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RECORD OF PROCEEDINGS
MEETING OF THE LORDSTOWN VILLAGE BOARD OF PUBLIC AFFAIRS
1455 Salt Springs Road, Lordstown, Ohio
July 23, 2024
4:00 p.m. to 5:30 p.m.

IN ATTENDANCE: Mr. Christopher Peterson, President
Mr. Michael Sullivan, Vice-President
Mr. Darren Biggs, Supt. of Utilities
Ms. Cinthia Slusarczyk, Clerk
Mr. Christopher Kogelnik, Engineer
Atty. Matthew Ries, Solicitor

ALSO PRESENT: Ms. Jackie Woodward, Mayor
Mr. Terry Campbell, Utilities Committee
Ms. Jessica Blank, Utilities Committee
Mr. Martin Nelder, Street Superintendent
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 23rd of July, 2024.

MR. PETERSON: I'd like to call this regular Board of Public Affairs meeting to order. Please stand for the Lord's Prayer and the Pledge of a Allegiance.

LORD'S PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL:

MR. PETERSON: Welcome everyone. Roll call please.
MS. SLUSARCZYK: Christopher Peterson.
MR. PETERSON: Present.
MS. SLUSARCZYK: Michael Sullivan.
MR. SULLIVAN: Here.
MS. SLUSARCZYK: Stanley Czeck.
(No response.)
MS. SLUSARCZYK: Darren Biggs.
MR. BIGGS: Here.
MS. SLUSARCZYK: Cinthia Slusarczyk, present. Chris Kogelnik.
MR. KOGELNIK: Present.
MS. SLUSARCZYK: Matt Ries.
ATTY. RIES: Present.
MR. PETERSON: I'd like to make a motion to excuse Mr. Czeck. He had a conflict.
MR. SULLIVAN: Second.
MR. PETERSON: All in favor?
(All respond aye.)
MR. PETERSON: Opposed?
(No response.)
MR. PETERSON: Motion passed.

APPROVAL AND CORRECTION OF MINUTES:

MR. PETERSON: Approval and Correction of the Minutes for June 3 and June 18. Did you get a chance to review them.

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MR. SULLIVAN: Okay.

MR. PETERSON: I'll make a motion we accept the minutes for June

3.

MR. SULLIVAN: Second.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: All opposed?

(No response.)

MR. PETERSON: Motion passed. I'll make a motion we accept the minutes for June 18. Second?

MR. SULLIVAN: Second.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed.

CORRESPONDENCE:

MR. PETERSON: Correspondence.

MS. SLUSARCZYK: I have no correspondence.

PUBLIC COMMENTS:

MR. PETERSON: Okay. Public Comments. Anybody that wishes to make a public comment. Miss Mayor.

MAYOR WOODWARD: That would be me. At the May 16 meeting, Cindy, you had mentioned that using the website to gather e-mail in order for the purpose to get information out to people. Have you looked into that any more?

MS. SLUSARCZYK: No.

MAYOR WOODWARD: So my question was after thinking about that, is it possible to use the Code Red system for community alerts? Because I know when alerts go out, not emergency but the --

MS. SLUSARCZYK: General.

MAYOR WOODWARD: -- general alerts, it will send out a call and e-mail and a text depending on what you sign up for. Is it possible for the BPA to use that?

MS. SLUSARCZYK: I can use the Code Red system. We had to have approval to use the Code Red system or to do an announcement. But when a person signs up for Code Red they can opt in to the general and weather notifications or just the emergency. So same type of thing; if they opt in they would get it, if they don't they would not.

MAYOR WOODWARD: Okay. I just thought that maybe we could utilize the system we already have instead of creating a secondary one just to collect e-mails for that purpose. Unless -- I mean unless you have some other idea.

MR. PETERSON: That's a perfect idea.

MAYOR WOODWARD: It already exists. So if there's some way we can utilize it for blasting e-mails out to those residents, that might be more feasible than -- because I think that might be beyond the scope of the ability of the Planning and Zoning Department on the website to create a new place to gather those e-mails for purposes of the BPA sending out stuff.

MS. SLUSARCZYK: So what would your protocol be if we wanted to send out a general notification? Is it based on your approval first or --

MAYOR WOODWARD: Well, I would say it would be up to the BPA like what information you want put out to the public or -- I mean, I'm not sure. Matt do you have any thoughts on that, who would dictate that?

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ATTY. RIES: Who would dictate it?

MAYOR WOODWARD: Like who would dictate what gets sent out.

ATTY. RIES: I mean, who's the most IT savvy?

MR. CAMPBELL: The Chief does most of the sending out of the messages.

MS. SLUSARCZYK: Only Chief and I can send out Code Red. To my knowledge, we're the only two users of the system.

MAYOR WOODWARD: Yes.

MS. SLUSARCZYK: So we're both capable of doing that. It's just before -- you can't just use the code get on the Code Red, we had to have authorization. Not that anything ever came up. I think we used it a couple times like if we had an emergency boil warning one time.

MR. SULLIVAN: So that if we approve that it would just go to the BPA?

MS. SLUSARCZYK: I don't --

MR. PETERSON: Are you saying if you send something out to the Roads, who approves that, is it just --

MS. SLUSARCZYK: It always came from the Mayor before. That's why I'm asking her how would she like that process to work now. The Mayor always contacted the Police Chief, and whatever he told them to send out is what was sent out. I only ever used it for boil warnings, I think there might have been one other occasion. I would have the message, I know I saved them.

MAYOR WOODWARD: And that would emergency alerts?

MS. SLUSARCZYK: That would be -- an emergency is not a general notification.

MAYOR WOODWARD: Not a general one. I don't know. I think that that would be probably the most practical means to do it instead of having to pull from different sources to get information out to the residents.

MS. SLUSARCZYK: I agree.

MAYOR WOODWARD: And you know, just a thought.

MR. PETERSON: I'm fine with it.

MR. SULLIVAN: Yeah, I am too. So you would do it then, Cindy?

MS. SLUSARCZYK: I could, yes. I -- it's me or Brent.

MAYOR WOODWARD: I don't know how easy it is to use that system.

MR. SULLIVAN: Would it go to the BPA if you sent it out or to the whole village?

MS. SLUSARCZYK: When you go in there, you determine what kind of call it's going to be, whether it's a general notification or an emergency notification. The National Weather Service sends out the weather or some weather-related ones. I think Brent has actually sent out one. But a general notification, they have to be signed up for it. But I would go and tell this is a general notification, any of the callers within our data base that are signed up to receive general notifications would get whatever message you wanted to send.

MR. PETERSON: Terry, you were saying something.

MR. CAMPBELL: Not everybody is signed up for it though, I can tell you that.

MS. SLUSARCZYK: That is correct. It would tell us at the end of the report or the call sequencing that it reached 310 callers, it left, you know, so many -- it doesn't guarantee anything, but it tells me the results of the call.

MR. PETERSON: It gives you a report of what it did?

MS. SLUSARCZYK: Uh-huh.

MR. PETERSON: I'm perfectly fine with it.

MR. SULLIVAN: Me too.

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MS. SLUSARCZYK: I guess if a situation comes up that's what we'll do, maybe we'll just communicate at that time and see if it's good and --

MAYOR WOODWARD: And we can also put it out, really push the Code Red system to the residents to get signed up for it.

MS. SLUSARCZYK: When I sign them up for water it's part of our kind of like welcome thing for the Code Red system. And I explain it to that effect, even general notifications means you'll get the roads closed and emergency is only from the National Weather Service, an emergency weather --

MR. PETERSON: Can you guys set up something at the festival with a laptop that people can sign up? Just a thought. You have a lot of residents in one place. If somebody was willing to do that --

MAYOR WOODWARD: It's possible. We can look into that.

MS. SLUSARCZYK: You would just want to make sure they were a Lordstown resident only.

MR. PETERSON: Yeah.

MAYOR WOODWARD: I think that's settled.

MS. SLUSARCZYK: Absolutely.

MR. PETERSON: Okay, good. Any other public comments? Okay. Seeing none --

NEW BUSINESS:

1. New Tap Request for Outside User, Tanner Welker, 4276 Lyntz Road

MR. PETERSON: New Business, tap-in request for an outside user, Tanner Welker at 4276 Lyntz Road.

MS. SLUSARCZYK: This is just the recommendation from the BPA. He's requesting to connect to the water system. And it was before you first to say you'll accept them, and it ultimately goes to Utility Committee to take the resolution to Council.

MR. SULLIVAN: I make a motion we accept.

MR. PETERSON: Darren, do you have any issues with it?

MR. BIGGS: None.

MR. PETERSON: Motion, I'll second that. All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed. Any other New Business? Seeing none --

OLD BUSINESS:

1. Niles Bulk Water Agreement

MR. PETERSON: Old Business. I have number 1, Niles Bulk Water Agreement.

ATTY. RIES: I reached out to Phil Zuzolo months ago, I stated our position again. I said please continue to bill pursuant to the contract at the Meander rate and that's what we'll continue to pay and have never heard back from him one way or the other. They're still billing at their own rates, or are they sticking to that rate?

MS. SLUSARCZYK: I haven't looked at this month's bill. I can't answer that because I didn't look at the most recent bill, I can't calculate it out.

ATTY. RIES: We've just been paying on the rate dictated by the contract though, so --

MS. SLUSARCZYK: Uh-huh.

ATTY. RIES: And I told him that's what we were doing and haven't heard back. So if they are going to sit on their hands and not do anything

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--

MR. PETERSON: That's up to them.

ATTY. RIES: -- that just solidifies our issue on it, our position.

2. Trumbull Energy Center - Warren Water Line

MR. PETERSON: Okay. Item number 2, Trumbull Energy Center - Warren Water Line.

MR. KOGELNIK: The water line review has been done. I'm gonna send that out pretty soon. We had a number of comments on it, some minor, a couple major. I don't expect it's gonna take Warren and their design engineer too long to get those addressed. We're waiting for some outstanding things on the Warren water line such as the SWIP, storm water pollution prevention plan, a copy of the Ohio water permit application, and a copy of the easements. So I was told a couple months ago that they're on their way. So that's the status there.

3. Trumbull Energy Center - Sanitary Sewer

MR. PETERSON: All right. Item number 3, Trumbull Energy Center - Sanitary Sewer.

MR. KOGELNIK: I have not gotten any other updates from Steve Remillard on that. Has the Board, or Darren, have you?

MR. BIGGS: Nothing.

MR. KOGELNIK: Mayor, anything regarding sanitary sewer?

MAYOR WOODWARD: No.

4. Project Funding

MR. PETERSON: Okay. Item number 4, Project funding.

MR. KOGELNIK: Okay. So the grant obviously is there for the Village to start the administration on it. That's the \$4.2 million for the 24-inch water line and the replacement of the booster station. We kind of know what we're doing here, but we need to start doing it. So there's that funding through U.S.E.P.A. that the Village needs to act on. I don't know what the status of the ARPA funds are from the County. Do you know, Mike?

MR. SULLIVAN: I texted him last week.

MR. KOGELNIK: Okay.

MR. SULLIVAN: And he said he was the only one at the meeting so he couldn't put it on. But he didn't say how much he was putting on or what. I'm sure it's not gonna be the \$400,000.

MR. KOGELNIK: Okay.

MR. SULLIVAN: I'm hoping for at least two.

MR. KOGELNIK: Half is better than zero.

MR. SULLIVAN: Have you talked to him?

MR. PETERSON: No, I have not talked to -- I talked to one of them and explained our situation, the one that wasn't there actually when we met with them. And I explained everything and said we were willing to go lower, and I haven't heard anything back.

MR. SULLIVAN: I'll reach out again this week.

MR. KOGELNIK: Yeah. Let them know that we're proceeding onward, we'd like to get the design done by the end of the year and go into construction in the early spring of next year. Obviously Ohio E.P.A. WSRLA loan is available to the Village for the 24-inch water line and even I believe the Hallock Young connector water line.

MR. SULLIVAN: What are we looking at for the 24 for them?

MR. KOGELNIK: Well, that would be the difference between, you know --

MR. SULLIVAN: The four and --

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MR. KOGELNIK: \$14 million and \$4.2 million, so about \$10 million.

MR. SULLIVAN: That's what we're applying for?

MR. KOGELNIK: If you had to do the project right now, for any other funding you would need to go out and get a loan for \$10 million.

MR. SULLIVAN: Well, I thought the plan was if we couldn't get any more grant we would just go with the four point --

MR. KOGELNIK: Yeah. Darren and I looked into that. That potentially is an idea. I'm not so sure that's the best idea given that, you know, we need to understand where the water is gonna be, where the water line's gonna connect to at point A and point Z. I don't really know if we would know that right now as a matter of fact.

MR. SULLIVAN: Well, when he said at the last meeting it comes right out of the plant rather than going down through Niles --

MR. KOGELNIK: Yes, we looked at that route. That conceivably could knock about a million dollars off of your construction cost. But in the long run that may not be the best bet for the Village because you wouldn't be able to -- you wouldn't be able to connect in Niles where you're offered a discount rate and you would have to wait and negotiate with Youngstown to connect to Youngstown's feeder line, which would be possibly a political nightmare. So I'm not saying that one is better than the other, I'm telling you what I know right now. The Village needs to do some due diligence work right now, some significant due diligence work right now, and put this -- all this together. It's my opinion, based on other earmarked grants that we've been successful with, if you're gonna go out and get other grant money you should have a plan in hand, not a partial plan. And you should actually do the environmental due diligence right now. That's what ARC, Appalachian Regional Commission, would require if you went to them for a grant application.

MR. SULLIVAN: And you would do that?

MR. PETERSON: Can we use the 4.2 to do that?

MR. KOGELNIK: I've sent everybody an e-mail. All you have to do is take that content of that e-mail, put it on the Village letterhead, and send it to the U.S.E.P.A.

MS. SLUSARCZYK: I have that letter here, Chris, for your signature.

MR. KOGELNIK: The U.S.E.P.A. requires that the Village sign a letter stating that it's okay to talk with CT Consultants. We're just an arbitrary independent company, we're not the ones who are receiving the grant, we're just gonna be helping with the administration, that's it.

MR. PETERSON: Facilitating it.

MR. KOGELNIK: So you need to send that letter to U.S.E.P.A. All it says is we, the Village, are coordinating with CT Consultants and we have these questions: Number 1, we'd like to know if we can use your \$4.2 million for all of the engineering services to get that all done and whatever else is for construction. Plus we'd like to also know hey, if we spend this local money on our State Route 45 booster station then can that represent the majority of our local match. That's what the letter says.

MR. PETERSON: Okay.

MR. KOGELNIK: So there's that. You know OPWC is due August 29. Martin's gonna take advantage of that for the paving on Salt Springs Road east and whatever else. Martin, is that gonna be one application or two?

MR. NELDER: I think they did it as one, I believe.

MR. KOGELNIK: Do you have any local road resurfacing applications?

MR. NELDER: We put in for Pleasant Valley, Rustic Run; but they

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won't do them roads with the grant.

MR. KOGELNIK: Okay. So you're not going to submit an application for those?

MR. NELDER: No. We tried it, but they rejected us.

MR. KOGELNIK: Okay. So yeah, the one for Salt Springs Road would be -- you have to do that.

MR. NELDER: Yes.

MR. KOGELNIK: So I don't know if the BPA is going to be wanting to move forward with the water and sewer application this year.

MR. PETERSON: Yes. As long as we don't conflict with the Village. The one the Village put that -- was that in the Village's name or the County's name?

MR. NELDER: I think it's County. I can find out for sure from Dave and let you know.

MR. KOGELNIK: So the County was going to be the lead applicant?

MR. NELDER: Well, he put the grant together because they want to pave their end. And actually it's gonna save the Village quite a bit of money --

MR. KOGELNIK: It should, yeah.

MR. NELDER: -- if we partnered with them to do Salt Springs all the way to Austintown-Warren.

MR. KOGELNIK: Can you verify that the County would be the lead applicant or not?

MR. NELDER: Yeah. I can check with Dave and I'll get back to you.

MR. KOGELNIK: Because that's the way it was with Warren Township, and Warren Township ended up being the lead applicant.

MR. NELDER: For Hewitt Gifford.

MR. KOGELNIK: So if that were the case, well then the BPA cannot ask for funding from OPWC, it has to go through the Village.

MR. PETERSON: It has to go through Council.

MR. NELDER: I'll talk to Dave tomorrow and I'll get back to Chris or you or --

MR. KOGELNIK: Get back to Chris. But you know it's July 23, August 29 these applications are due to Eastgate. I don't know if we have enough time honestly to submit an application for the BPA for water or sewer. I honestly don't know.

MR. PETERSON: Can we apply for some of the 24-inch?

MR. KOGELNIK: You possibly could. I mean, when you go to OPWC, in our district the maximum grant you're anticipating to get is small.

MR. PETERSON: Yeah. Yeah, I know.

MR. KOGELNIK: Somewhere around \$200,000. But you know, it's 200 you didn't have.

MR. PETERSON: Yeah.

MR. KOGELNIK: And then you can -- they also have an attractive zero percent or -- yeah, zero percent loan, which that's really good. You can't go to the bank and do better than that.

MR. PETERSON: Yeah. I'm just thinking if that was in the County's name, if we're the only ones putting in Lordstown's name we stand a better chance.

MR. KOGELNIK: You would. But if you were gonna do something, you're gonna need to act quick. I just assumed all along that --

MR. PETERSON: Mike, are you okay with moving forward with that? We can make a decision right now if you like.

MR. KOGELNIK: Which project?

MR. PETERSON: I would say the 24. That seems to be the biggest project that we're trying to fund right now.

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MR. SULLIVAN: We kind of have a plan already for Hallock Young.

MR. KOGELNIK: Okay. Do you want us to put an application together, are you serious about that?

MR. SULLIVAN: Yeah.

MR. PETERSON: I'm good with it.

MR. SULLIVAN: Do you want a motion?

MR. KOGELNIK: Yes.

MR. PETERSON: Do you want to make it?

MR. SULLIVAN: Yeah. I'll make a motion that we move forward.

MR. PETERSON: Okay, I'll second that. All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. KOGELNIK: Motion passed.

MS. SLUSARCZYK: To be clear, the motion was to apply for the OPWC grant.

MR. KOGELNIK: If you want to be crystal clear about that, do you want to just state any kind of -- any sort of grant/loan combo. I would state it as such like that because we don't know how it's gonna score. And typically when we walk through these things, Cindy, we'll get back with the client to say hey, it's looking like if we go with a top-heavy loan versus a grant it's gonna score better. So I would phrase it as that, grant/loan combo.

MR. SULLIVAN: So then you're gonna take over the -- put the grant together?

MR. KOGELNIK: It would be our job to put the application together and then any, you know, authorizations for legislation have to roll through you to Council to get approved. Just same way, you know, if -- that's why, Martin, it's important if Lordstown is leading the application for the Roads, similarly Council has to submit authorizing legislation for OPWC.

MR. NELDER: Okay.

MR. KOGELNIK: But David is real good about that, and that's why it makes me think that it's County- led.

MR. NELDER: I think so. I'll find out tomorrow for sure.

MR. KOGELNIK: Great. In terms of funding, that's pretty much all I have to offer right now. We did submit, as you know, a pretty good size application for your Water and Sewer Department building. Other things have been discussed recently for the building, which that will be in another point of the agenda here later on down the road. But that's all I have for funding.

MR. PETERSON: Okay. Cindy, to ask you this question, to get that moving along because it has to go through Council also, will we need to schedule a meeting to pass that through us for the application? Because we don't meet --

MS. SLUSARCZYK: To apply. But the Village actually applies, ultimate signature is Jackie's, I believe, so as long as it's before Council.

MR. PETERSON: As long as we approve it, it can move through Council?

ATTY. RIES: Yes.

MR. KOGELNIK: Within OPWC there's typically three entities or PEOPLE that need to be attributed to an OPWC mix: Me, the project manager, or whoever your engineer is; the CEO, and that could be Mayor; and I believe Bill Blank is also supposed to be on there as Clerk/ CFO. So those three people.

MR. PETERSON: Okay.

ATTY. RIES: So based on the discussion, do you want to clear up what we're approving so when it goes to Council it's pretty clear on the

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record? I think we just talked about an application for the 24-inch line.

MR. KOGELNIK: That's correct, future 24-inch water line.

MR. PETERSON: Do you need me to remake a motion? I make a motion we apply for an OPWC grant or loan funding, whichever CT feels it will score better, for whatever amount CT says we apply for, for the 24-inch water line. Second?

MR. SULLIVAN: Second.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: Opposed.

(No response.)

MR. PETERSON: Most passed.

MAYOR WOODWARD: Should there be a provision in there for not to exceed?

MR. KOGELNIK: No, because at this point in time we don't know what we're applying for so they left it vague enough that they can do that.

MAYOR WOODWARD: Okay.

MR. KOGELNIK: At some point, Mayor, you will determine that.

MR. PETERSON: If it's too much, don't sign it.

MR. KOGELNIK: Exactly.

MR. PETERSON: Okay. Nothing else on project funding?

MR. KOGELNIK: No, other than the potential funding that CEF might contribute towards the air release valves, and I'm gonna talk about that. But I'm not gonna talk about where the money is coming from, I'm gonna talk about the technical aspects of that. All right.

5. Proposed Hallock Young Road Water Line Improvements

MR. PETERSON: Okay. Item number 5, Proposed Hallock Young Road Water Line Improvements.

MR. KOGELNIK: All right. We have discussed this in general just recently.

MR. PETERSON: I believe we scaled that back.

MR. KOGELNIK: We did.

MR. PETERSON: Yes.

MR. KOGELNIK: And I sent you all information, and you asked me to send to the Finance Committee President estimated costs. I've done that. So I don't think I want to talk too much more about that.

MR. PETERSON: I think we'll do that at the next meeting.

MR. KOGELNIK: But the project is ready to go. The one thing that I'm encouraging the Village to do is speed is of the essence on this one. But I think what we also need to do is probably re-apply for the permit because it's getting to the very end of the deadline for the Ohio E.P.A. permit. You do have a permit for it, it's just that it's nearly about to expire.

MR. PETERSON: Yeah, I would say we apply. Are you good with that, Mike?

MR. SULLIVAN: Yeah.

MR. PETERSON: Okay.

MR. KOGELNIK: Now our services on that project ended at the end of design, and so we would need to submit a work authorization to you for bidding, construction, admin, and inspection.

MR. PETERSON: Yes, we -- yeah.

6. Salt Springs Road Booster Station Relocation

MR. PETERSON: Item number 6, Salt Springs Road Booster Station Relocation.

MR. KOGELNIK: We also talked about this one in general

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recently. And so we understand that the new booster station would be placed on Parcel 06. That's the southernmost parcel, I think, nearest the county line on State Route 45 on the east side of the road.

MR. SULLIVAN: That's where the two houses to be torn down --

MR. KOGELNIK: Right. So the Village is making plans right now to demolish those structures I believe, and I have here our new work authorization. This would involve the new survey for the site and also the redesign of that particular parcel so that we could build a new station on it. And you might recall, the BPA approved for additional survey on the west side of the road on the original planned parcel. So I took that \$4,000 that we didn't perform on that and gave that as a credit, and I wrote that on here on this new work authorization. And so you have an increase on the design of \$9,200, and you have a net increase on the survey of \$2,500. And I'll submit that to Chris. And I also provided a copy of the original work authorization, I circled that. So this is the new one, and you would sign there.

MR. PETERSON: Okay. Do we accept this yet or do we wait?

ATTY. RIES: This is -- let me see it.

MR. PETERSON: All the logistics are worked out.

ATTY. RIES: Let's wait, because I just got some information as of today and I still need to reach out to the property owner, so were still at the nascent stage. Is it all right with you, Chris, if we wait until we know a little bit more?

MR. KOGELNIK: Well, eventually Council will approve that, right?

MS. SLUSARCZYK: The work authorization? Are you talking about work or the work authorization?

MR. KOGELNIK: Ni, no, I'm sorry. I follow you now, Matt. You're correct. You can't do anything with that until you confirm what you're doing with the property. You're right.

ATTY. RIES: Correct. Hold on to that for now.

MR. SULLIVAN: Have we already bought the property?

MR. KOGELNIK: I can't answer that.

MR. SULLIVAN: No? Mayor?

MS. BLANK: Tried.

MR. SULLIVAN: Is it gonna be a problem?

MR. PETERSON: Okay. Anything else on that?

MR. KOGELNIK: No.

7. Imperial Sewer Agreement

MR. PETERSON: Imperial Sewer Agreement.

ATTY. RIES: I don't have any terms. My understanding is there was generally a settlement. I don't know what terms of the settlement are to prepare an agreement. I need that information and if we're willing to move forward on those terms or if we're looking at negotiating other contracts as part of this resolution.

MR. SULLIVAN: Well, that's where this was when we left last time, that we made a proposal of 50 percent, but we wanted to negotiate an agreement long-term that we didn't have to be going back and forth.

ATTY. RIES: For water and sewage?

MR. SULLIVAN: Yes.

MR. PETERSON: Yeah, I believe so. I'd have to look back in the minutes, but I believe it was for both.

ATTY. RIES: All right. So, if that's what we're doing, I need to know the terms of the payments, we'll set up a settlement agreement, and we need -- the two agreements would need to be updated. The last agreements I have are from the eighties, one from the early nineties.

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MR. SULLIVAN: There was really no agreement.

MR. PETERSON: There's an agreement in place still.

MR. SULLIVAN: Fifty percent.

MR. PETERSON: Oh no, that -- no, no. That was just them and us talking and we agreed on the 50 percent, yes, correct, that he would draw that agreement up.

MR. SULLIVAN: But we also said when we talked about the 50 percent that we'd go back into the old agreement and update it.

MR. PETERSON: You're talking about the old contracts?

MR. SULLIVAN: Yes.

MR. PETERSON: Yes.

MS. SLUSARCZYK: Sanitary sewer.

ATTY. RIES: Yeah. So that will all need to be done, you know. So I need to know, you know, what the terms of the settlement are, payment up through what date, and I can just draft a simple settlement agreement for that, and I need to know what terms are updated and modified. That would maybe require a more substantive conversation.

MR. PETERSON: Yeah. Wouldn't it be easier if we just set up a work session to do that? That's kind of what I was thinking.

MR. SULLIVAN: I'm thinking that we should have a special workshop just with the BPA to --

MR. PETERSON: It would be a meeting.

ATTY. RIES: Yeah.

MR. PETERSON: It would be a meeting. So --

MR. SULLIVAN: But I would think that the BPA --

MR. PETERSON: It's still an official meeting.

MR. SULLIVAN: Right, right.

MR. PETERSON: Okay. Do we want to set that now? It would be better to set it now. What's your availability, because I want to keep moving on this. I'll have to ask Stanley.

MR. SULLIVAN: I'm available.

MS. SLUSARCZYK: With Stanley not being here --

MR. PETERSON: We can set a date and I can check with him. If that date doesn't work -- or we can set two dates if that works better. He should be available one of them. Cindy, you're the one that you're gonna have to get some numbers together and -- next week is really bad for me. That's the fair at work. Can we do the week after?

MR. SULLIVAN: Yeah. It would be the first week in August.

MR. PETERSON: How is your availability?

ATTY. RIES: I'm flexible.

MR. PETERSON: Cindy?

MS. SLUSARCZYK: Deb?

(A discussion is had off the record.)

MR. PETERSON: August 6 is the primary day. If Stanley's not available, we'll move it to the 16th.

8. Utility Department Building

MR. PETERSON: Utility Department Building. Chris, I think you pretty much covered that or do you want to cover more?

MR. KOGELNIK: Our building bidding assessment is done. We did submit that to Martin along with the other building in the park. I strongly encourage the Village to -- the BPA to consider working with Fire Chief Easton and the rest of Council to consider the fire station building and improvement to it for future BPA water and sewer building instead of building a new one.

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MR. SULLIVAN: What do you think about that, Darren?

MR. BIGGS: The way things have been going with the new one, you gotta go with it. If we got an empty building -- we're not gonna build one if we got an empty building.

MR. PETERSON: Will it work for you?

MR. BIGGS: I think it will, yeah.

MS. SLUSARCZYK: It's dryer than the current one.

MR. BIGGS: What are we waiting on for any updates for the building.

MR. KOGELNIK: So that's a whole other effort. But assuming that, you know, the Village Fire Department and Council can work together for a future new building, honestly that improves the speed with which you can get into a new building and it's definitely gonna be more affordable.

MR. BIGGS: What about our existing one though?

MR. KOGELNIK: Okay. So the existing one does have a few improvements that need to be made right now just to limp by. Drainage improvements on the outside, possible roof improvements on top.

MR. BIGGS: Do you have any updates on a timeline?

MR. KOGELNIK: I don't, not at this time.

MR. BIGGS: Do you know what we're waiting on?

MR. SULLIVAN: Council agreed to that, didn't we?

MS. BLANK: We agreed yesterday to replace the roof.

MR. BIGGS: That's the other -- before the other improvement. That's what I'm wondering if you heard something maybe I didn't. Where are we stuck at right now?

MR. KOGELNIK: Why don't we have a discussion about that afterwards, Martin, and we can get Darren some answers on these things because there are a few things that he's correct, they need to be addressed right away.

MR. NELDER: I did get approval last night on the roof. We're just waiting on legislation to be passed and the matter of getting the crew here to put it on.

MR. KOGELNIK: Okay. I'll let you know, Darren. Based on what I know, you know, the report says that a roof, drainage around it, there was a couple other improvements that need to be made right now. And you got a copy of that I think.

MR. BIGGS: Yeah. I was just wondering about the approvals or if you got the go-ahead.

MR. KOGELNIK: No, I didn't.

MR. BIGGS: That's what I'm wondering. How can I get when you get this, wait another month for another meeting? I'm trying to facilitate --

MR. KOGELNIK: Pinch your neighbor there.

MR. BIGGS: I was just making sure you didn't have any information I didn't know of. And this would be my next step, Council, Martin.

MS. BLANK: Legislation will go through August 5. I'm willing to reach out to that guy from Boak & Sons, it's Benny, then and see how far out they are to do the roof.

MR. BIGGS: Well yeah, the roofer's fine, that's been approved from what you said. But we got in addition things that has to happen on -- I don't want to get that missed.

MS. BLANK: Everything is very slow-moving here.

MR. BIGGS: Let's not make this slow-moving. We've been in there, that's slow enough.

MAYOR WOODWARD: We'll have to ask about that next building at Road/Park Committee meeting agenda.

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MR. BIGGS: Perfect. Okay.

MR. PETERSON: Okay. Anything else on that? Darren, are you good?

MR. BIGGS: I'm good.

9. I&I

MR. PETERSON: Okay. I&I.

MR. KOGELNIK: I don't have any updates. I was out of time.

MR. SULLIVAN: When are we gonna get an update? We've been waiting about seven months for an update.

MR. KOGELNIK: I'll try to work on it, Mike. My apologies for the delay.

MR. PETERSON: Any other Old Business? Seeing none --

PUBLIC COMMENTS:

MR. PETERSON: Public Comments.

MAYOR WOODWARD: I do have a question. I might have missed it somewhere. Was there a resignation that was accepted for Scott?

MR. KOGELNIK: It was in the agenda packet.

MS. SLUSARCZYK: Uh-huh. It's attached to your agenda. It would be done under Member Comments.

MR. PETERSON: Is it Member Comments. I just don't see it under Member Comments. Okay, we'll do it under Member Comments. It's in there. Any other public comments? Seeing none --

REPORTS:

1. Solicitor's Report

MR. PETERSON: Solicitor's Report.

ATTY. RIES: No report.

2. Engineer's Report

MR. PETERSON: Engineer's Report.

MR. KOGELNIK: Just that we have put a lot of time into the future Lordstown 24 and trying to arrange it so that the Village can make decisions on it. It's been some doing. One of the things that the Village Water and Sewer Department has been working on, which Darren probably can allude to in his report, are taking another look at the air release valves. They've done that, and actually one of our staff has done -- has walked along with them and produced a summary report and shared it with Darren that describes each and every one of the air release valves along the existing 24. Now there's nine of these. And what they do is it's an automatic valve that comes on when air is needed to be expelled from a the water line. If you have too much accumulation of air in a water line, especially in a pronounced hill, then it can partially shut down a water line. We think that's what is happening right now because you cannot push through enough capacity to meet the demands at the end of the line and keep the existing 3 million gallon water tank full all the time. And so it's important to get that addressed as soon as possible. Each one of the existing nine air release valves, as you know, is froze, in other words rusted shut. And I think a good portion of the ball valves that isolate that air release valve from the main line, those were also froze shut. So you're basically screwed, all right. And Darren actually had a good idea, which was if we have to fix these air release valves, we can't put them back in the same exact spot and keep the existing line operating. We might have to hot tap the existing line in the spots right approximately to the location of the existing air release valves and install new valves in those spots in new vaults. So I sent you guys a cost estimate of that today, and that's the one that I've

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already told you what the cost estimate was. It was around \$200,000 for doing that. You need to work on that immediately because you need to provide -- sell water to TEC -- or not TEC but LEC -- and right now you are area having a problem doing that. So I don't know what you're gonna do to accommodate that, but that needs to be done. And I just talked with the equipment rep that sells these automatic valves, and it's 10 to 12 weeks out before you can even get them. So one thought process that we had was maybe we don't install just the air release valves, maybe we just have a ball valve that can burp the line manually. And then when we do get these air release valves that operate in an automatic fashion, we can screw them on, because all they are is canisters with a thread on the bottom. So I'm encouraging the Village to consider that idea.

MR. SULLIVAN: What's the cost of that?

MR. KOGELNIK: Well, the cost with the valves was around \$200,000.

MR. SULLIVAN: I understand. But if we just did the temporary

--

MR. KOGELNIK: All right. So each one of those valves cost around 2,000 bucks, so \$18,000 you'd take off of \$200,000. So it saves \$20,000, \$180,000.

MR. PETERSON: Plus the price of tapping in.

MR. KOGELNIK: That's included in there, yeah. The vault's included in that, et cetera. So --

MR. SULLIVAN: What would we have to do get a loan?

MR. KOGELNIK: No.

MR. PETERSON: The \$18,000 we can handle, I believe. Cindy?

MS. SLUSARCZYK: (Nodding head.)

MR. PETERSON: Okay.

MR. KOGELNIK: Again, that's your responsibility to handle the dollars and cents of that.

MS. SLUSARCZYK: At least get them ordered.

MR. PETERSON: That would at least get them water and be able to get that flowing. Darren?

MR. BIGGS: How much did you say that was gonna be? You -- minus 20 because of the air releases --

MR. KOGELNIK: The replacement of the nine air release valves, the valve vault around them all, total was around \$200,000.

MR. BIGGS: Right.

MR. KOGELNIK: And we had produced that cost estimate or spreadsheet, and it's in the e-mail that I sent.

MR. BIGGS: And you said for the temporary taps would be how much?

MR. KOGELNIK: Well, the temporary taps was -- well, the new temporary taps.

MR. BIGGS: Correct.

MR. KOGELNIK: All right. That I don't have figured out. But I wouldn't assume that that's gonna be a whole lot of cost.

MR. PETERSON: I'm sorry, I thought that was the \$2,000 each. I misunderstood that.

MR. KOGELNIK: If we're building a new valve vault up --

MR. BIGGS: That's what I want to clarify. Eighteen just might get you those air release valves, none of the work or anything?

MR. PETERSON: Correct. That's why I was asking that.

MR. BIGGS: According to what he said that was just gonna be 180. That's if it's all --

MR. PETERSON: To get you functional, and I'm gonna ask the question, can we get three of them functional now? Would that help him until

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we work all this out?

MR. KOGELNIK: I can't say that three is gonna help him.

MR. PETERSON: You think this has to be all nine?

MR. KOGELNIK: We don't know yet. We don't know where the air pocket might be. And so I just think that based on the fact that all nine are froze and all nine are in a logical spot, I think you need to do all nine. And that's why when we were talking about building that estimate we factored all that in. Now what we didn't do was we didn't understand how to do this on a new hot tap on the existing line. And so I think, you know, we got a contingency built in there, Darren, of like 10 percent or something like that, and that might -- that 10 percent might be enough to cover the tapping part. So if you want, we can increase the amount to, you know, include, you know, a real liberal amount for tapping.

MR. BIGGS: I just wanted to clarify the money. It was gonna be a lot more. And remember, we should have some money coming that would account for that.

MR. PETERSON: Correct.

MR. BIGGS: So I mean, my only concern would be, I mean, I want it to last. I don't want us on the side of the road and manually getting in and being on there and releasing it but we need water and nothing else is happening fast enough. So if it will help and it's a guess, all right, I don't know. The other thing is if we do get this other 24 that's designed, I would like to see or maybe there would be less air releases on that and we can take it out of the -- that price because they are gonna be interconnected. So on the design, Chris, if we can make that happen it won't be a huge loss, you know what I mean, or something that maybe we're spending money on it, it ain't gonna help.

MR. KOGELNIK: That makes sense.

MR. BIGGS: We gotta try something though we're not good getting done. There ain't no big company coming here because we can't supply them water. We're less than half what we should be. If there was air in there and it released, we can more than double what we get in this town right now by design, let' put it that way.

MR. KOGELNIK: The other thing that the cost estimate includes is the rebuilding of that check valve down there at the vault and the solenoid valve. Darren, correct me if I'm wrong, but could we do away with the check valve in that vault?

MR. BIGGS: No.

MR. KOGELNIK: You want that for protection, right?

MR. BIGGS: I think MVSD would want that for protection.

MR. KOGELNIK: So that needs be to done. And I've been told just on the way here actually that the rebuild for those two valves, it would be 10 to 12 weeks before you can get parts.

MR. SULLIVAN: So I'm a little confused. We need a motion for \$200,000 or we need a motion for the temporary, I guess, valves?

MR. KOGELNIK: Well, I think what you need to do is put a motion together stating that you are going to work with the person who's offering you the funding for this and then put that into a public works project where you're going to pay for and build these improvements along the existing 24-inch water line. I think that's what you need to do.

MR. SULLIVAN: Do you want to do that at a special meeting or do it now?

MR. PETERSON: I think we can do it now because 12 weeks out, he needs water.

MR. KOGELNIK: Yeah. I mean, you really don't have --

MR. PETERSON: We don't have a choice.

MR. KOGELNIK: There is a maintenance issue. I guess my

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question is, if we're waiting on the money to come in are we okay budget-wise?

MS. SLUSARCZYK: Well, what figure are you asking for, \$20,000 or \$200,000?

MR. PETERSON: 200.

MS. SLUSARCZYK: As we reviewed, yes you have 200. But keep in mind that you wanted to move ahead with the booster pump station relocation, which was \$424,000, which I said we can fund that. But if you take 200 from that, that's postponing or slowing that project down unless the funds come from the outside source.

MR. PETERSON: Yes.

MS. SLUSARCZYK: So I mean --

MR. PETERSON: I don't think we have a choice. Darren, you need the water.

MR. BIGGS: Agreed. And Chris, we got an estimate for that check valve, correct?

MR. KOGELNIK: Yeah.

MR. BIGGS: I mean, it's obviously really old and needs done anyway. I think we should get that moving regardless, don't wait for any money. It wasn't all that bad to have it redone and it needed redone.

MR. KOGELNIK: The check valve cost and solenoid cost are inside that spreadsheet.

MR. SULLIVAN: Which is what?

MR. KOGELNIK: Part of the \$200,000.

MS. SLUSARCZYK: So would it be better, or should we first send a letter to that outside source asking them to pay that? That was the understanding or the agreement.

MR. PETERSON: Yes. My fear is we're burning time.

MS. SLUSARCZYK: You know, but if --

MR. PETERSON: With the understanding that we're gonna send the letter to him.

MS. SLUSARCZYK: It's gonna take 12 weeks to get the parts. So hopefully we can have funds within 12 weeks.

MR. PETERSON: Funds within 12 weeks, correct?

MS. SLUSARCZYK: I think it's better that we start with that letter or initiate something with that letter and see how that goes because I don't want to slow down our other project.

MAYOR WOODWARD: Let me ask Matt. Were you to prepare the addendum in order for that transaction to go through first?

ATTY. RIES: That was gonna be one thing we needed to do is prepare an addendum to the water agreement because there's a bunch of changes that are being made, and the air release valves were gonna be one of the provisions included in there.

MAYOR WOODWARD: So once Matt writes that addendum and then Council would approve that --

ATTY. RIES: We're adding additional terms basically to our water agreement, that and some other terms that also need to be included in the addendum.

MR. KOGELNIK: Yeah, Council would have to approve it because it's a part of the master agreement.

ATTY. RIES: Yeah.

MAYOR WOODWARD: So are we looking at -- because that's the next step in that transaction is that addendum, he's waiting on that. Is that to happen soon, like at the next Council meeting or the second one in August or --

ATTY. RIES: I can get it prepared for the August 5 Council meeting.

MAYOR WOODWARD: That would help expedite for them, for the BPA.

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ATTY. RIES: I can get that prepared.

MR. PETERSON: Okay. I still think we need to move forward with the air release and get stuff ordered. You're gonna run out of water eventually if we don't do something.

MR. BIGGS: I'm already telling customers they can't take as much as they want.

MR. PETERSON: Yeah. So I guess correct me on the wording. Go ahead.

ATTY. RIES: It could be up to the \$200,000 and then the authorizations there.

MR. PETERSON: Yeah, yeah. So I guess I make a motion that we pay up to \$200,000 for the air release, the check valve replacement, and the solenoid valve, correct?

MR. SULLIVAN: I second.

MR. BIGGS: The check valve, the solenoid. That's everything -- down at MVSD, all that old stuff could be causing the problem too, plus the air release.

MR. PETERSON: Do you second? All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed. That way you can move forward and we can work out all the back stuff. But he has authorization moving forward.

MR. SULLIVAN: What are we getting the funds from.

MS. SLUSARCZYK: Your wallet. The BPA funds right now.

MR. PETERSON: Right now the BPA funds.

MS. SLUSARCZYK: It will come out of our funds to.

MR. SULLIVAN: We don't have a grant or anything that will cover that.

MS. SLUSARCZYK: We needed this yesterday. No, there's no grant.

MR. PETERSON: Not at this time. We're working on an agreement possibly, but we don't want to say anything yet until that agreement is worked out.

ATTY. RIES: Yeah, we're just negotiating the agreement. There's nothing that's been finalized.

MR. SULLIVAN: With LEC?

MS. SLUSARCZYK: T. T.

MR. PETERSON: T.

MR. SULLIVAN: Okay.

MR. PETERSON: Good.

ATTY. RIES: Yeah.

MR. PETERSON: Anything else, Chris?

MR. SULLIVAN: We can't afford anything else.

MR. KOGELNIK: I don't think anything right now aside from the work authorization submitted, but that's gonna be tabled until Matt gets back to you there.

3. Utility Committee Report

MR. PETERSON: Okay. Utility Committee Report.

MR. CAMPBELL: The only thing I'd like to have is when we met on June 3 it was a joint meeting, and I have a copy of my Utility minutes here. I'd like just to have them approved so I can put them in our book upstairs.

MS. SLUSARCZYK: That -- you also passed those minutes. It was the joint meeting. You made -- the BPA motioned at the beginning of the meeting to accept those minutes.

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MR. CAMPBELL: Okay.

MS. SLUSARCZYK: And then the -- basically I just format the minutes to his book page and size.

MR. CAMPBELL: Thank you.

MS. BLANK: I just had a question though, sorry but, for advertising for job positions because we'll be -- we already are on the website for Scott. I talked to Bob, and he said a lot of people are advertising in the Farm & Dairy. Is that something we've ever done, or do we typically just do the Tribune and our website? Like is there other sources we can advertise for job postings?

MR. PETERSON: Typically we do operator training committee, Tribune website, and OCTA, which might get you an operator. I don't know if Farm & Dairy is a place that you want to look at or not.

MS. SLUSARCZYK: Paul always directed us to a place of general circulation. We had to advertise.

ATTY. RIES: It's -- the legal standard is general circulation reasonable belief calculated to reach the public. You can do Farm & Dairy if you want to, if you can; but what you guys are currently doing is sufficient.

MR. PETERSON: Were you thinking we might be able to get more applicants from that?

MS. BLANK: I said I don't --

MR. PETERSON: I think Darren's for it.

MS. BLANK: I don't want to burden people out working and pick up the slack, and I don't want them doing it for too long.

MS. SLUSARCZYK: Did you accept the resignation or were accepting the resignation? But you did accept to move the employee, correct?

MS. BLANK: Pending your approval.

MAYOR WOODWARD: Pending approval of the resignation from the BPA.

MR. PETERSON: It's under Member Comment.

MAYOR WOODWARD: Asking if you would accept that.

MR. PETERSON: Anything else under Utility Committee?

MR. CAMPBELL: No.

4. Clerk's Report

MR. PETERSON: Clerk's Report.

MS. SLUSARCZYK: I have just a couple catch-ups from our last meeting. We had the request for the -- or there's conversation about the grinder pump removal and the bill. I have not been able to go back and read through the minutes. There's too many minutes referencing the customers name to isolate what set of minutes it was and over several years of time. But I did supply to you there's work orders that started off some of the earlier problems with the electric at the grinder pump, increasing the electric bill at the home and it didn't really need to be there. So there was more than one scenario where the customer had requested, you know, service or to remove the grinder pump in that situation. Those are just the quick things I found on the account. And again, I had my staff member was out for almost two weeks, and then this week Jo Ellen's out so I'm doing her work. So I haven't had a lot of time to go back and read minutes. And I have to go clear back -- as you can see, I think it's 2012 I think might have been the first time there was a concern about that. But I am working on it. The books are setting on my desk with 50 other things. But I just wanted to say that there's those work orders there for you to look at and reference. Also attached to your agenda we got quotes for the desks in the office. They bought a desk for Diana already, but the one for Becky is --

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the quote is attached there for you to consider. Take a look at it and whenever we can bring it back, there's no rush. But I wanted to provide you the information for that. And the third most important thing is recently we got a notice from the City of Warren about the water rate increase. It went up like 15.5 percent I believe it was now, and it will go up a cumulative total of 52 percent over the next five years. Again in January -- the next increase we'll see in January effective with the January 2025 billing it will go up another 11.5 percent. So I provided -- to my knowledge there are two agreements that are active with the City of Warren for water supply. I believe the TEC agreement applies to any customers that would come off of the new future 24-inch water line. I don't believe that contract covers existing customers off the State Route 45 supply line. The second agreement we have with the City of Warren is for Matalco which is crystal clear as to what they can charge us, and that I feel we were improperly invoiced on based on that agreement. So -- but I just got him those agreements today and we just got this rate increase, the percentages, last Monday. So we have the invoices upstairs. I don't know how you wish if we -- on the Matalco one I feel we just pay according to contract.

MR. PETERSON: I will say so.

MS. SLUSARCZYK: And the rest of them, but we do have to issue payment. I don't want to cause a late fee on the account unless we send a letter, you know, stating, you know, our stance or whatever. But I need guidance. What do you want to do?

MR. PETERSON: Matt, did you get anywhere?

ATTY. RIES: I reached out to Enzo and, I mean, he acknowledged receipt of the e-mail. I told him basically you can't increase rates in the middle of a billing cycle. I have reviewed -- I have taken a preliminary review of the agreement. He basically said you could, and then he didn't provide me any support or anything in the agreement. I said where in the agreement does it say that. My proposal is that I reach back out to him with -- because under the Matalco they are supposed to be matching the Niles rate and their price setting, so they billed that improperly. And then under the TEC agreement there is discretion to increase the rates, but they need to be giving us notice enough advance, not before -- what would we -- in a perfect world what we would want 90 day notice before they are gonna increase that rate.

MR. PETERSON: Minimum.

MS. SLUSARCZYK: Minimum. It takes -- our billing cycle is 90 days.

ATTY. RIES: 120.

MS. SLUSARCZYK: That would be most optimal. But on the TEC agreement I don't believe that covers the customers on the State Route 45 supply line.

MR. PETERSON: See, I thought it did.

MS. SLUSARCZYK: There was talks during that.

MR. PETERSON: Maybe I'm mistaking talks with what the actual agreement was.

MS. SLUSARCZYK: We were told what do you want our bulk bat water rate to be, and I would swear I had received a letter saying I would bill that price. I can't find the letter. I haven't had a whole lot of time to look for it, but it's not in the file with the Warren water agreements and that would be the first place I would have stashed it. So did that -- was that temporary, was that forever, was it only until the TEC agreement got into place, I don't know. I was not part of those talks with Warren when that agreement was passed. All I can say is I believe that the new agreement with the City of Warren stipulates the new supply line, the new 24-inch line.

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MR. PETERSON: I could have sworn somewhere it addressed that, but I could be wrong.

ATTY. RIES: I'll double-check that. The letter's not gonna be legally binding. I'll double-check the agreement for that. My plan is to reach out to even Enzo with these various issues with the incorrect billing under the Matalco agreement and then for TEC needing more notice. I'll send you a draft before I send it out to him. And then depending on where we are maybe arrange a meeting with representatives from the City of Warren.

MS. SLUSARCZYK: Well, for TEC they're not using water yet. So they gave us ample notice for the billing rate when they do start pulling water.

ATTY. RIES: Yeah. That's why I need to check the agreement to see the scope of it. But I'll send you a draft letter.

MR. PETERSON: What to you suggest we pay in the meantime?

ATTY. RIES: Well Matalco's clear, so I think we just pay that according to the Niles rate that was set up in their pricing system. That was very straightforward. It was just a billing error from the City of Warren. In the meantime I've already let Enzo know we're not paying any of the other invoices until we get this resolved because it was billed in the middle of a cycle. So I'll include that in the letter with him.

MR. PETERSON: Okay.

MS. SLUSARCZYK: Okay.

MR. PETERSON: Are you good with that? Okay. Anything else, Cindy?

MS. SLUSARCZYK: I have a letter for the U.S.E.P.A. for you to sign. And then Darren has approvals. Darren, do you want me to do the Summit Supply?

MR. BIGGS: I think I can get them all. That way I won't get confused. I think maybe just make sure I don't miss any, how's that.

MS. SLUSARCZYK: The other thing was just a reminder, under my notes, was for Scott's resignation. But that was it.

MR. PETERSON: Okay. Any questions for Cindy?

MR. SULLIVAN: No.

5. Superintendent's Report

MR. PETERSON: Superintendent's report. Darren, you're up.

MR. BIGGS: I just need some permission for some charges. I had to order some hydrants -- you know, some \$5 stuff, repair clamps and whatnot, Core & Main, \$14,315.09.

MR. PETERSON: What was that, 14 thousand --

MR. BIGGS: \$14,315.09.

MR. PETERSON: Okay. I'll make a motion we pay Core & Main for supplies for \$14,315.09.

MR. SULLIVAN: I second it.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed.

MR. BIGGS: Summit Supply did some work for us at Hallock Young. It was reimbursable, they hit a hydrant out there; but their bill was \$4,950.

MR. SULLIVAN: I make a motion to pay what, \$4,950.

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

(All respond aye.)

MR. PETERSON: Opposed.

(No response.)

MR. PETERSON: Motion passed.

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MR. BIGGS: Next was the schooling for Kyle Durig at \$610 so he can get his water license.

MR. PETERSON: Is that through OTCO?

MR. BIGGS: It is through OTCO.

MR. PETERSON: Can we do that or do I have to abstain? Can it wait until next meeting, Darren.

MR. BIGGS: That's you guys' rules. It's already done, I will tell you that.

ATTY. RIES: Let's wait then.

MR. BIGGS: It's not so much the price because I got \$1,000, it's any schooling.

MR. PETERSON: Any schooling has to --

MR. BIGGS: So it's a schooling thing, not a price thing. So however you --

MR. PETERSON: We'll just put that on the agenda for the work session. What else you got?

MR. BIGGS: Do I need to do that at the next one?

MR. PETERSON: Yes.

MR. BIGGS: Another one for Summit Supply was Tod and Rustic. It was reimbursable, also replace the hydrant down there, \$5,351.

MR. PETERSON: Make a motion --

MR. SULLIVAN: That was what, five thousand what?

MR. BIGGS: 351 dollars.

MR. PETERSON: Make a motion we pay Summit Supply for work performed for \$5,351 that was reimbursable.

MR. SULLIVAN: Second.

MR. PETERSON: All in favor.

(All respond aye.)

MR. PETERSON: Opposed.

(No response.)

MR. PETERSON: Motion passed.

MR. BIGGS: The last thing I got is the -- our GIS system. It was \$2,400. It was an annual. And what they did was they upgraded us also to a premium package for no extra cost.

MR. PETERSON: That's iamGIS?

MR. BIGGS: It's an annual bill. I didn't get the bill. It was due a while ago, I just got the bill. It didn't go up from the previous year.

MR. PETERSON: We can do that now.

MR. SULLIVAN: \$2,400. I make a motion.

MR. PETERSON: I'll second.

MS. SLUSARCZYK: That's through December 31, correct, not one year?

MR. BIGGS: I don't think it was a January start.

MR. PETERSON: My iamGIS is not year-to-year, it's whenever you pay the bill. So it's whenever you got it in the first place.

MR. BIGGS: I don't know. Do you need to know that, Cindy?

MS. SLUSARCZYK: I just want to make sure that the \$2,400 is for 2024 period and we're not, you know, approving something into next year.

MR. BIGGS: It's a yearly thing.

MR. PETERSON: It's 12 months, it's not yearly.

MS. SLUSARCZYK: But he got the approval in January for the first six months until the CT GIS could be implemented. This is extending the first six months. So that's why I'm thinking this ends December.

MR. BIGGS: You wanted -- well, how did you want that? We already paid the six, right? You wanted another six so that you could be

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MS. SLUSARCZYK: It ends December 31, 2024.

MR. BIGGS: So this is a six-month -- second half of the six month is that what you're telling me?

MS. SLUSARCZYK: That's what I'm asking.

MR. BIGGS: Sounds like it. Because I remember asking you the date on it, if you want to do a six or a twelve. So I don't remember the date then.

MS. SLUSARCZYK: Okay, I'll look. I'll make sure. You're good either way.

MR. PETERSON: Yes. Have you got anything else, Darren?

MR. BIGGS: With regards to LEC, they're up to taking 1,800 gallons per minute, and that's as much as we can give them even with our pump running. There's times that we lost water out of the tank, it won't keep up. So from talking with them, all that we can -- that's where they were gonna stay until we can get it --

MR. PETERSON: Until we can get our end fixed.

MR. BIGGS: Yeah. I told them we can't give them any more, we just can't with everybody else. So that's where we ended up. If I remember right, I think they were looking to 20 -- over 2,300 and what we're giving them is 18. That would give them the 3.4, 3.5 million. So we got a ways to go.

MR. PETERSON: Yeah.

MR. BIGGS: And that's all I have.

MR. PETERSON: Okay. Are you ordering the stuff for the air release, or is that something Chris is doing?

MR. KOGELNIK: Darren will ultimately order it, but I'm just going to be providing him the information.

MR. BIGGS: Yeah. What I'm thinking is, Chris, I'll talk with you, we'll figure if you want nine or in places and whatnot, and then I'll have to come to you guys with the cost, whether it's gonna be the nine or --

MR. PETERSON: It's approved.

MR. BIGGS: Everything?

MR. PETERSON: We approved it. You're good to go.

MR. BIGGS: All right.

MR. KOGELNIK: So what we would do, correct me if I'm wrong, we would just basically make this a public works project, it's bid out, it's a \$200,000 project.

MR. BIGGS: For that much everything would have to be, right.

MR. PETERSON: Yeah, you're gonna have to bid it out.

MR. KOGELNIK: Yes.

MR. BIGGS: Are you gonna take care of that, Chris?

MR. KOGELNIK: Yeah, we'll definitely -- whatever it takes at this point.

MR. PETERSON: Are you sure? We're trying to make it faster right now. Regardless, you gotta bid it out.

MR. KOGELNIK: You and Chris Brubaker had this idea. Can we tap that existing copper tubing coming off the air release valve right here?

MR. PETERSON: Is there corps to each one of them?

MR. KOGELNIK: A ball valve.

MR. BIGGS: Just a shut-off valve. There's only one directly right out here. It runs -- it comes off the road a little bit, two-inch copper elbows, air release, inside that vault. That is the only one that we know of, and according to the drawings that actually has a cork on it. The other ones are all ball valves; and we don't know definitively if it's open/close, some of them spin, some of them we don't want to turn. If we do too much of with that and we can't turn those off we gotta turn that line

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off, and that's our whole supply.

MR. PETERSON: I was just wondering if there was corps and we could bleed them off.

MR. BIGGS: Eight out of the nine. The only one out here that has a corp is that one.

MR. PETERSON: I'm trying.

MR. KOGELNIK: So are we. So is Darren.

MR. PETERSON: Okay. Anything else, Darren?

MR. BIGGS: No. I'm good.

MR. PETERSON: Okay. Any questions for Darren? Seeing none

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MEMBER COMMENTS:

MR. PETERSON: Member Comments. Mike, have you got anything?

MR. SULLIVAN: Yeah. I'd like to know where we're at as far as the employee transferring or do we have a replacement or can we hold them until we get a replacement.

MR. BIGGS: If you're asking me, Mike, it's a done deal. They already took him, he resigned. You have the letter there. He resigned on the 19th and started over there on the 22nd. He's been working there this week, but it's just it needs your official approval is all it is. It's a done deal.

MAYOR WOODWARD: This BPA meeting was supposed to be last week so --

MR. PETERSON: They were asking us, but we moved the meeting. So --

MR. SULLIVAN: And another issue that we interviewed the two people that were very close. We hired the one and we told the other guy to go to the maintenance department because they were hiring. Did they hire him?

MR. NELDER: Who was that?

MAYOR WOODWARD: Atwood.

MR. BIGGS: I don't believe so, was that the name?

MAYOR WOODWARD: Dennis.

MR. BIGGS: No, we did not.

MR. SULLIVAN: Do we reach out to him?

MR. BIGGS: I still have his application.

MR. PETERSON: Yeah. We've already re- advertised, correct?

MR. BIGGS: Yes.

MR. SULLIVAN: Have we got any response?

MR. BIGGS: No.

MR. SULLIVAN: None?

MS. SLUSARCZYK: Not one.

MS. BLANK: That's why I was trying to help with advertising. I'm trying.

MR. SULLIVAN: I wonder if we could reach out to him, see if he's interested. Matt?

MR. PETERSON: I say you advertise, now we gotta wait until the end of the advertisement.

MS. BLANK: The advertisement is up in a few days.

MS. SLUSARCZYK: He can re-apply with the advertisement though if the individual is aware that the job is open again.

MR. CAMPBELL: The advertisement was in the paper and it's good through August 2.

MR. PETERSON: Now his application was still with us so we can still --

MR. BIGGS: We can. I just need to know all the politics, if

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you will, because I mean it is a new position again, he applied for the old one and all that, you know what I mean. I just want to make sure I do it right so -- plus I don't know --

MR. SULLIVAN: Well, would it be wrong to reach out to him and tell him to re-apply if he's interested?

MR. BIGGS: Not at all. No, huh-uh.

MR. SULLIVAN: I think that's what we should do.

MR. BIGGS: Mike, we can reach out to anybody and tell them to apply.

ATTY. RIES: If he already has the application you don't ask have to ask him to re-apply. It would be a matter to reach out and see if he's still interested since you don't have any other applications and put it out in general circulation.

MR. BIGGS: I could have used that one if he gives me permission. But seeing that it's a new position that we have to re-advertise and that was my thing.

MR. PETERSON: Yeah, because we advertised the position.

ATTY. RIES: Okay. So what would the new position be?

MR. BIGGS: It's an open position.

MR. PETERSON: It's an open position.

MR. SULLIVAN: It's really the same position. It's laborer, right?

MR. BIGGS: Slash foreman. We got openings now so --

MR. CAMPBELL: I can read it for you. Seeking a full-time foreman and/or a laborer machine operator.

ATTY. RIES: I think you're covered there with that, yeah.

MR. PETERSON: We're still good. Okay. So I guess I'll make a motion reluctantly to approve Scott's resignation. We need to approve his resignation still.

MR. SULLIVAN: I guess if he's already in there.

MR. PETERSON: Kovac -- am I saying that --

MS. SLUSARCZYK: Kovacic.

MR. SULLIVAN: Second.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed. And August 2 I assume, Darren, you're gonna -- hopefully you get some applicants, fairly good applicants. Is it on OTCO?

MR. BIGGS: It is, yeah.

MR. PETERSON: I'll be in a class for the next two days, I'll try to promote you.

MR. BIGGS: Other than that, I'll need to find time to interview or whatnot to go through that, and then we can put it on the agenda and get somebody in there.

MS. SLUSARCZYK: Speaking of the advertisement, we needed a motion to advertise retroactive.

MR. PETERSON: I make a motion we retroactively advertise for the open position in the department.

MR. SULLIVAN: I'll second. But I thought we already did that.

MS. SLUSARCZYK: You did.

MR. PETERSON: But we need official Board action to advertise. We just got ahead of the game.

MS. SLUSARCZYK: We got it verbally. We have to have it on record.

MR. PETERSON: All in favor?

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(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed. Any other member comments?

Mike?

MR. SULLIVAN: Yeah, I gotta ask a stupid question. You know the whole Lydia Drive, Elizabeth; they're all on Warren water, right?

MR. BIGGS: No, that's Niles.

MR. PETERSON: That's Niles.

MS. SLUSARCZYK: Uh-huh.

MR. SULLIVAN: What do we have as far as residents on -- are they all on Niles?

MS. SLUSARCZYK: Within the Village?

MR. SULLIVAN: Yeah.

MS. SLUSARCZYK: The majority of residents are on Niles water. The older homes on Tod Avenue on the opposite side of the road of the Warren water line -- or the same side of the road as the Warren water line have Warren water. If they connected later after we -- there's a period in time where we didn't annex, so those homes connected to Warren water.

MR. SULLIVAN: That's a very small number, correct?

MS. SLUSARCZYK: I would estimate maybe 20. I've never counted them. I know I do have some up there that made a request to connect to our water system, but because they would have to go across State Route 45 to connect to it the expense exceeds the practicality.

MR. SULLIVAN: Okay. That's just --

MR. PETERSON: Yeah. No, that's an honest question. Okay. Anything else?

MR. SULLIVAN: No.

QUARTERLY APPROVAL OF BILLING ADJUSTMENTS:

January, April, July and October

MR. PETERSON: Okay. Quarterly approval of billing adjustments for July.

MR. SULLIVAN: Second.

MR. PETERSON: All in favor?

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed.

ADJOURNMENT:

MR. PETERSON: And just a motion to adjourn.

MR. SULLIVAN: So moved.

MR. PETERSON: Second. All in favor?

(All respond aye.)

MR. PETERSON: Motion passed.

(The meeting ends at 5:30 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

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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 13th day of August, 2024.

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

Submitted:

Approved By:

Cinthia Slusarczyk, Clerk

Christopher Peterson, President