewater to be backed up behind it, and you have to build the wastewater line, you know. MVSD, they're not gonna build the new 24-inch water line because they need to attach customers to that. They don't care about the wastewater, that's your problem. So -- but I do know this, and I'm gonna state it one more time. As much as you know I like designing wastewater treatment plants and all of that, you can't afford a \$75 million waste water treatment plant; and Ohio E.P.A. is not gonna allow another discharge to be parked right in the Mahoning River right next to Warren's discharge. It's just not gonna happen. So you need to start talking with -- and when I say you, that's Council -- you need to start talking with Warren and start understanding where you fit in their puzzle for waste water. Because you need more capacity. You're not -- you could solve your own I&I issues, which are this big (indicating) compared to --

MR. CAMPBELL: What we need.

MR. KOGELNIK: -- the County's I&I issues, okay. And I would be equally putting pressure on Trumbull County to say hey, what are you guys gonna do with your system for I&I because in the end you're the one, Lordstown, being metered. So you have to start looking at this thing big picture like I always do, comprehensively. And until then, you know, your ability to grow is gonna be very limited. You might have spots and opportunities of growth, but it's not gonna be sustainable or reliable. You already have an Ultium, and if Foxconn takes off, I mean, geez oh man you got a lot of water being consumed here in town. But it's not a sustainable model because you don't have the wastewater service to back it. So start thinking about it, start talking to Warren. Warren definitely is looking to expand their treatment plant capacity, and it represents the quickest path to treatment capacity than building your own treatment plant. You don't have the staff here even to operate a treatment plant.

MR. CAMPBELL: Huh-uh.

MS. SLUSARCZYK: What about the section back to the 201 at Mahoning County plant where the east side was part of that at one point

and then they took them out of that and went to Warren? What about trying to pick that up for the south side of town or the industrial part of that sewer system?

MR. KOGELNIK: And directing it to Mahoning County?

MS. SLUSARCZYK: An alternate.

MR. KOGELNIK: I've already tried to talk and engage the Mayor and talk with Mahoning County about that. Mahoning County is interested in that, but they're waiting on you. They're waiting on you to provide data about flow and a commitment to direct wastewater there. You have opportunities, you really do. You just need to --

MR. CAMPBELL: Engage in them.

MR. KOGELNIK: Make the next steps.

MR. SHEELY: I thought City of Warren was pretty much at capacity with their wastewater, or is that sewage?

MR. KOGELNIK: That treatment capacity is 16 MGD, but they have a big wet weather problem in the city as you probably know. And of course, we don't want to be part of their problem, we want to carefully talk with them. But I don't think -- I think that they're expanding their capacity to suit their needs. But it would be smart of them to say hey Lordstown, how much more capacity do you need? That's what most communities that have big treatment plants do.

MR. CAMPBELL: Plus when you're already connected to them --

MR. KOGELNIK: Exactly. So you have to start talking with these people. By starting to talk about it you can -- you might not be here for, you know, twenty more years on Council, but you can at least give the next person a path to step on to make that happen. Lordstown, North Jackson, that area, you guys are -- you represent the opportunity of growth for the region so --

MR. CAMPBELL: Plain and simple, huh. All right.

Appreciate that.

**5. Imperial Sewer Agreement**

MR. CAMPBELL: Number 5, Imperial Sewer Agreement. For once we can say we actually talked it. We just did that. I guess at this point do we just leave it on there and wait until we come back? Leave it on. All right.

**6. Rate Study - Water**

MR. CAMPBELL: Number 6, Rate Study for Water. And I know Chris has been working diligently and trying not to explode his head on this one but --

MR. KOGELNIK: We need a date.

MR. CAMPBELL: Yes.

MR. SULLIVAN: Well, I thought that we were waiting on a date from Bob.

MR. PETERSON: That's where I left it too.

MR. KOGELNIK: He said the 18th, and that date didn't work, Mike. So give us a couple dates. I'm telling you, Jay Shutt for our wastewater study, he'll get in the car and he'll come up here. Bob McNutt, we can throw him on the T.V. and he'll be here. Every day that passes is a day that you can collect more revenue.

MR. CAMPBELL: I am not available until the week of February 13. So February 13, that week I can make something happen.

MR. PETERSON: I'm out-of-town the 16th through the --

MR. SULLIVAN: I'm out-of-town.

MR. CAMPBELL: Well, we can do it before the 16th then.

MR. PETERSON: We can. I can make that work. The 15th would be perfect. I'm working --

MR. SULLIVAN: I'm out-of-town on the 13, 14, and 15.

MR. CAMPBELL: Mike, you're killing us.

MS. SLUSARCZYK: What about -- when, Kevin, are you leaving to be out -- you said --

MR. CAMPBELL: Sunday. I'm leaving Sunday, and I won't be back until --

MR. PETERSON: How about the 20th?

MS. SLUSARCZYK: 20th is a holiday, just FYI.

MR. CAMPBELL: Unfortunately the rest of the month I'm booked too. That's the only week of February that I'm available is the 13th to the 17th. Well, 13th through the 15th.

MR. PETERSON: March 6 on I'll make it work.

MS. SLUSARCZYK: Just FYI, we're -- this is our rate study we're talking about, and we're saying we can't even discuss it until March.

MR. BIGGS: It should have been happened two years ago.

MR. CAMPBELL: It's been discussed, they've provided pictures --

MR. SULLIVAN: Can we do it the morning of the 16th? I can leave late. I don't have to be there first thing in the morning. Are you back the 16th? I could do the 16th.

MR. PETERSON: I could make that work. I was planning on really leaving early.

MR. CAMPBELL: 2/16. Chris has to check his schedule. Are you talking about 9:00 a.m. or earlier.

MR. PETERSON: It -- 8:00 a.m. Cindy, does that work for you?

MS. SLUSARCZYK: 16th is a Thursday. I'm here. I mean --

MR. PETERSON: Yea, I'm driving to Mississippi, so just --

MR. CAMPBELL: So 8:00 or Chris, I guess, has to --

MR. PETERSON: I'll stay if Bob's coming up.

MR. KOGELNIK: You're gonna need to give Jay some time because he's coming from Columbus.

MR. CAMPBELL: 8:15 it is.

MR. SULLIVAN: It's only two-and-a-half hours. They got three lanes all the way now.

MR. KOGELNIK: All right. Well, I'll ask him if he can be up here.

MR. CAMPBELL: What's the best he can do on the 16th, February 16.

MR. KOGELNIK: Okay. I'll ask.

MR. CAMPBELL: All right. Well, that's what we got for that.

MR. SULLIVAN: We'll figure the 16th.

MR. CAMPBELL: I'll put it in my calendar until I know different.

MS. SLUSARCZYK: February 16. And the time?

MR. CAMPBELL: To be determined. In the morning.

MR. BIGGS: Was everybody busy the rest of January?

MS. SLUSARCZYK: He said he's leaving Sunday for three weeks.

MR. BIGGS: I thought --

MR. CAMPBELL: I got tomorrow or Friday.

MR. BIGGS: Well, that's what I'm saying.

MR. SULLIVAN: Me too.

MR. PETERSON: Friday I can do easy.

MR. KOGELNIK: This Friday?

MR. PETERSON: It would have to be in the afternoon.

MR. CAMPBELL: Like what 2:00?

MR. PETERSON: I get off at 3:00.

MR. CAMPBELL: 3:30, all right. 3:30 this Friday.

MR. PETERSON: What's the date on that?

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MS. SLUSARCZYK: I've been here every night, so why not Friday night too.

MR. CAMPBELL: 1/27 at 3:30.

MS. SLUSARCZYK: If that works for Jay and --

MR. CAMPBELL: There's a couple dates. That's easy to -- and truthfully, we wouldn't want to schedule both of them at the same time either. I don't know if Jay --

MR. KOGELNIK: No, we're gonna do this at the same time.

MS. SLUSARCZYK: I mean -- same meeting? You want both of them?

MR. CAMPBELL: You mean do one of them --

MR. KOGELNIK: One at a time but at the same meeting.

MR. CAMPBELL: If one could be there before the other one --

MR. KOGELNIK: It's just that it's difficult getting you guys' availability.

MS. SLUSARCZYK: Maybe if we all just went to Florida or Mississippi for the week we can have a meeting there.

MR. CAMPBELL: I have no problem listening in. There's no voting on it, it's informational.

MR. KOGELNIK: It not a graphic thing where we're illustrating plans or anything like that.

MR. CAMPBELL: And I've heard -- I've been -- it's not fresh.

MS. SLUSARCZYK: You have access because you have the rate study on your computer.

MR. CAMPBELL: I can do all that on the computer. Friday it's gonna be hard to make it work.

MR. PETERSON: If you want to do that, I'm fine with that.

MR. CAMPBELL: I'm more than willing to do that if that opens it up.

MR. SULLIVAN: Let's see if he can do it.

MR. PETERSON: The only time I couldn't do it is the 9th and 10th up until the 16th. I'll make any other day work.

MR. KOGELNIK: So the 27th at 3:30 possibly?

MR. PETERSON: Do you want to try and shoot for that?

MR. CAMPBELL: We can. I mean, I'll be in -- I'll be present for that one. And if that doesn't work we can look at a window when.

MR. KOGELNIK: The 16th of February?

MR. CAMPBELL: I would just be remote.

MS. SLUSARCZYK: He can do any time before the 16th remotely. Chris could do everything but the 9th and 10th of February before the 16th.

MR. KOGELNIK: Okay.

MS. SLUSARCZYK: I think those would be more practical for them to get everything together. But Kevin would be remote again.

MR. PETERSON: Next week I'm off Tuesday, Thursday, so I could do --

MR. KOGELNIK: Let me send you some dates.

MR. CAMPBELL: So like what is that next week, the 31st and the 2nd? If he's off -- I have no problem.

MR. PETERSON: If that's easier on everybody so nobody has to stay late.

MR. CAMPBELL: So that's another option, right? So 1/31 which is Tuesday, right?

MR. BIGGS: Will that be the water rate study only?

MR. CAMPBELL: They're gonna do them together.

MR. BIGGS: Will we need Council involvement with the sewer part?

MR. CAMPBELL: Good point.

MR. BIGGS: We gotta organize with them too.

MS. SLUSARCZYK: That's what the whole purpose of this meeting was, to have Council with -- or not Council, at least Utility Committee present for the sewer.

MR. PETERSON: When's Bob back?

MR. SHEELY: I don't know.

MR. KOGELNIK: I thought he said a week.

MS. SLUSARCZYK: When did he leave?

MR. KOGELNIK: This Monday.

MR. SHEELY: I believe it was Monday.

MR. CAMPBELL: Scheduling is the hardest part of everything anymore.

MS. SLUSARCZYK: Next week he would be back on Thursday. The Thursday. Focus on February 2 if that works for the guys.

MR. KOGELNIK: What time would you be able though? You wouldn't be available until after work.

MR. SHEELY: After 2:00. We're kind of like going down time.

MR. PETERSON: If we made it 2:30 that would --

MR. SHEELY: 2:30, 3:00.

MS. SLUSARCZYK: He's gonna check with the consultants. And if they can make that, that's a target date.

MR. SULLIVAN: We got target dates.

MS. SLUSARCZYK: He does too because we don't know what they can do.

MR. KOGELNIK: If this gets any worse I'm gonna start creating rates myself and put it on a bulletin board and say do you like this or that.

MS. SLUSARCZYK: He's coming with a rate sheet for you guys to pass.

MR. PETERSON: Would the 31st work for you, Chris?

MS. SLUSARCZYK: That's a Tuesday.

MR. KOGELNIK: Yes, except for like 11:00 to noon.

MR. PETERSON: The only part we're not sure of if Bob's gonna be back in time. He can't do Thursday.

MS. SLUSARCZYK: So that's out.

MR. PETERSON: I was just thinking Tuesday if Bob's back, or I mean if just two of you come -- I mean, I hate to do this without Bob.

MS. SLUSARCZYK: I do believe Bob participated in the first one though, correct?

MR. CAMPBELL: Yes.

MS. SLUSARCZYK: So it wouldn't be foreign. I mean, he was part of --

MR. CAMPBELL: Still, I think it would be -- if --

MR. PETERSON: It would then be good to have him here, yeah.

MR. CAMPBELL: Especially with the sewer side.

MR. KOGELNIK: So that's 6, Water Rate Study.

MR. CAMPBELL: We've got enough dates thrown out there to see if something sticks.

## 7. Ultium

MR. CAMPBELL: Seven, Ultium. What do we have or discussion or topics of where we're at? I think it's just there to make it a point of contact. The water tower's getting its lid. Yipee.

MR. KOGELNIK: The dome is up there. As far as the water system in general, you know, we -- there's really no issues with the project that I'm aware of.

MR. CAMPBELL: It's right on track for the tower.

MR. KOGELNIK: Yeah. It's just dealing with the issues right

now which are the water pressure fluctuation.

MR. BIGGS: And the SCADA is where we're at right now. As far as that project as a whole, talking with CT this morning, they're trying to schedule things because of obviously all the issues with getting things in and whatever else, so that's -- everything is moving. The only thing that I have no word on when a jockey pump's gonna be in. It's still out too far that I can't get a date on it. I've inquired twice now about what's going on with the SCADA and looking into it, I don't have a clear answer for that. So those two issues are still --

MR. CAMPBELL: Hanging out there.

MR. BIGGS: Yeah, yeah.

MR. CAMPBELL: Anything else on Ultium?

MR. KOGELNIK: No.

#### **8. Utility Department Building**

MR. CAMPBELL: Number 8, Utility Department Building. We're keeping an eye on that for possibilities, so let's leave that in there.

#### **9. I&I**

MR. CAMPBELL: Number 9, Mike's favorite, in his DNA, I&I. What do we have with that, any updates.

MR. KOGELNIK: I have a flow report that I have to produce. I think I told you that at the last meeting. I've just been busy. I'll get to that.

#### **10. Sanitary Sewer Rate Review**

MR. CAMPBELL: Number 10, Sanitary Sewer Rate Review. We kind of nailed that with our meeting.

#### **11. Extension of Water Utility Service to Property Owned by George R. Ebling, Jr., 6580 Woodridge Way**

MR. CAMPBELL: Number 11, Extension of Water Utility Service to Property Owned by George R Ebling, Jr., 6580 Woodridge Way. I know we talked about parts of this that are still messing. What was it, an easement?

MS. SLUSARCZYK: The easement, I believe, has been submitted and it is with Kelly. And Kelly is or has prepared a Council ordinance to accept that easement.

MR. CAMPBELL: Okay.

MR. SHEELY: I believe we did that last Council meeting. I think you were there, and so were you (indicating). I think we did that at the last Council meeting.

MR. PETERSON: I didn't make the meeting.

MS. SLUSARCZYK: There was a meeting after our --

MR. CAMPBELL: Was I in on that? There was only one thing on the agenda, wasn't there?

MR. SHEELY: It might come up on the next one then.

MR. CAMPBELL: It's coming. All right.

MS. SLUSARCZYK: Can I interrupt? I texted Bob Bond in regards to the meeting next Tuesday, and he said that would be okay. What time? So to allow -- make sure it's more than a comfortable time, Chris already had a commitment.

MR. KOGELNIK: That's the 31st?

MS. SLUSARCZYK: Yes.

MR. KOGELNIK: So ideally like 2:00.

MR. CAMPBELL: Fine with me.

MR. PETERSON: Howard, does that give you enough time? You said you get out of work at 2:00.

MR. SHEELY: I get out of work at 2:00, so shortly after. 2:15, 2:30.

MR. KOGELNIK: So 2:30.

MR. CAMPBELL: So January 31, Tuesday, at 2:30 as of right now. We got a winner, chicken dinner. Before we go on let's finish what we can with that because Mike's gotta go. All right.

MR. BIGGS: This here is for Bruce Pyles to start his class for the water distribution. And just according to our rules, it needs BPA's permission for him to do that.

**MR. SULLIVAN: I make a motion.**

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

**(All respond aye.)**

**MR. CAMPBELL: Chris is gonna abstain.**

**MR. PETERSON: Yes.**

MR. CAMPBELL: Was there anything else for Mike? Get out of here, make a run for it. Thanks, Mike.

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

**PUBLIC COMMENTS:**

MR. CAMPBELL: All right. Public Comments section. Anything else for additional public comments?

**REPORTS:**

**1. Solicitor's Report**

MR. CAMPBELL: Reports. Anything from our Solicitor? Nope.

**2. Engineer's Report**

MR. CAMPBELL: Engineer's Report. Anything to add?

MR. KOGELNIK: The only thing I add is regarding the Trumbull Energy Center. I think we were all pretty much at the meeting on the 17th.

MS. SLUSARCZYK: Yes.

MR. KOGELNIK: I asked Steve Remillard after the meeting to summarize the meeting and also to list out the attendees who were there, and he's yet to do that. Some of our services have started up, and the other work authorizations I've listed on our budget sheet; and one of those is the Warren water line. I'll tell you this, I've had a number of conversations with their water engineer, MWH, and I've learned a lot more talking with them than I have in engineers prior. They have just been authorized to do their design last month.

MR. CAMPBELL: So they're just starting the design?

MR. KOGELNIK: They're just starting.

MR. BIGGS: So much for shovel-ready, we gotta make this happen, we need a decision Lordstown, we gotta make it happen.

MR. KOGELNIK: At any rate, we know approximately what path they are thinking about to bring the water line in. We know where they want to connect to the existing 16 with that normally closed valve. And they're already starting to ask me whether or not the Village would permit open cuts across Village roads, to which that answer is probably gonna be no. So we told -- I told MWH what they're gonna need to show us so that we can complete a review of the water line. They actually asked me, they says well, do we need to conform to the Village's water line standards for their water line. I says MWH, the Village is not going to maintain, operate, look at that water line at all; and so your standards are gonna have to follow at the minimum Ten State Standards, your standards are gonna to have at a minimum follow the Warren City standards, to which the Village's standards are pretty close.

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MR. CAMPBELL: I was gonna say they are about the same.

MR. KOGELNIK: So he says yep, that sounds about right. So that's what, you know, they're gonna be doing on their end. It was talked about at the meeting, temporary water. And the City of Warren's engineer is thinking about deriving temporary water off of their water line coming off of the 16. So I thought that was interesting, I wasn't expecting that quick response. I don't know if they're gonna have that water line built in time to, you know, get their construction unit any water. So I'm not sure how that's gonna happen. The other thing is that they need to plan on their domestic wastewater going on where. We don't know where that's going yet.

MR. CAMPBELL: Well, they did state they were thinking of it going to Trumbull so -- but until -- Chris did a nice job expressing that it's up to this department to decide where that's gonna connect.

MS. SLUSARCZYK: And that's why I spoke to Paul Dutton briefly at that time and that's what he said, the bare minimum you would have to -- not have to, but your practices, the agreement -- that they choose to go with Trumbull; and then we would present the Ultium agreement, the same agreement, to them with our adder to it.

MR. KOGELNIK: Yeah, something like that. So we don't know though. And if we new approximately where and when, then you can get in front of that. But right now you don't know any of that stuff and it's --

MR. CAMPBELL: Sit and wait.

MR. KOGELNIK: This is the game that we play with these developers in this town. So we got -- we're getting ready to, you know, do a lot of review on this project; and I'm just telling you, we're just getting into it right now. But that's all I know, and I'll keep you informed.

MR. CAMPBELL: Okay. I have a question for you. I don't know if it's something that you can talk about at this point. But I know that there's been discussions about the engineering firm being put on retainer versus, you know, the work order structure.

MR. KOGELNIK: Oh, yeah.

MR. CAMPBELL: And I know that we do a lot of work order structure with CT. I don't know if that's been talked about from the Council side of --

MR. KOGELNIK: So next Monday is a Finance Committee meeting.

MR. CAMPBELL: I know.

MR. KOGELNIK: What was it, 1:00?

MR. SHEELY: I believe 1:00.

MR. KOGELNIK: So Ron Radtka has asked me to be there, and any questions he thought would be asked at that meeting and I can answer them. So I'm planning to be there. And I'm -- this is significant for CT. I'm sitting here today, I told you I don't know where I'm gonna charge my time to but I'm gonna get creative.

MR. CAMPBELL: Let me finish where I was going with that. To my point of that, I didn't know if that was being factored in that we pay, you know, our services.

MR. KOGELNIK: Yeah, there is. I've got that figured out that, you know, the BPA would pay something like \$6,000 a year for CT services, attending these meetings, bird-dogging these things, that sort of thing.

MR. CAMPBELL: All right. I just want to make sure. Not to step on your toes, but I didn't see on anything that we were being included in that part of the equation.

MR. KOGELNIK: I was hoping that Ron would engage, you know, the president of the BPA, president of Council, and talk openly about this



thing so that he could then gather the people that are necessary and tell me, you know, yes we will consider it or no.

MR. CAMPBELL: I support it from how I see it. One, it adds to what the Village could benefit of our engineering firm without -- it always seems like we need a work order. And the effort between you guys generating a work order and our Clerk's office keeping track of stuff and the billing, that alone gets to be problematic at times. And I think that would just be nice to have that out of the equation. And then we can just work comfortably with each other, not always having the tensions of that.

MR. KOGELNIK: As a business development practice, I pursue you to pursue funding for your projects. As a retainer, it would be an expectation on my part to do that. There's two different ways of thinking.

MR. CAMPBELL: I didn't know that. Thank you for sharing that.

MR. KOGELNIK: It says right in there base services, what we would do with that. So -- and then, you know, additional services would be like entering into a contract for a Hallock Young water line, that's different. Those projects don't just happen all the time. So there's an amount there for BPA and then there's an amount there for Council. And it's very important that you have a retainer like that in the event you have a big project that comes through like an Ultium, like an LEC. That way you know that you have a contract with an engineering firm to readily assign them that work. Otherwise, you're gonna need to go out on the street and go through the whole PRFQ process. So that takes time and money and there's a reason for that, so --

MS. SLUSARCZYK: Historically, before 2012, I'm thinking even maybe around -- maybe before 2008 -- Jim Farina had a retainer with the Village.

MR. CAMPBELL: I didn't know that.

MR. KOGELNIK: Yep.

MS. SLUSARCZYK: It was dissolved --

MR. KOGELNIK: In '12.

MS. SLUSARCZYK: -- by Dave Harrison.

MR. KOGELNIK: Yep. And there was actually a retainer for Street Committee, Utilities Committee, I mean it went all the way down the line. I don't think it was for a fee though, it was weird.

MS. SLUSARCZYK: I don't know the details to it.

MR. KOGELNIK: And so ever since I got hired in '12, in '13 I asked for it to be approved. That got denied. In '15 I think I revised it, that got denied. I'm here ten years out, 2022-2023, and I'm asking for it to be approved. I think it's time.

MR. CAMPBELL: I agree.

MS. SLUSARCZYK: Uh-huh.

MR. KOGELNIK: So, thank you for asking.

MR. CAMPBELL: I voiced that. So thank you. Anything else for our Engineer?

### 3. Utility Committee Report

MR. CAMPBELL: Utility Committee report. I guess we're good. I know a lot of this is getting absorbed in your head. It's been a while since you've been in the mix of this. Thanks for coming.

### 4. Clerk's Report

MR. CAMPBELL: Clerk's Report.

MS. SLUSARCZYK: All I have is you asked me to bring to the meeting the request from the Mahoning County Sanitary Engineers, an e-mail where they had asked you to waive their penalties for their last sanitary sewer invoice. I believe the penalty was \$203 -- yeah, \$230.37.

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MR. CAMPBELL: So I'll have to look it over. Cindy helped me understand a lot of the timeline of how this played out. They presented a timeline of why they were unable to hit certain aspects of, you know, the payment; and one of them was well, we need to get additional funds to cover the bill. But when they stated that it they already had issued -- it wasn't even -- I don't know what they were pursuing it because they didn't need that money. They had the purchase order covered for what the bill covered. So some of this stuff doesn't line up. Maybe they got confused putting together their line. Chris originally brought this to my attention saying it was coming and what to do with it; and I said well, have them put it in writing so we have something to review. It doesn't happen last month but it's here now. She has all the details to it, \$230 late fee on that, which is a lot less than I expected it to be. So I don't think it's -- I mean, in my mind it's not out of the realm. And still I think even with the penalty it's underneath the original purchase order amount; is that correct?

MS. SLUSARCZYK: That's their purchase order right there. That's what they provided.

MR. CAMPBELL: They had \$20,000 for the purchase order, and even with the late fee it's nineteen- something. So this whole time line of why this wasn't paid initially that doesn't add up to me. But I don't know. Maybe they didn't put their timeline together correctly on things. From what we presented --

MR. PETERSON: Maybe they just didn't have a meeting or --

MS. SLUSARCZYK: Well the purchase order is from -- I mean, for the whole year. They get -- it's a regular bill for the pump station down at the Shrine. They are billed quarterly for the sanitary sewer. The only problem there that it may have caused them to delay their processing is the meter. When our men went out to read it, it had been reset not by our department. So there was no reading.

MR. CAMPBELL: It was like 0000.

MS. SLUSARCZYK: You know, we reached out to them and said was anybody in the pump station, did they reset the reading, do they have a reading. So they took some time. But between the two of us the process is to average the bill. We presented an average bill, mailed it as usual, I don't know some of the problems with the communication, what they might have been doing, or maybe it didn't get processed accordingly. I do not know. But it was late and it was -- the penalty was applied. Standard procedure, nothing special.

MR. CAMPBELL: And we issued the bill on time. Just because of the reset it wasn't -- I'm just making sure it's clear. We issued the bill in time. It wasn't that we sent the bill later than normal for any aspect of it. So it just doesn't add up to why it wasn't paid.

MS. SLUSARCZYK: The bill date says it was issued on 11/10 and it was stamped in on 11/11. So they received it the very next day.

MR. CAMPBELL: We issued it in the window we issue the bill. It wasn't a late ball.

MS. SLUSARCZYK: The rules say 15 days. So based on 11/11 it would have been 11/26. But we always move our billing later to the fourth day to allow for Social Security payments, those people -- don't want to penalize them, so we always move our due date to a fixed date rather than a moving date.

MR KOGELNIK: I'm kind of out of this, but what Pat told me on the phone was that it took some time for the Commissioners in Mahoning County to meet and to make a decision for that, and that's partly why this was delayed. He did state that in his reasoning.

MS. SLUSARCZYK: It was stated. It said that he had to get additional funds of \$2,000 to pay the invoice. However, the purchase

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order was for \$20,000 which covered their --

MR. CAMPBELL: The PO covered the bill with the late fee anyway. So it doesn't make sense.

MR. KOGELNIK: I didn't hear you say that.

MR. CAMPBELL: Why did you go for \$2,000, you didn't even need it and caused all this delay, but you never needed it to begin with.

MR. KOGELNIK: So you will be stating that in your response to him.

MR. CAMPBELL: From what they provided I can't see it, I mean unless Chris feels differently. I want your opinion on it.

MR. PETERSON: No, I don't feel different.

MR. CAMPBELL: If it would have been that, all right, yeah, they didn't have enough money for it --

MR. KOGELNIK: As long as he hears what your analysis is.

MR. CAMPBELL: Or they can provide different proof to say -- the delay doesn't line up at all why they didn't pay the bill.

MR. PETERSON: I agree.

MR. KOGELNIK: I understand your analysis, that makes sense to me. I hope that it would be conveyed to him like that.

MR. CAMPBELL: So if you can put together, you know, according to the time line you provided it promptly, show that you had sufficient funds in the PO, your reason doesn't --

MR. PETERSON: There could be a really simple explanation that you didn't put on the letter.

MR. CAMPBELL: They have a whole bunch of dates on there, so it's not like -- I don't understand it.

MR. KOGELNIK: So let me ask this. If they had like a \$2,000 bill and there was a \$200 late fee, he's charging you for \$2,200.

MR. CAMPBELL: The whole late fee is \$230 on the bill.

MR. KOGELNIK: So is he charging you for the late fee plus what the bill was?

MS. SLUSARCZYK: No. We billed them for sanitary sewer.

MR. CAMPBELL: They owe us money.

MS. SLUSARCZYK: Their payment to us was late.

MR. KOGELNIK: Right.

MS. SLUSARCZYK: And he stated the reason it was late was because they had to request additional funds to pay the invoice as it stood. The purchase order that they provided for the 2022 blanket was for \$22,000. Their invoices to date, including the late fee, their total invoices were \$19,626.84. So the -- with the late fee it was \$19,857. It was still adequate to cover the bill.

MR. KOGELNIK: Okay, got it.

MR. CAMPBELL: It doesn't make sense. So if you could reflect that back to them and say as it stands we're staying with the late fee unless you can prove different, your reasoning doesn't add up to why --

MR. PETERSON: It doesn't make any sense.

MR. CAMPBELL: -- why we should waive the late fee. Now if it was \$22,000 we billed them for and had to go get another --

MR. PETERSON: If it was over the PO, they would just have to go through the motions. I understand that.

MR. KOGELNIK: Gotcha.

MR. CAMPBELL: Okay. What else did you have?

MS. SLUSARCZYK: That's all, unless you have something for me.

MR. CAMPBELL: Anything else?

MR. PETERSON: No, I don't.

**5. Superintendent's Report**

MR. CAMPBELL: Superintendent's Report. Mr. Darren.

MR. BIGGS: I got about everything crossed off. One thing I just learned, summer help is going to \$14 an hour.

MR. CAMPBELL: They're gonna burn through our 15 grand that we set aside.

MR. BIGGS: Ten, I believe. So we need to look into that. I know we don't set what we pay the summer help. We would have to say we're gonna pay our summer help \$14 an hour, you guys gotta come to an agreement with that, you have to have something go to Council for the pay. I'm letting you know what Council is doing, but we'll have to do it first to get it to them because we won't fall under that. But I believe that they're gonna need our recommendation.

MR. CAMPBELL: What's our --

MR. PETERSON: So they need us to move it up to \$14 on our end?

MR. BIGGS: No, it's up to you guys if you do. But if you do you can't do that, you have to say we would like to do that.

MR. PETERSON: We can recommend to Council.

MR. BIGGS: That's what I'm getting at. So if you were going to do it -- and I'm thinking \$13.

MS. SLUSARCZYK: I thought they set the number of employees, not the wages.

MR. BIGGS: Oh, no.

MR. PETERSON: No, they set wages.

MR. BIGGS: They set them both. They set everything.

MR. PETERSON: They set number and wages.

MR. CAMPBELL: I thought we set our wages.

MS. SLUSARCZYK: The BPA passed the rate increase to employees. Council voted theirs. Council -- Karen Jones said we passed ours, we're not changing it, it stands up.

MR. BIGGS: Maybe it's a nod, okay, BPA like normal. I'm just saying that's where we're at.

MR. PETERSON: Regardless, it should be the same what they're doing. That would have been nice to know when we set the budget and everything.

MR. BIGGS: That's just happened. Bill just came and got me. He wanted to prepare me that it will be \$14 so we follow along with the same thing.

MR. CAMPBELL: Are we sure it's gonna be \$14 or we don't know that yet? It's gonna be \$14?

MR. BIGGS: That's what Bill just told me.

**MR. CAMPBELL: I make a motion that we raise and get the resolution and start stuff generated to support it so it's ready to go. I'll make a motion to raise our summer rate help to \$14.**

**MR. PETERSON: I'll second that.**

**MR. CAMPBELL: All in favor?**

**(All respond aye.)**

**MR. CAMPBELL: All opposed?**

**(No response.)**

MR. BIGGS: The last thing I had, I talked to you about it but I -- the garage door broke on our shop over there. Rough estimate \$1,300. I need the official approval so that I can get that fixed.

**MR. PETERSON: Motion to approve.**

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

**(All respond aye.)**

**MR. CAMPBELL: Opposed?**

**(No response.)**

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MR. CAMPBELL: There's nobody to oppose left.

MS. SLUSARCZYK: Darren, how much does the permanent part-time position pay? I'm just bringing that up because --

MR. PETERSON: You're right.

MS. SLUSARCZYK: And the reason I'm asking is they're going to be bringing our --

MR. CAMPBELL: We'll bring the legislation. We'll bump up to make it work out.

MS. SLUSARCZYK: Council will be bringing an ordinance back in for the BPA wages, because under the salaried employees there was language in there that conflicted with their annual -- it gave an hourly rate and an annual payment that could not support one another so they are revising that. So if there's any desire to change that --

MR. CAMPBELL: Well, check it and see. Look at it and see if it's something that.

MR. BIGGS: That might be something for you, Cindy. Do -- is Rose, is she gonna become a permanent part-time or just a part-time?

MR. SHEELY: They were having a meeting on it. That's what they were discussing out here.

MS. SLUSARCZYK: Ours is different. Our permanent part-time pay is more than our summer help is what I'm getting at. So like he was saying, I believe that they're gonna try to get Rose as part-time but --

MR. SHEELY: I'm not positive.

MR. BIGGS: What I'm getting at, we may have to keep track of this and see what -- because we'll have the same position pretty much.

MR. SHEELY: They were discussing it at that meeting. I didn't catch all of that and I came back here.

MR. CAMPBELL: Okay. Well --

MR. BIGGS: You're up there.

MR. CAMPBELL: We'll align. It makes sense.

MS. SLUSARCZYK: If I shoot it off to you, you can --

MR. PETERSON yeah.

MR. CAMPBELL: Very good. What else you got?

MR. BIGGS: That was it.

MR. CAMPBELL: Any questions?

MR. PETERSON: No.

MR. KOGELNIK: One thing for Darren. We talked about this with Cindy regarding those -- like your responsibilities or whatever for Warren water.

MR. BIGGS: Right.

MR. KOGELNIK: I do have like our notes that we had from the meeting on the phone, discussion on the phone. It's something that you need to basically present to the Board I think and say hey look, we've talked about this. Making it official would be an important thing for, you know, you and your staff. I'll send you what I got from the notes there, and then I think that you're --

MR. BIGGS: Good call, Chris. I would like to do that, but I would like to get a hold of Warren and see what they think. And I just don't have the time to get everything. But thank you for reminding me. But, you know, what he's saying is not necessarily what my job is here, what does my job entail with working -- you know what I mean. Sometimes I'm allowed to work outside, sometimes it's not, sometimes it's my responsibility, sometimes it's not. I don't want to be that scapegoat where Darren did it or didn't do it. It's really confusing when it comes to -- would go with an outside, what they expect of me too, you know, what I can and can't do. And then --

MR. CAMPBELL: No.

MR. BIGGS: And even I don't know if it would make a

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difference, but even making Council aware that am I allowed to do, you know, that. It's really worried --

MR. KOGELNIK: It has to be written into a standard operating policy that --

MR. CAMPBELL: Both sides know.

MR. KOGELNIK: -- is proper, that you have in your contingency plan. In the event you go down, you know, the next guy up needs to know how he's to treat a back flow preventer attached to Warren's -- you know, the water system.

MR. CAMPBELL: A break, all that. I agree. Good call. Good thing they just started engineering it so you got a little time.

MR. BIGGS: I deal with Warren every day though, let alone this. There's more to it than that.

MR. CAMPBELL: That would cover all this.

MR. BIGGS: So along with all that -- I know I obviously got some work to do -- I would like to get a hold of Warren, what do you think, what do you expect from me, just to get an idea. But maybe you guys need to think about that too is where do I begin and end with this situation. You know, Warren customers, Warren lines obviously. I got many examples.

MR. PETERSON: They're not Warren customers, they're our customers.

MS. SLUSARCZYK: They're both.

MR. BIGGS: We're all over the place.

MR. CAMPBELL: Another spoon.

MR. BIGGS: There's places that have both us and them. There's some that's Warren water and our customers, some that is Warren water Warren's customer.

MR. KOGELNIK: Saying that, I'm gonna go back to Hallock Young. You have that agreement that you could put into force with Foxconn. That agreement is with Warren -- was with Warren. It's expired.

MR. CAMPBELL: Yep, they don't have anything.

MR. KOGELNIK: And you guys need to -- you really need to be showing up at this meeting about Foxconn with two things, the agreement and also, you know, a commitment letter. So I know that that's easier for me to say than doing it; but I mean, you're never gonna get a better opportunity to make them your direct water customer.

MR. CAMPBELL: Than right now.

MR. KOGELNIK: Yes.

MS. SLUSARCZYK: I that is all I -- the gentlemen and I sat here and spoke, and I explained that to them. If they start meeting higher water demands, that that line supplies LEC first and there's no commitment to Warren expressing they would be responsible for providing any more water to them.

MR. CAMPBELL: That's a way to start the conversation.

MR. BIGGS: I talked to them three times, and what I wanted was a commitment from them to at least look into it. If I could say, we would like to take you over as a customer, and I would like to -- and you would like to say you want two different sources I won't even go from the BPA. One, they like the way we handle things better, they like the meters better; so there's a bunch of little points that we brought to them and they are like interesting. But yet we haven't heard anything.

MR. PETERSON: You haven't had any feedback.

MR. BIGGS: Saying that I think we're interested.

MR. PETERSON: You gotta keep pushing.

MR. KOGELNIK: ARC is gonna be smart enough saying do you need an agreement with these people, what do you need to make them your water customer. So just understand that that's gonna be an expectation.

MS. SLUSARCZYK: Well, but it's also a gray area for me when

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they're on the phone to say I would like you to come in and talk about this, because I'm going to talk about Niles providing water to them and I'm not allowed to talk about Niles providing water.

MR. KOGELNIK: You're not allowed to talk about Niles providing water?

MS. SLUSARCZYK: We were issued a cease and desist, can't go to Niles and tell Niles we're gonna go bring on more customers or I have Foxconn that wants to build a water line.

MR. KOGELNIK: Well, let me just tell you something. If you don't get Foxconn as a water customer, you're not gonna get your 24-inch water line funded by MVSD. They might build it, but they won't contribute in funding it. So I think that, you know, you got some skin in the game to get on the phone with Foxconn and get an agreement going with them. I would put it on the next meeting's agenda.

MR. CAMPBELL: Good idea. That's a great idea.

MR. KOGELNIK: I mean, it's important for yourselves.

MS. SLUSARCZYK: You'll be here for that meeting in February.

MR. KOGELNIK: Who are you talking to?

MS. SLUSARCZYK: Maybe.

MR. BIGGS: Put me down for a maybe too.

MR. CAMPBELL: I'm being honest, yet to be determined.

MS. SLUSARCZYK: I mean --

MR. CAMPBELL: We have a bulk water agreement with Warren now, right? Didn't we hammer through that stuff or we didn't.

MS. SLUSARCZYK: For Foxconn, no.

MR. PETERSON: For Trumbull.

MR. CAMPBELL: Not for Foxconn. I'm talking when we said from this point on here's the rate.

MR. PETERSON: Depending which line they came on.

MR. CAMPBELL: So we have that from Warren that we're at least -- we don't have to do these individual agreements like we did with G.M. and Ultium. We've got the Warren --

MS. SLUSARCZYK: Wasn't that for the new 24-inch water line, the excess water sold on the new 24-inch water line?

MR. CAMPBELL: But it also included what was on the old line.

MR. PETERSON: It included everything.

MS. SLUSARCZYK: I'll have to look.

MR. CAMPBELL: It was the old line and the new line. So now we have to work with them and say you're gonna have a customer, we have to work with them. But we at least have that part, we don't have to worry about Warren being part of an agreement, that's a customer of ours.

MR. KOGELNIK: Uh-huh.

MR. CAMPBELL: They have to be for it, but they don't have to be part of the agreement.

MS. SLUSARCZYK: Old Dominion Freight Line is our customer. I don't believe we have an independent agreement with them, but they are a Warren source customer. So as our customer connected to our water system they called, we need a meter. We purchased a meter, they paid for it as they would, it was installed. And when Warren came out to read the meter, they had the customer remove the meter and replace that meter. So that standard operating procedure is not specific to Darren, it's to the department.

MR. PETERSON: They're our customer, they don't have a right to do it.

MS. SLUSARCZYK: They did it.

MR. BIGGS: Is it -- they still do the billing. So they couldn't read what we put on there, so they got their own. Now we can't read it. It was gonna be our customer; however, that gray area fits in.

Warren had nothing to do with that over there. Now with the design and inspection afterwards, we found them going down the road right-of-way with their service line. I had them move it, they were using the hydrant. I had to call Warren. Contrary to what the Solicitor thinks, I do more than read meters. This is one example of dealing with Warren though. So they couldn't get a meter. I'm talking with them. I can't get any response for those guys, which is our customer. I'm like, you know, what if you're ours, I'll order the meter and just best as usual, like I do for our customers. Now we can read it going down the road. This went by weeks and weeks. Even before they couldn't get anything, and now after that and now Warren's like -- and that's when Franco said who gave Darren the right to do that. I gave it to myself. I got a customer down here that you guys won't cooperate with. I know it was before you. It never escalated from there. You guys did nothing, and that was the thing. So this was an example --

MR. CAMPBELL: Why we need to have it defined.

MR. PETERSON: If I understood correctly, everything that went through, the bulk water agreement, they are our customers. They stay the heck out of our town, they're our customers, they don't touch that. That's the way I understood the agreement. I'll go back and re-read it.

MS. SLUSARCZYK: Well, it won't be because the 24-inch line says they maintain --

MR. PETERSON: They maintain their main.

MS. SLUSARCZYK: The only thing Darren has to do is read the meter.

MR. CAMPBELL: But the complication with Warren is we have existing contracts with entities on there, some have expired. But all I'm saying, now we have a bulk water agreement with here's a new line coming in. We have all existing issues, those are still there whatever they are. And then as we work out a new like Foxconn deal we have, you know -- if it's gonna end up being on Warren -- which we don't want it to be, we want it to be on ours -- but we do have opportunities here, you know. I'm saying we have avenues to make this work better than what we have.

MR. KOGELNIK: If I may. Cindy, send to everybody the agreement that was just recently signed with Warren so that we understand that. In turn, I'm gonna send you the notes that I took for my conversation with Darren, if he's gonna reach out to Warren and ask how or what they foresee him doing. We'll put that all together at the next meeting.

MR. CAMPBELL: Ta-da.

**MEMBER COMMENTS:**

MR. CAMPBELL: All right. Any Member Comments, last member?

MR. PETERSON: No.

**QUARTERLY APPROVAL OF BILLING ADJUSTMENTS:**

MR. CAMPBELL: All right. Quarterly billing adjustment. We don't have any until --

MS. SLUSARCZYK: January, yeah.

MR. CAMPBELL: I did not look at those when i was up there.

MR. PETERSON: I'm sorry, I didn't either.

MS. SLUSARCZYK: Next month.

**ADJOURNMENT:**

MR. CAMPBELL: I guess this is it, motion for adjournment.

MR. PETERSON: I'll make that motion.

MR. CAMPBELL: All in favor?

(All respond aye.)



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(Meeting adjourns at 5:25 p.m.)

C E R T I F I C A T E

STATE OF OHIO )  
TRUMBULL COUNTY ) SS.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Niles, Ohio on this 14th day of February, 2023.

\_\_\_\_\_  
DEBORAH I. LAVELLE, Notary Public  
My Commission expires 4/15/2027

Submitted:

Approved By:

Cinthia Slusarczyk, Clerk

Christopher Peterson, President