

July 5, 2023

PROCEEDINGS

Lordstown Village Council Regular Meeting

(WHEREAS, the regular meeting before the Lordstown Village Council commenced on Wednesday, July 5, 2023, at 6:05 p.m. and proceedings were as follows:)

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

MAYOR HILL: Bill, could we have roll call.
MR. BLANK: Mayor Hill?
MAYOR HILL: Present.
MR. BLANK: Mr. Bond?
MR. BOND: Here.
MR. BLANK: Mr. Liming?
MR. LIMING: Here.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Present.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Here.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Here.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Here.
MR. BLANK: Clerk Blank, present.
Treasurer, George Ebling?
MR. EBLING: Here.
MR. BLANK: Solicitor Matt Ries?
SOLICITOR RIES: Present.
MR. BLANK: Police Chief Brent Milhoan?
CHIEF MILHOAN: Present.
MR. BLANK: Fire Chief Travis Eastham?
CHIEF EASTHAM: Present.
MR. BLANK: Planning and Zoning Administrator, Kellie Bordner?
MS. BORDNER: Present.
MR. BLANK: Parks, Building and Grounds, Street Commissioner, Ron Hickox?
MR. HICKOX: Here.
MR. BLANK: Board of Public Affairs?
MR. PETERSON: Here.
MR. BLANK: Engineer Chris Kogelnik?
MR. KOGELNIK: Present.
MAYOR HILL: Entertain a motion for adoption of the agenda.
MR. LIMING: So moved.
MAYOR HILL: Moved by Liming.
MR. BOND: Second.
MAYOR HILL: Second Bond. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
I'll entertain a motion for the disposal of the minutes, public hearing June 20, 2023, regular meeting June 20, 2023.

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MR. SHEELY: So moved.
MAYOR HILL: Moved by Sheely. Second?
MR. CAMPBELL: Second.
MAYOR HILL: Second by Campbell. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
MR. SHEELY: Aye.
MR. MOSELEY: Aye.
MR. RADTKA? Aye.
MR. CAMPBELL: Aye.
MR. BOND: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)
Abstain?
MR. LIMING: Abstain.

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

MAYOR HILL: Motion carries 5 and 1 abstention.
Motion for payment of the bills.
MR. LIMING: So moved.
MAYOR HILL: Moved by Liming. Second?
MR. CAMPBELL: Second.
MAYOR HILL: Second by Campbell. Comments?
(NO RESPONSE FROM COUNCIL.)
All in favor?
COUNCIL: Aye.
MAYOR HILL: Opposed?
(NO RESPONSE FROM COUNCIL.)

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

Motion carried.
I did get a letter from the Police Chief. It is actually correspondence, but I'll read it under my report. It's to me. It says: "Dear Mayor Hill: On June 20, 2023, at 1913 hour while working the afternoon shift and sitting at the red light at Salt Springs and Tod Avenue, Sgt. Michelle Mercer observed a white Mercedes with dark tinted windows travelling northbound through the intersection. The interior of the vehicle was not visible due to the tinted windows. Sgt. Mercer made a right turn onto Tod Avenue to get behind the vehicle and prepare to make a traffic stop for illegally tinted windows. Prior to making the stop, the driver of the Mercedes pulled into K-9 Officer Blank's driveway. Thinking the driver was trying to avoid her, Sgt. Mercer drove past and turned around a couple houses down and waited to see if the vehicle exited Officer Blank's driveway. Sgt. Mercer called Officer Blank to see if he was familiar with the white Mercedes and if it had permission to be in his driveway, but he didn't answer his phone. She left a message for him to call back. At this time, Sgt. Mercer observed the white Mercedes pull up to the end of Officer Blank's driveway sit there a few minutes and then back down driveway towards the garage, at which time, Sgt. Mercer received a return call from Officer Blank, who advised he

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was not familiar with the vehicle.

Sgt. Mercer pulled into Officer Blank's driveway and observed a black male exit his vehicle. Mercer asked the male for identification and advised him the reason he was being stopped. Initially, the driver of the Mercedes said that he was just going to turn around but then had no answer why he backed down the driveway to Officer Blank's garage. At this time, Officer Blank exited his residence and asked Sgt. Mercer if she would like him to run K-9 Jochie around the vehicle for an external check, which she indicated she would. School Resource Officer Harrison was working the afternoon shift with Sgt. Mercer and arrived at that time to assist. Canine Jochie alerted on the vehicle, which provided the officers probable cause to search. During the search, officers located suspected drugs, items consistent with packaged drugs and \$19,960 in cash. The suspected drugs and cash were seized, and the suspected drugs are being sent to the lab for analysis.

It should be noted that the tint meter on the windows of the Mercedes was at 15.5 percent. Ohio law requires window tint to be at least 50 percent. The results of the tint meter were shown to the driver.

I commend Sgt. Mercer for her work at this traffic stop investigation. Because of her willingness to be proactive, although what people consider a minor traffic violation, a known drug trafficker was removed from our Village. In addition to the obvious safety benefits and pending laboratory analysis, our department could significantly benefit financially from this seizure. Respectfully, Chief of Police, Brent B. Milhoan."

And I have to give a shout out to our Police Department, also. We've had a lot of good PR since we've gotten the dog, and it just goes to show that they are trying to look out for the best for our residents.

That's it for the Mayor's report.

Is there a Clerk's report?

MR. BLANK: No report, Mayor.

MAYOR HILL: Solicitor's report?

SOLICITOR RIES: No report, Mayor.

MAYOR HILL: Treasurer's report?

MR. EBLING: No report.

MAYOR HILL: Board of Trustees of Public Affairs report?

MR. PETERSON: No report, Mayor.

MAYOR HILL: Village Engineer's report?

MR. KOGELNIK: Mayor, I spared you all a report for tonight. Primarily because just trying to get a bunch of information from our staff after the holidays. So, I will provide a written report to you all later.

Primarily, over the past month, we've been working on Lipkey Road waterline issue; and the two issues, predominantly, with TEC; and plan review and the drainage issue on Henn Parkway. If there's any questions, I'll take them now. Thank you.

MAYOR HILL: Thank you.

Special reports. Police Chief Milhoan?

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- CHIEF MILHOAN: Yes, Mr. Mayor. I've submitted my monthly report for June, answer any questions if you have any.
- MAYOR HILL: Questions for Brent?
(NO RESPONSE FROM COUNCIL.)
Fire Chief Eastham?
- CHIEF EASTHAM: Yes, Mr. Mayor. We did start our full-time staffing on schedule. And, as of July 1st, 8 a.m., thanks to the Clerk's office for helping to get me going on it and Solicitor Ries. It was a lot of work to be done all at once.
We're covered pretty well through the month of July, and then once we get the other two hired in August, we should be even better off. But we are a lot better the month of July than we have been in a long time for coverage. So, it's working out and I'm glad everyone pitched in and put forth a lot of work and effort into it to get us that far. So, I just want to thank all the people that on it.
- MAYOR HILL: Thank you. Any questions for Travis?
(NO RESPONSE FROM COUNCIL.)
Planning and Zoning Administrator, Kellie?
- MS. BORDNER: Yes, Mr. Mayor. Following the Village Council's denial of Trumbull Energy Center's requested zone change at the Council meeting on June 5, 2023, and the directive from Council that a cease and desist be issued to TEC, the Planning and Zoning office issued a stop-work order and letter dated June 9, 2023, which was also supplemented with a letter from the Village Solicitor on the same date.
Thereafter, on June 16, 2023, the Village received a letter from Attorney Matthew Warnock of Bricker and Graydon, legal counsel for TEC, stating that they are not required to stop and will not be stopping the construction work on the Trumbull Energy Center. This matter is now in the hands of Village legal counsel.
Additionally, it was also learned that the NPDES permit from the Ohio EPA, which authorized Trumbull Energy Center to discharge their production wastewater into Mud Creek, expired on January 31, 2023. Through numerous conversations with the Ohio EPA in Columbus and the Northeast District office in Twinsburg, I was able to further learn that documentation requesting a renewal of the original NPDES permit was filed by TEC on August 2, 2022, with the Ohio EPA and is currently pending determination. I have been assured by the Ohio EPA that the proper Village officials, along with residents of the Village of Lordstown, will have the opportunity to offer statements, documentation, etc., during the public comment period, which has not yet come up.
I was advised that such notice of public comment period will be placed in the Tribune Chronicle and on the EPA website.
That's all.
- MAYOR HILL: Thank you. Any questions for Kellie?
(NO RESPONSE FROM COUNCIL.)
Parks, Grounds, Buildings, Street Superintendent, Mr. Hickox?
- MR. HICKOX: Thank you, Mayor. The scrap tire drop off is over. We're just waiting on paperwork from our vendor so I can turn it in and get reimbursed for our grant from the Geauga/Trumbull

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Solid Waste District.

We have been working on storm drain repairs at various locations.

At the park, baseball season is over and we're switching to soccer mode.

We've been mowing roadsides and grounds.

Weed eating around signs and guardrails.

And branch trimming around the Village at the road signs and signs and anything else where there's a sight obstruction.

That's all I have.

MAYOR HILL:

Any questions for Ron?

(NO RESPONSE FROM COUNCIL.)

Thank you.

Bill, do we have any correspondence?

MR. BLANK:

No correspondence, Mayor.

MAYOR HILL:

Public remarks. If you'd like to make a public remark, after I acknowledge you, please stand up and give your name and address so we can get it recorded in the minutes correctly.

Mark.

MR. MCGRAIL:

Mark McGrail, 3656 Goldner Lane, Lordstown, Ohio. A couple of people have suggested that I come back and talk about an issue again because I was putting out so much information and what I was saying was a bit confusing. I want to talk again about two letters that were issued last year with regard to the extension of the certificate for TEC. The first came from—well, it was signed by Kellie Bordner and the Mayor, but it also had the approval and the involvement of this body here, along with the Solicitor and, I believe, the Engineer. That letter essentially communicated issues and concerns that the Village had related to the extension of the certificate for TEC and requested that it not be granted.

The second letter was a follow-up letter—first of all, the first letter was dated March 29, 2022. The second letter came from the Mayor dated July 8, 2022, and essentially stated that all issues had been resolved and that all concerns have been resolved, also, and that the letter of the 29th of March should be rescinded.

The one issue that—the main issue I have with that is that letter was written without the authority of this body. And, from what I can tell in talking to people here, is that without the knowledge, whatsoever, of members of Council—at least the full members of Council.

There's a couple of issues with that. First of all, all the issues that supposedly were resolved are not listed in that, so you have no idea what issues were resolved and what remained.

I do know that in reading the concerns listed in the original letter of March 29th that some of those issues are ongoing to this day. So they were not resolved.

I have made a public records request with regards to that letter, in particular, communications and any documentation the Mayor has. He's refused to respond. I believe that this Council should take action to first of all demand, request—however you want to put it—from the Mayor any of that information that exists. Second, you need to rescind that letter and send a new letter stating all the concerns that this Village has with this project over here. Thank you.

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MAYOR HILL: Are there any other public remarks?
(NO RESPONSE.)
Council remarks?

MR. BOND: Yes. I understand one of the main concerns with having a second power plant is noise. And I realize that's hard to qualify, and I realize there's two different plants. But my question is, we've got some people here tonight I see from Goldner Lane area. What is the noise situation there? I have a recording that I copied off Facebook. I don't know if that's typical; if that's a small amount of time, a large amount of time or what. Because I think Council does have some concerns over the noise and the comfort of our residents. Would anybody like to address that at all?

MS. CZOKA: May I speak?

MAYOR HILL: Yes. Please identify yourself, your name and address, for the minutes, please.

MS. CZOKA: Hi. I'm Laura Czoka. I live at 1211 Hallock Young Road. And I made that recording this past weekend while I was sitting having my morning coffee on my front porch, which is at the intersection of Hallock Young and Goldner. So, I am not butted up against the power plant. I do not have the recording with me. I don't have my phone. It's in the car—

MR. MOSELEY: Bob has it—

MS. CZOKA: Pardon me?

MR. MOSELEY: Bob has it on his phone.

MS. CZOKA: Oh, Bob, you should have it. If you don't mind playing that.

MR. BOND: I'd be glad to if I can figure out how to play it here.

MS. CZOKA: Thank you. But it was very loud and if you are watching the video, you will see trucks going down the road—of course, that don't belong on the road—but trucks going down the road, and you don't even hear the trucks over the noise from the power plant. So, I just wanted to address that and let you know that yes that was my video and it's extremely loud. And I think that situation needs to be addressed. I have hopes that this Village can actually become the great village that I moved to and built a home in and where I wanted to live. I wanted to live in a peaceful, country-setting village, and we've turned into just an industrial wasteland. And I'm sorry about that.

(Part of video playing from Mr. Bond's cell phone.)

MS. CZOKA: That's the video.

MR. BOND: Is that typical of what you hear down there a lot of the time?

MR. MCGRAIL: I already spoke, but can I answer your question?

MR. BOND: I can't grant you the authority, but I have no—

MAYOR HILL: Sure, go ahead. I got a couple things I want to say, too, so come on up.

MR. MCGRAIL: Again, Mark McGrail, 3656 Goldner Lane, Lordstown, Ohio. In answer to your last question, is it typical? The thing—one of the issues that I have—and I live a lot closer than the Czokas live to this plant. And Jamie lives a heck of a lot closer.

MR. MOSELEY: A lot closer than anybody.

MR. MCGRAIL: It's right behind his home. The sound level is not consistent. So, for instance, you know back when I sent my text a month or so ago to Council and you offered to come out. The issue is, okay, come on out. But tonight you might—like, tonight

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if you go over to my home and stand on my deck, mostly what you hear is the noise from the Turnpike. There are different sound levels from that plant. Whereas—I believe it was yesterday morning, I'd have to check the date—I took a sound recording of that plant. It was well over 60 decibels. And I'm using an app that the OPSB suggested be used. So, it's up and down, like I said tonight. And it's an issue that has been going on pretty much since it started.

I contacted the OPSB. They told me there's a complaint process, which I've followed, and complained to the people at the plant. And this has nothing to do with TEC, by the way — at least not at this point. Although, I would like to say I'd like to see this issue resolved before TEC goes into operation so that we're not dealing with more noise. But the process, again, nothing against anybody involved. The people at LEC were more than kind in their responses, OPSB has been great. The issues you run into is going back to answering your question, Bob, they came out at a time and did a sound study. It was short in period of time, you know, admitted, but they said it was well within the parameters set up under their sound mitigation protocols. Well, it probably was at that particular period in time. But if you come out, like, I think it was yesterday, 60 decibels. The other day it was 64. And they can hear it at her home. Imagine what it sounds like at my home or at Jamie's home.

MR. BOND:

Well, the reason I asked you, you'd think both plants would be somewhat similar. I think a lot of us sitting up here—and where I live I don't hear it. I live on Highland on the north end and we're just curious as to what the noise is.

MR. MOSELEY:

It's inconsistent.

MR. BOND:

What?

MR. MOSELEY:

You never know when it's going to do it and then sometimes it's making noise constantly. Just like that new plant that they want to build, they want to put the fans up against the back, would be behind Mark's house. Why don't they put the fans out on the front of the road where who cares if you hear the noise on the road. But they're putting them against the residents' houses and then we've got to hear it. But the one behind my house they're on the side. But when the wind all blows to the east, you hear that noise and then when they're blowing off, they're just like the construction. It's all the backup alarms all night long that drive you nuts. You know, you can't sleep. All you hear is beep, beep, beep, beep, beep. And then on top of all the other construction noises, you have the pounding, the banging, you know. I've been fighting this since 2015; but if you don't live by it, you don't care.

MR. BOND:

Well, that's the reason I wanted to have a better understanding—

MR. MOSELEY:

Then people say, "I want to come over and hear." Well, nobody ever shows up. I mean, I know you want to come over here, Bob, but you never know when it's going to happen or when they're going to do it. Sometimes I can tell you when it's going to break down because I can hear it. I've heard it so much that I can tell you another week will be down and then next thing it's shut down.

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MAYOR HILL:

Are there any other public comments?

(NO RESPONSE.)

I'd like to address one issue. And this has gotten a little bit old, you know. Mark McGrail has been coming after me for over seven years on various issues. And I've gotten—it's gotten to the point that it's gotten old. He's requested my phone records. In seven years he's got nothing. Another five months and 26 days, he will get nothing. My father gave me a good name. I'm not going to be the one to squander it. Yes, I did write that letter. I had met with Mr. Siderewicz, who is the developer of the first and the second plant, and he came in and I told him we have light issues. I've talked with First Energy, which owns the substation. They said they did turn the lights down. And when talking to some of the residents, they said it's better. Then every once in a while the lights come on, I call them, they turn them down. I said this is getting old.

Is there a noise issue? I was told that the noise issue was being addressed. I will tell you that I did go to another power plant in Freemont, Ohio, and it was quiet. That's why I had no problem with the first power plant going in. Now, there is some noise. We don't want to have that noise. I agree with you. But it's made out like, well, the Mayor doesn't care and everything else.

You know, I got beat over TJX zone change. Somebody went out and bought a couple signs and we had to go to court for that and walked around and they thought they owned the grounds. I get tore apart, well, the Mayor is ramming this stuff down our throat. This Council votes on everything. Only time I vote is in the case of a tie. Were there some issues on that? Yes, they got resolved. But the power plant, when Mr. Siderewicz came in, we said we can't have the noise. He said we're going to look at the design and try to address that.

And did I write the letter? I wrote it on behalf of myself. I don't need Council's permission for everything I do. But I'm getting tired of my name—you know, some people think that they're the Facebook gurus and they do nothing but trash me on social media. I've had candidate's wives call me derogatory remarks. It's gotten a little bit old, folks. I'm here to represent all the people.

I appreciate everybody who does come here because most of the time we don't have anybody in this audience. You take out the department heads; or the Village Engineer; or the Tribune, who is here; or the candidates, sometimes we have one or two people. So, I appreciate everybody coming. And when you say something, we do listen. I'm tired of getting drug through the mud by the select six off of Facebook. It's gotten a little bit old.

Council remarks?

(NO RESPONSE FROM COUNCIL.)

Committee reports. Finance, Mr. Radtka?

MR. RADTKA:

Yes, Mr. Mayor. I have no Finance report tonight, but we have three pieces of legislation, like to have support for passage tonight. And our next scheduled meeting is Monday, the 10th, at 1:00 p.m.

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MAYOR HILL: Questions for Ron?
(NO RESPONSE FROM COUNCIL.)
Parks, Buildings, Grounds, General Improvement, Streets and Sidewalks, Mr. Moseley?

MR. MOSELEY: No report, Mr. Mayor.

MAYOR HILL: Questions for Jamie?
(NO RESPONSE FROM COUNCIL.)
I guess I have one, Jamie. Has your committee looked at what they want to do for grants the next couple years for paving?

MR. MOSELEY: Well, I thought that had to go through Finance.

MAYOR HILL: You guys have to make the decision of what you want and then it goes to Finance to possibly put it on the agenda if they have to put something out and also if there's any funding there. But your committee has to make the decision on that one.

MR. MOSELEY: Because Ron texted me about that the other day, but I thought that was taken care of through Finance.

MAYOR HILL: No, that's your committee. Any questions for Jamie?
(NO RESPONSE FROM COUNCIL.)
Public Safety and Police, Mr. Liming?

MR. LIMING: No report.

MAYOR HILL: Questions for Lamar?
(NO RESPONSE FROM COUNCIL.)
Public Safety, Fire and EMS, Mr. Campbell?

MR. CAMPBELL: No report other than I'm glad that we have our full-time paramedics on staff. That's going to mean a lot to our residents. That's all.

MAYOR HILL: Thank you. Questions for Terry?
(NO RESPONSE FROM COUNCIL.)
Public Utilities, Mr. Bond?

MR. BOND: No report this evening, Mr. Mayor.

MAYOR HILL: Questions for Bob?
(NO RESPONSE FROM COUNCIL.)
Recreation and Planning, Mr. Sheely?

MR. SHEELY: No report tonight, Mr. Mayor.

MAYOR HILL: Questions for Howard?
(NO RESPONSE FROM COUNCIL.)
Bill, first piece of legislation.

MR. BLANK: From Planning Commission for Second Reading, **AN ORDINANCE AMENDING THE LORDSTOWN VILLAGE ZONING MAP TO RECLASSIFY 5.609 ACRES OF REAL PROPERTY OWNED BY JACKSON RR PARK, LLC, RYAN ENGELHARDT AND JOSEPH CETOR, BEING PARCEL NOS. 45-022150 AND 45—039200 (CURRENTLY BEING CONSOLIDATED), FROM COMMERCIAL HIGHWAY BUSINESS (B-2) TO INDUSTRIAL (I-1).**

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

MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 29-2023 TO INCLUDE AN EXTRAORDINARY MATTER INVOLVING**

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TRUMBULL ENERGY CENTER-OHIO POWER SITING BOARD DISPUTE, TO BE EFFECTIVE JUNE 1, 2023, AND DECLARING AN EMERGENCY.

MAYOR HILL: Comments or motions?
 MR. RADTKA: Motion to suspend.
 MAYOR HILL: Motion to suspend by Radtka. Second?
 MR. LIMING: Second.
 MAYOR HILL: Second by Liming. Roll call.
 MR. BLANK: Mr. Bond?
 MR. BOND: Yes.
 MR. BLANK: Mr. Campbell?
 MR. CAMPBELL: Yes.
 MR. BLANK: Mr. Liming?
 MR. LIMING: Yes.
 MR. BLANK: Mr. Moseley?
 MR. MOSELEY: Yes.
 MR. BLANK: Mr. Radtka?
 MR. RADTKA: Yes.
 MR. BLANK: Mr. Sheely?
 MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules. Is there a motion to adopt?
 MR. BOND: So moved.
 MAYOR HILL: Moved by Bond. Second?
 MR. MOSELEY: Second.
 MAYOR HILL: Second by Moseley. Comments?
 (NO RESPONSE FROM COUNCIL.)
 Roll call.
 MR. BLANK: Mr. Sheely?
 MR. SHEELY: Yes.
 MR. BLANK: Mr. Radtka?
 MR. RADTKA: Yes.
 MR. BLANK: Mr. Moseley?
 MR. MOSELEY: Yes.
 MR. BLANK: Mr. Liming?
 MR. LIMING: Yes.
 MR. BLANK: Mr. Campbell?
 MR. CAMPBELL: Yes.
 MR. BLANK: Mr. Bond?
 MR. BOND: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 41-2023. Next, please.
 MR. BLANK: From Finance Committee for Emergency Passage, **AN ORDINANCE AUTHORIZING THE CLERK OF THE VILLAGE OF LORDSTOWN TO PAY THE SUM OF \$220,658.79 TO THE LORDSTOWN BOARD OF EDUCATION PURSUANT TO THE INCOME TAX SHARING AGREEMENT THE VILLAGE OF LORDSTOWN HAS ENACTED WITH THE LORDSTOWN BOARD OF EDUCATION TO SHARE**

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INCOME TAXES GENERATED FROM EMPLOYEES OF TJX HOMEGOODS AND DECLARING AN EMERGENCY.

MAYOR HILL: Comments or motions?
MR. RADTKA: Motion to suspend.
MAYOR HILL: Motion to suspend by Radtka. Second?
MR. CAMPBELL: Second.
MAYOR HILL: Second by Campbell. Roll call.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.
Motion to adopt?
MR. LIMING: So moved.
MAYOR HILL: Moved by Liming. Second?
MR. SHEELY: Second.
MAYOR HILL: Second by Sheely. Comments?
(NO RESPONSE FROM COUNCIL.)
Roll call, please.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Yes.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 42-2023. Next, please.
MR. BLANK: From Finance Committee for Emergency Passage, A
RESOLUTION ACCEPTING THE ALTERNATIVE TAX BUDGET IN THE FORM AUTHORIZED BY THE TRUMBULL COUNTY BUDGET COMMISSION PURSUANT TO OHIO REVISED CODE SECTION 5705.281 AND DECLARING AN EMERGENCY.
MAYOR HILL: Comments or motions?
MR. LIMING: Motion to suspend.

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MAYOR HILL: Motion to suspend by Liming. Second?
MR. BOND: Second.
MAYOR HILL: Second by Bond. Roll call.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.
Motion to adopt?
MR. RADTKA: So moved.
MAYOR HILL: Moved by Radtka. Second?
MR. CAMPBELL: Second.
MAYOR HILL: Second by Campbell. Comments?
(NO RESPONSE FROM COUNCIL.)
Roll call.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Yes.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Resolution 6-2023.
Next, please.
MR. RADTKA: That's it.
MAYOR HILL: Okay. Old business?
(NO RESPONSE FROM COUNCIL.)
Hearing none, new business. I don't have
anything. Anybody have anything before Ron calls for an
executive session? (NO RESPONSE FROM COUNCIL.)
That will take place after—if there's any other public
remarks.
Will be there be any action taken after that except to
adjourn?
MR. RADTKA: Just to adjourn. I'd like to make a motion that we adjourn to
executive session for imminent litigation with TEC regarding
a stop-work order, inviting all of Council, Solicitor,

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Engineer, Village Clerk and Zoning and Planning
Commissioner.
MR. LIMING: Second.
MAYOR HILL: Motion by Radtka that everybody heard; second by Liming.
Comments or questions on the motion?
(NO RESPONSE FROM COUNCIL.)
Roll call.
MR. BLANK: Mr. Bond?
MR. BOND: Yes.
MR. BLANK: Mr. Campbell?
MR. CAMPBELL: Yes.
MR. BLANK: Mr. Liming?
MR. LIMING: Yes.
MR. BLANK: Mr. Moseley?
MR. MOSELEY: Yes.
MR. BLANK: Mr. Radtka?
MR. RADTKA: Yes.
MR. BLANK: Mr. Sheely?
MR. SHEELY: Yes.

(VOTE: 6, AYE; 0, NAY; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried. Are there any other
additional public remarks? Mark.
MR. MCGRAIL: Mark McGrail, 3656 Goldner Lane, Lordstown, Ohio.
Mayor, you just stated that you wrote that letter on behalf of
yourself and didn't need the authority of the Council, except
here's the letter. It's written on Village letterhead—
MAYOR HILL: I use Village letterhead, Mark, in case you didn't know that.
I'm a Village official—
MR. MCGRAIL: You signed it Mayor, Village of Lordstown, Ohio. This is an
official document from the Village and it did need the
approval—
MAYOR HILL: That's your opinion—
MR. MCGRAIL: You're going to find out I think. But, again, I'm just going to
say, the Mayor just admitted that there were meetings.
That's a public meeting and needed to have some kind of
record filed with the Village Clerk, who retains the records.
You also needed to be informed—and can I just say this—
MAYOR HILL: That's your opinion, Mark. You're not an attorney—
MR. MCGRAIL: And I'm giving my opinion now. The point—and, okay, let's
say it's my opinion, then find out if I'm right or wrong.
That's all I'm asking of you folks on Council is if I am right
or wrong. Was this a public meeting? Did he need your
approval to do this? And where are the records of these
discussions that he had? And I'm going to tell you what
bothers me about this is if you read correspondence after the
date of this letter, it contains many of the issues that I told
you were in the letters—the March 29th letter that continued
to go on and on and on. I think this letter from the Mayor
did a great deal of damage of this Village's ability to deal
with the issues that confront ourselves to this day from LEC
and the ongoing issues with TEC. How long have we been
talking about this noise issue? I know there's correspondence
going back into last year and beyond and before about noise.
And we're still talking about it. This letter is one of the

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MAYOR HILL: reasons you can't get anything done.
Any other public remarks?
(NO RESPONSE FROM COUNCIL.)
You're welcome to stay around while Council is in executive session, but the only thing we'll do after that is to adjourn.
Thanks for coming this evening.

**(WHEREAS, THE REGULAR MEETING BEFORE
THE VILLAGE OF LORDSTOWN COUNCIL
ADJOURNED INTO EXECUTIVE SESSION AT 6:35 P.M.)**

**(COUNCIL RESUMED THE REGULAR MEETING
AND ADJOURNED AT 7:20 P.M.
MOTION BY T. CAMPBELL; SECOND BY BOND.)**

_____, Mayor

_____, Clerk

STATE OF OHIO)
)
COUNTY OF TRUMBULL)

I, Sharon K. Vigorito, a Notary Public, within and for the State of Ohio, do certify that the foregoing meeting before the Lordstown Village Council was written in the presence of witnesses and by me transcribed. I further certify that the foregoing is a true and accurate transcript to the best of my abilities.

Sharon K. Vigorito, Notary Public
My commission Expires May 9, 2027