

June 21, 2022

**PROCEEDINGS**

**Lordstown Village Council Regular Meeting**

**(WHEREAS, the regular meeting before the Lordstown Village Council commenced on Monday, June 21, 2022, at 6:10 p.m. and proceedings were as follows:)**

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

MAYOR HILL:	Bill, roll call, please.
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. Reider?
MR. REIDER:	Present.
MR. BLANK:	Clerk Blank, present.
	Treasurer George Ebling?
MR. EBLING:	Here.
MR. BLANK:	Solicitor Paul Dutton?
SOLICITOR DUTTON:	Present.
MR. BLANK:	Police Chief Brent Milhoan?
	(NO RESPONSE — ABSENT.)
	Fire Chief Travis Eastham?
CHIEF EASTHAM:	Present.
MR. BLANK:	Planning and Zoning, Economic Development, Kellie Bordner?
MS. BORDNER:	Present.
MR. BLANK:	Parks, Buildings and Grounds, Street Commissioner, Ron Hickox?
MR. HICKOX:	Here.
MR. BLANK:	Recreation, Marty Gibson?
	(NO RESPONSE — ABSENT.)
	Board of Public Affairs?
MR. KEVIN CAMPBELL:	Here.
MR. BLANK:	Municipal Engineer, Chris Kogelnik?
MR. KOGELNIK:	Present.
MAYOR HILL:	Entertain a motion to excuse Chief Milhoan, unavailable this evening.
MR. LIMING:	So moved.
MAYOR HILL:	Moved by Liming. Second?
MR. SHEELY:	Second.
MAYOR HILL:	Second by Sheely. Comments?
	(NO RESPONSE FROM COUNCIL.)
	All in favor?
COUNCIL:	Aye.
MAYOR HILL:	Opposed?
	(NO RESPONSE FROM COUNCIL.)

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

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Motion carried.  
Entertain a motion for adoption of the agenda.  
MR. RADTKA: So moved.  
MAYOR HILL: Moved by Radtka. Second?  
MR. REIDER: Second, Mr. Mayor.  
MAYOR HILL: Second by Reider. 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 disposal of the minutes of the regular meeting June 6, 2022.  
MR. SHEELY: So moved.  
MAYOR HILL: Moved by Sheely. Second?  
MR. LIMING: Second.  
MAYOR HILL: Second by Liming. 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 payment of the bills.  
MR. LIMING: So moved.  
MR. CAMPBELL: We're going to exempt from Bill 21.  
MAYOR HILL: Taking bill 21 off the bills. So moved, minus bill 21, by Liming. Second?  
MR. REIDER: Second, Mr. Mayor.  
MAYOR HILL: Second by Reider. 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.  
Under new business, I will be asking for an appointment for a Negotiating Committee. It is not a traditional year for negotiating, so we have not had one.  
We did have a 4:00 BPA meeting, and it was quite light and lively. I had the Clerk run me some figures today because I've had a lot of people ask me. For 2021, revenue for the Water Department was \$5,029,849.87; expenditures were \$5,105,515.13. Been running in the deficit of around \$66,000. And for the period 2020, revenues were \$4.484 million; expenditures were \$4.707 million. In 2019,

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revenues were \$4.567; year-to-date expenditures, \$4.801. They've been running the last three years at a deficit. How many of you people could run your home if you had a deficit for three years? It's a cash deficit; they do have money in carryover.

But, you know, a lot of people have said, "Well, we get a business, they're going to raise our water rates." If we don't get a business, your water rates are going up anyhow because they've been running a deficit for the last three, maybe, four years. I didn't go back to 2018. So when people—you know, I don't know how many people—it's real easy to say wow we've got a deficit. But, you know, when you're running a business, technically, you shouldn't be running at a deficit. The rates probably should have been raised.

A. I know I see on Facebook where people say, "Well, you've got the Mayor talking to people about raising water." That's not me. I don't talk on speakerphone, and I'm not setting the rates for the BPA. We have three BPA members who should take a look at that.

Whether this passes for the power plant or not, that's up to this Council and the BPA. I would only vote in the case of a tie, but I'm getting a lot of credit for it. It's kind of getting old. But, I'd just like everybody to know that the BPA and Council sets the rates. And, anything that happens outside of the Village lines, goes through Village Council. And Village Council also does set—they don't set the water rates, but they set the sewer rates inside the Village—and that's per Ohio Revised Code.

So, I think that if we don't get it, you know, and people say, "Well, they're mismanaging it." I'm not sure how much our water is, but I know in Lisbon it's \$9.96 a thousand. I think we're five or six, somewhere around there. So, you know, Lisbon pays almost double what we pay. The only way we can get water rates is if we produced our own water, which we don't have the facilities.

So, I just want to let everybody know if you hear people running around like Chicken Little saying they're going to raise the rates, three years they've run at a deficit. Whether we get the plant or not, there's only so much money in the till. We have a carryover because General Motors was here for quite a while, and they used a lot of land. I'm aware of it because I do attend BPA meetings sometimes and I talk, but that does not come under the Mayor. So, I just wanted to let the residents know that one way or—you know, if we get the project, the BPA will have to take a look at the rates. If we don't get the project, they're probably going to have to take a look sooner than later. 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 DUTTON: No report.

MAYOR HILL: Treasurer's report?

MR. EBLING: No report.

MAYOR HILL: Board of Trustees of Public Affairs report?

MR. KEVIN CAMPBELL: No report.

MAYOR HILL: Village Engineer's report?

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MR. KEVIN CAMPBELL: I guess we do want to announce we do have another meeting July 5th at 4:00.

MAYOR HILL: Any questions for the BPA?  
(NO RESPONSE FROM COUNCIL.)  
Village Engineer's report, Chris?

MR. KOGELNIK: One second, Mayor, please. Go ahead.

MR. PETERSON: I'd also like Council's permission to have somebody look over the contracts for the TEC project.

MAYOR HILL: That was brought up at the meeting. What's Council's pleasure on that? I know some Councilmen weren't there. But in order for them to have somebody look at the BPA contract—Mr. Dutton, if you'd explain the procedure you explained at the BPA meeting.

SOLICITOR DUTTON: Well, any department of the Village or Village Council or the BPA has a right to request a second opinion, whether it be an engineering opinion or a legal opinion, or whatever, or auditor's opinion. And you'd have to go through the protocol. And Council engages professional consultants, whether they be engineers or lawyers, etc., so Council would have to issue the RFQs, the request for qualifications. You would have to frame the issue—in other words, Council's not aware of what you want, what the BPA wants—in other words, you want a lawyer to look at the legal aspects of the agreement? Or do you want an engineer to look at the engineering aspects of the agreement? Or do you want both? And what are you comparing it with? It's rather unique. This is not a standard run-of-the-mill contract. These are contracts that pertain to a specific project and it's high volume water usage. It doesn't have sewage. And the only comparable that I can think of, that I mentioned previously, is the LEC project, where you have a political subdivision—in this case, the Village—buying water from an outside source, supplying it to a project at volumes in excess of, you know, three, four or five million gallons a day. And we don't have a captive supply of water. So, if you're looking to compare best practices with other like or similar contracts, you're probably not going to find many other than LEC. If you're looking for whether or not there are sufficient legal protections in there, fine, go at it. The problem here is that we have a two-week window. And if Village Council authorizes this today, you would have to get us—frame the question, frame the issue. We would have to come up with the names of several legal or engineering firms. You can provide them to us, and we would send out RFQs, and we would ask them to respond. They would have to be given a sufficient time to respond, usually that's two weeks. Then they would have to give their qualifications, and they would have to quote a price and when they could turn this around. I can guarantee you, all of that will exceed two weeks. So, if Council wants to go at it, you're going to exceed the two-week deferral that the BPA voted on to consider this matter. So, I mean, it's an impossibility of performance, but we will do whatever Council wants us to do.

MAYOR HILL: Well, I guess the question is, is Council okay if they want to go try to hire somebody? It would be through your budget, correct?



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MR. PETERSON: Yes.  
SOLICITOR DUTTON: No, that's not the way you do it. Village Council—  
MAYOR HILL: Has to authorize—  
SOLICITOR DUTTON: —engages.  
MAYOR HILL: Okay.  
SOLICITOR DUTTON: So, we would have to send out requests for qualifications. We would have to solicit responses and then Council would make the decision. You can do it in consultation with the BPA and they can be satisfied. What I'm trying to say is that there's not enough time to do all of that.

MR. SULLIVAN: I don't understand why Council would have to be involved at all.

SOLICITOR DUTTON: There's something called the competitive bidding statutes—  
MR. SULLIVAN: I understand that, but I've never seen that for our legal services as far as the BPA—  
SOLICITOR DUTTON: I gave you an opinion that was requested by Mr. Peterson. Now, he said it wasn't specifically what—but what is the lines of authority between Village Council and the BPA. I cited a specific statute that says that if the Council engage in professional consultants, lawyers, engineers, auditors—we have a state auditor, but we had an independent auditor. I gave you that opinion. I gave you that statute. So whether you agree with it or not, doesn't make any difference. That's what the law says. We have to comply with the statute that says that the Village Council engages in these people. We also have to comply with the statutes that deal with soliciting competitive bidding. And, in every instance where we have hired lawyers or engineers or other professionals, we have solicited proposals, and we have interviewed at least three finalists.

MAYOR HILL: What's Council's pleasure on this?  
MR. BLANK: Paul—I have a question for Paul if you don't mind. Why would you have to go out and get proposals for a legal opinion? They should make a motion not to exceed, say, \$5,000. Why would you have to go out and get bids for that? He has someone who specializes in that contract is why he wants him to look at it.

SOLICITOR DUTTON: I'm saying that's what the competitive bidding statute requires. When we go buy an automobile for \$36,000 or an ambulance for \$76,000, or a fire truck for \$150,000—  
MR. BLANK: Over a certain dollar amount, yes.  
SOLICITOR DUTTON: —we go through competitive bidding.  
MR. BLANK: Not for \$5,000.  
MR. RADTKA: Is there a certain dollar amount you wouldn't have to go out for bid?  
SOLICITOR DUTTON: Well, for \$5,000. By our own rules, you don't have to do competitive bidding for \$5,000. In fact, the threshold amount is less than that. You can't just hand pick people. You just can't say I want to get this person because I think he or she is going to give me the answer I want. That's what competitive bidding is about, dollar thresholds and transparency and independence.

MR. SHEELY: I don't have a problem with them giving it a try.  
SOLICITOR DUTTON: You're giving it a try.  
MR. SHEELY: Well, however we have to do it.  
MR. BOND: I agree with Howard.

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MR. LIMING: I guess I'm all right.  
MR. RADTKA: Have to have the answer and response back by the 5th.  
MR. BOND: Better get busy on it, then.  
SOLICITOR DUTTON: Go at it.  
MAYOR HILL: You've got your answer, gentlemen.  
MR. BLANK: Not to exceed what?  
MR. SHEELY: \$5,000—  
MR. BLANK: Well, that needs to be in somebody's motion.  
MAYOR HILL: Make a motion under new business. Okay. Anything else from BPA?  
  
MR. BOND: Aren't we going to vote on the motion?  
MR. LIMING: No, new business.  
MR. RADTKA: Do it under new business.  
MAYOR HILL: Do it under new business. Okay. Village Engineer's report?  
MR. KOGELNIK: Real quick. I'm doing the M&M plan review with Kellie. And I'm also working with Ron on his local roads where I have to go out and make application for OPWC for funding on those local roads. So, I'm working with Ron on that. We did nominate STBG funds, which I told you we would do, for your federal aid routes. So that's already in the works. That's all I have. Any questions?  
(NO RESPONSE FROM COUNCIL.)  
Thank you.  
MAYOR HILL: Special reports. Chief Milhoan is not here. I know Captain Bordonaro is here. Do you have anything?  
CAPT. BORDONARO: No, Mayor.  
Fire Chief Eastham?  
CHIEF EASTHAM: I do have a report tonight, Mr. Mayor. I did talk with Barton Malow again today about the pond issue. They pulled most of their large machines out that's capable of dredging that pond. So, they said we're not dead in the water. They are reaching out to local contractors and getting bids. They're looking at having a local contractor come in and do all the work. As of right now, as long as it stays in the \$20,000 range, he says they're confident they'll pick up the whole bill on it. If it's something more than that, then they're going it come to us and see what we would like to do if it's over that. But they said they're confident to go up to \$20,000 for whatever needs done.  
MAYOR HILL: Thank you. Are there any questions for Travis?  
(NO RESPONSE FROM COUNCIL.)  
MR. BOND: Thank you.  
MR. LIMING: Thank you.  
MAYOR HILL: Planning and Zoning Administrator and Director of Economic Development, Kellie?  
MS. BORDNER: Yes, Mr. Mayor. I just wanted to thank Travis for all the work that he's done in the last two weeks to try to find a reasonable solution relative to the pond. Hopefully, that will work out.  
I would also like to ask that Council consider the Hallock-Young legislation be passed by emergency so that the relocated Hallock-Young roadway may be open to the public.  
MAYOR HILL: Thank you. Any questions for Kellie?  
(NO RESPONSE FROM COUNCIL.)  
Parks, Grounds, Buildings, Streets Superintendent, Mr.

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Hickox?

MR. HICKOX: Yes, Mayor. The Street Department has been busy with the Hallock-Young Road repaving project. The milling and repairs have been done. The chip and seal portion has been completed. There is a base coat of paving started. They've got one lane eastbound completed. They're going westbound with one lane with a base coat. And they're just about at the main entrance of the FoxConn plant.

Parks Department has been busy mowing the grounds and keeping the baseball fields ready. The roadside mowing is going again and we finished round number two. We're servicing the mower and getting ready to start another round. Our scrap tire collection came and went, and we're just waiting for the contractor to pick up the spoils.

MAYOR HILL: Thank you. Any questions for Ron?  
(NO RESPONSE FROM COUNCIL.)

MR. BLANK: Bill, do we have any correspondence this evening?  
I believe Kellie has two from Planning Commission.

MS. BORDNER: Yes, Mr. Mayor. There's a letter from TJX, Mark Hernon, Regional Real Estate Director, TJX Companies. It's dated May 19, directed to Village Council, regarding the HomeGoods facility located on Ellsworth-Bailey Road, Lordstown, Ohio. "Dear Members: As you may have seen, the construction of the relocated Hallock-Young Road adjacent to our project has been completed. Said construction on the roadway and drainage system has been created in accordance with the dictates of the Lordstown Codified Ordinances.

We hereby submit the required materials and respectfully petition both governing bodies of the Village of Lordstown to accept the roadway and drainage system for public use and dedicate the road as a public roadway accepted for public use.

We look forward to the Planning Commission reviewing our request at its earliest convenience as well as the Village Council."

The second letter that I have is from myself, dated June 14. It is also directed to Mayor Arno Hill and Members of Lordstown Village Council. "On June 13, 2022, following a public hearing, the Village of Lordstown Planning Commission unanimously voted to recommend that the Lordstown Village Council dedicate and accept the relocated portion of Hallock-Young roadway (as identified by the newly prepared Dedication Plat and legal description), as a public street within the Village of Lordstown for public use and maintenance.

Lordstown Planning Commission further unanimously voted to recommend that the Lordstown Village Council pass the necessary legislation to dedicate and accept the relocated portion of Hallock-Young roadway as an emergency, such as was accomplished for Oakview Drive in 2014 and Brookhollow Drive in 2016.

Should you have any questions, please feel free to contact me. Kellie Bordner."

MAYOR HILL: Thank you. Public remarks. After I acknowledge you, please come to the corner of the dais and give your name and

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MR. MCGRAIL: address so we can get it recorded correctly. Mark.  
Mark McGrail, 3656 Goldner Lane, Lordstown Ohio. I just have a question I think. Ron, did I just hear you say the Ordinances are going to go three readings?

MR. RADTKA: No. I said it was going to be up for first reading tonight.

MR. MCGRAIL: First reading. What happens after that? The next time then you can pass it the next time?

MR. RADTKA: It could if it gets emergency consideration. If not, it will probably go second reading.

MR. MCGRAIL: Okay—

MR. RADTKA: Or it could go back, whatever Council's pleasure is.

MR. MCGRAIL: I mean, you and Don were at the last meeting. You know what I had to say about it and my concerns. Instead of, you know, going on again about that, I think I'm think I'm going to leave those comments until the next time around if that's okay—of course that's okay.

MAYOR HILL: I have a question, Mr. Dutton, if you would, please.

MAYOR HILL: I would like to say that public remarks are for the public to make—

MR. MCGRAIL: Okay.

MAYOR HILL: —any remarks they want. Council or the Mayor do not have to respond. This is your time to speak. You're aware of that.

MR. MCGRAIL: Yeah, I understand. All right. My only—can I ask a question—

MAYOR HILL: Sure.

MR. MCGRAIL: —if somebody wants to—

MAYOR HILL: Sure, go ahead.

MR. MCGRAIL: Okay. I'm not going to say everyone doesn't understand, but I don't understand how an entity like Clean Energy Future doesn't have to follow our zoning laws. Is that something that you want to answer or not?

SOLICITOR DUTTON: The Ohio Revised Code preempts local Zoning Ordinances to apply to energy facilities. How that got in the code, you might just guess. But, you are correct.

MR. MCGRAIL: You don't happen to know—

SOLICITOR DUTTON: There are certain aspects of Planning and Zoning codes, site plan review, when you build a structure—

MR. MCGRAIL: Right.

SOLICITOR DUTTON: —and things that involve clean water, the EPA, so forth, sewage. But, as a general proposition in answer to your question, you are correct that the Ohio Revised Code preempts jurisdiction to the state and prohibits local zoning Ordinances to restrict or inhibit or regulate energy facilities.

MR. MCGRAIL: One of the reasons, I think there was a site plan review for LEC.

SOLICITOR DUTTON: There will be a site plan review, but it's very limited, limited in the scope.

MR. MCGRAIL: Right. I understand that.

SOLICITOR DUTTON: There are only certain aspects of it. Whereas, the Ultium plant, the whole 17 categories, TJX, all 17 categories—do you agree with that, Kellie? Where is she?

MS. BORDNER: Yeah, that was based on your opinion from back in 2017 that when we get to that stage, that our Village Engineer, once engaged, would take a look at what the Ohio Power Siting Board has reviewed in order and will determine what part of our codes were not addressed and those will be what would

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be addressed in site plan review.

MR. MCGRAIL: That was it.

MAYOR HILL: Are there any other public remarks? Yes.

MS. KRISHER: Karen Krisher, 4510 Highland Avenue, Lordstown. I don't know the answer to this, maybe someone can help me. Is the water from—no matter, I don't care who it comes from—is the water a public utility just like Ohio Edison?

SOLICITOR DUTTON: I don't understand your question.

MS. KRISHER: Okay. When Ohio Edison wants to come into our Village, they have to have public hearings. They have to submit maps of where their lines are going to go before it's approved. Is water any different? Do we not need to know where this water line is going to go? Do we have any maps at all? I think the residents deserve to know what kind of easements we're talking about; what kind of right-of-ways we're talking about. There are going to be property owners involved. And I think they need to know this before we get into signing a contract.

SOLICITOR DUTTON: For a water line, there is site plan review, but a water line doesn't have to go through the Ohio Power Siting Commission public hearings to put as, say, First Energy or TEC would have to because that's where the jurisdiction—So the preemption applies to energy companies, not water distribution. And easements can go—they could build a line like any utility line in the public easement, which the Village owns, the Village would have to grant consent. It's my understanding—and I don't know this for a fact—but it's my understanding being told by members of Council, that this water line will go on a private easement. That's going to be negotiated with individual property owners.

MS. KRISHER: But if you can't get the property owners to agree to those easements, then this could also hold up the whole project and you're not going to meet your deadline.

SOLICITOR DUTTON: I don't know what the status is of that. I can't answer that questions. You would ask the developer that.

MS. KRISHER: I just think it's something that the residents need to know. Thank you.

MAYOR HILL: Public remarks?

MR. CROUSE: I'm Dan Crouse. I live on Crescent Drive in Warren, and I'm an industrial real estate agent. I know a number of you. I've worked in Lordstown for the last 12 years, including working on the first power plant. I think we're somewhere in the neighborhood of about one and a half billion dollars we brought to the Village. And I'm in the process right now of working with other companies who are looking at this Village. And what happened in the last meeting sends a clear signal that even though they're willing to spend money and willing to make improvements and willing to do things, that there are facets of this group that are uncooperative. And that's not a good thing. It makes our job a lot more difficult. And given the fact that this Village has the lowest taxes of any organized, any fully-utility-operated district in this county—has the lowest taxes—and half of your property is under current agricultural usage value. That says a lot for these businesses and what they're contributing.



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The second thing that I'd like to say is that one thing we're facing right now in a big way is the cost of money is going up. And just listening to the costs, if half of this project is funded by debt and the cost of that debt goes up three quarters of a percent—which it just did weeks ago and it's going to happen again—that's about 37 and a half million dollars a year that goes to a bank instead of to profit, which could be taxable and that's money to this Village. And I think that if it's a one-percent interest rate, that's about \$375,000 a year, something like that, some number like that, that could be coming here instead of going to a bank. It's something for you to think about. That's a lot of money. Thank you.

MAYOR HILL:  
MR. KRISHER:

Public remarks?

Hi. Jonathan Krisher, 4510 Highland Avenue. I will reiterate the same thing I did at the BPA meeting where how can we justify a business wanting to get water from somewhere else? We're going to open up a legal loophole for any resident that wants to build a house anywhere in this Village. Say they want to get water from Newton Falls and it's not offered. But if you give it to this business, it will be—then you're going to be in a Catch 22 now where you're going to open the Village up to a lot of legal lawsuits because you're giving special privilege to somebody else for a business when every single one of you up there is supposed to represent us out here and you're representing businesses. I've been a resident of this Village for as long as I can remember. And I enjoy it out here. And as of right now, this Village is not the village I grew up in. And this Village is not the same.

And you see all these people driving down our roads, driving like maniacs, speeding down Highland Avenue doing 70, 80, 90 miles an hour, passing you on hills. So, what are you going to do? I understand businesses help the community, but you get to the point where you're just starting to wreck the community with all these businesses.

MAYOR HILL:  
MR. GODDARD:

Any other public remarks?

Vince Goddard, 6317 Highland Avenue. We have a contract that has been presented to us that benefits no one but the Clean Energy Company that came to Lordstown, negotiated on behalf of themselves and no one else it seems. Stated in this contract, the new 24 will be connected to the existing 16 from Warren. It has also been made very clear that this new line will not supply the existing power plant, LEC, which gives Warren surplus water and could give them the power to move south and take more customers from Lordstown. Currently, negotiating is happening for the Li-Cycle Battery plants. The negotiations for that plant have been on hold as they have been asking to connect with Warren but may be forced to go to Lordstown just like Ultium was. If Ultium was forced to go to Lordstown, I wonder what they'll say about a Warren line being ran into town. We had a gift presented to us from MVSD that would help the Village tremendously, but every time we bring it up, it's always a deal breaker for the investors.



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As it was just stated, money is changing today. We have a contract before us for 20 years that has not been voted on, but for 50 cents per 1,000 gallons for 20 years, what will 50 cents be worth in ten years, let alone 20 years? But, here we are, ready to vote on a contract that benefits a company, helps Warren and not Lordstown.

MAYOR HILL:

Public remarks?

(NO RESPONSE.)

Hearing none, Council remarks?

MR. BOND:

Yes, Mr. Mayor. Just a couple things on the agenda here. I noticed we've got a couple here as Council as a Whole, everybody's names seem to automatically go on these. On the first one, I'd like to see my name struck from it as one of the sponsors. I think in the future, we need like an email to come out when we want to do something as Council as a Whole with people specifically down, not just automatically assume everybody is sponsoring it.

Then on some other ones on the agenda from the Utility Committee, this was just passed by the BPA yesterday.

When was this Utility Committee meeting? I didn't see any email come out on it. So, I don't understand how this can be brought forth from the Utility Committee if there wasn't a meeting of the Utility Committee. Maybe somebody can explain that to me.

MAYOR HILL:

I can explain one thing, Bob. I know when you chaired the Utility Committee, you never attended—you attended two out of 80 meetings and this Council had no clue what was coming. And many times, when it was added to the agenda, you came in at 5:00 and picked up your agenda and said, "I had no idea about this."

MR. BOND:

If I came in at 5:00, Mr. Mayor, I think if you're referring to the day of the meeting, go out and check your time and your ability to read the clock. What I am saying is on these things that are marked as coming from Council as a Whole, to automatically assume that every member of Council supports it, has asked for it to be put on the agenda, is wrong.

What I'm saying about the Utility Committee here, on these particular Ordinances, when did the Utility Committee meet on them? Because it says here it was recommended by the BPA and the BPA met yesterday. I did not see that advertisement come across about Utility Committee meetings. Was there a Utility Committee meeting or not?

MR. REIDER:

They just put it under Utility Committee because it's a water project—

MR. BOND:

But, Don, you can't put it on as coming from the committee if the committee has never voted on it.

MAYOR HILL:

Bob, I can agree with that. But how many times have you refused to go to meetings and we had no idea—

MR. BOND:

I never refused if they asked me to go—

MAYOR HILL:

You had a spot on the agenda for every meeting.

MR. BOND:

I could put a spot on the agenda of any committee meeting for you at every meeting, but that doesn't mean you're required to come. If I need you, I would call you and tell you. I asked for that courtesy from them. So, your argument there, I think, doesn't really hold water in this particular situation. I'm asking when did this Utility Committee

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occur? And you say you can agree with that. I would like to know. To me it's false to list it as being from the Utility Committee if they never voted on it and never met on it. How do you do that? You can't just tell me it's something that should be under Utilities so we're going to say they want it.

MAYOR HILL: Well, they—

MR. BOND: —that doesn't hold water.

MAYOR HILL: Bob, I can agree with that but I also know how many times did you look at that and say have to call a quickie meeting because you knew it had to be passed due to time restraints; am I wrong?

MR. BOND: Then they should have done that—

MAYOR HILL: Am I wrong?

MR. BOND: I don't know if you're wrong or not. I'd have to see the particular instance. I know a lot of times, yes, people were informed that we needed something quickly, okay. Nobody even informed us. This occurred yesterday and it's here from the Utility Committee. If they met on it, tell me when it was advertised when the meeting was. If not, I don't think it should be on the agenda if it was on there and it's not from the Utility Committee.

MAYOR HILL: Mr. Reider, do you want—we're going first reading, correct? You can have a meeting?

MR. REIDER: Yes—

MAYOR HILL: That make you happy, Bob?

MR. BOND: Yes, sir.

MR. BLANK: You know, Mayor, they need to go back to committee meetings.

MR. BOND: They should go back. This should not be first reading—

MR. BLANK: Arno, you and I have discussed that. There's not that many committee meetings. You can't call somebody else and say can we bring it in. They're not having committee meetings. Go look through the minutes.

MAYOR HILL: I'll tell you. Nobody is having committee meetings—

MR. BOND: That's what I'm talking about—

MAYOR HILL: Nobody does. And that is a problem. But, you know what? I'm not the committee police—

MR. BLANK: I know.

MAYOR HILL: —and you aren't either. You and I discussed that a while ago.

MR. BOND: This should not go down for first reading because they haven't met on it. Let them meet and—

MAYOR HILL: Pull those two back to committee.

MR. REIDER: We'll pull them and have a Utility meeting this week and it will be right back to you, Bill.

MR. BOND: That would be nice.

MR. REIDER: And put it back on the agenda for next meeting if it ends up being that long. If somebody don't walk, then we won't have to worry about nothing.

MAYOR HILL: Any other Council remarks?  
(NO RESPONSE FROM COUNCIL.)

MR. RADTKA: Hearing none, committee reports. Finance, Mr. Radtka? Yes, Mr. Mayor. I have three pieces coming from the Finance Committee I'd like to have support this evening. Also, my next regular scheduled Finance meeting is the 27th

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at 1:00 p.m. And we have ours every two weeks on Mondays.

MAYOR HILL: Any questions for Ron?  
(NO RESPONSE FROM COUNCIL.)  
Parks, Buildings, Grounds, General Improvements, Streets and Sidewalks, Mr. Campbell?

MR. CAMPBELL: No report.

MAYOR HILL: Questions for Terry?  
(NO RESPONSE FROM COUNCIL.)  
Public Safety and Police, Mr. Liming?

MR. LIMING: No report.

MAYOR HILL: Public Safety, Fire and EMS, Mr. Bond?

MR. BOND: No report except we had a meeting a week ago.

MAYOR HILL: Questions for Bob?  
(NO RESPONSE FROM COUNCIL.)  
Public Utilities, Mr. Reider.

MR. REIDER: No report, Mr. Mayor.

MAYOR HILL: Questions for Don?  
(NO RESPONSE FROM COUNCIL.)  
Rec and Planning, Howard?

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

MAYOR HILL: Bill, first piece legislation.

MR. BLANK: From Council as a Whole For Emergency Passage, **AN ORDINANCE AUTHORIZING THE VILLAGE OF LORDSTOWN TO ENTER INTO A MASTER AGREEMENT FOR FUNDING OF LEGAL, ENGINEERING AND VILLAGE ADMINISTRATIVE COSTS WITH CLEAN ENERGY FUTURE-TRUMBULL, LLC, FOR THE TRUMBULL ENERGY CENTER PROJECT AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?

MR. RADTKA: I'd like to make a motion to remove Mr. Bond's name from Council as a Whole.

MAYOR HILL: Motion by Mr. Radtka to remove Bond's name from Council as a Whole; is there a second?

MR. LIMING: Second.

MAYOR HILL: Second by Liming. All in favor?

COUNCIL: Aye.

MAYOR HILL: Opposed?  
(NO RESPONSE FROM COUNCIL.)

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

Motion carried.

Any other comments or motions?

MR. RADTKA: Motion to suspend.

MAYOR HILL: Motion to suspend the rules by Radtka. Second?

MR. LIMING: Second.

MAYOR HILL: Second by Liming. Comments?  
(NO RESPONSE FROM COUNCIL.)  
Roll call.

MR. BLANK: Mr. Bond?

MR. BOND: No.

MR. BLANK: Mr. Campbell?

MR. CAMPBELL: Yes.

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MR. BLANK:	Mr. Liming?
MR. LIMING:	Yes.
MR. BLANK:	Mr. Radtka?
MR. RADTKA:	Yes.
MR. BLANK:	Mr. Reider?
MR. REIDER:	Yes.
MR. BLANK:	Mr. Sheely?
MR. SHEELY:	Yes.

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

MAYOR HILL:	5, ayes; 1, nay. Motion carried to suspend the rules. Is there a motion to adopt?
MR. RADTKA:	So moved.
MAYOR HILL:	Moved by Radtka. Second?
MR. REIDER:	Second, Mr. Mayor.
MAYOR HILL:	Second by Reider. Comments? Yes, Bob—
MR. BOND:	Did someone say something? I don't want to jump ahead of them if they did. This covers the engineering costs on this, my understanding of it, with the funding of that. What I'm wondering is the regulatory concept of this and as far as being able to make your required PSIs at all locations and stuff, is this going to be able to be complied with? I've got a report here from Bob McNutt. I talked to the Utility Superintendent here Darren Biggs and asked about the regulatory things on this. What risks and stuff were involved in it, and he contacted them and got back to me with this. It's a report. If you'd like I'd be glad to read into the record. It won't take long. It says—I'll skip the preamble. "First, a quick Google search found about 191,000 articles in 0.12 seconds. Many of these references are academic, scholarly articles regarding how to evaluate, quantify and improve R&R. In addition, this primarily falls under the title of Good Engineering Judgment and Practices. Regulatory, required pressures — as a water utility, you are required to maintain pressures to all points of connection at or above 35 psi. If we lost the sole 24-inch diameter water main, the Village will not be able to maintain 35 psi to LEC, Ultium or the rest of the community. In addition, the Village lacks enough water storage for the daily usage. Presently, the Village has 750,000 gallons to supply LEC and Village customers, which can use up to 3.8 million gallons (MG). Thus, there is about five hours of water stored, should the 24-inch main fail. The backups to the 24-inch main are a 10 inch and 12 inch from Niles, which can convey approximately 400 gpm (0.58mgd). This flow rate is only 16 percent of the needed capacity. And, with Ultium ramping up (using up to 2 mgd) that will further deplete storage. Once the 3 MG tank comes online, there will be some more storage (3.75 MG) to serve 5.8 mgd (provides about 15.5 hours of emergency time). Once storage is dropped low enough (not even used up), areas of the system will drop below 20 psi requiring OEPA notification of a de-pressurization event. This will result in a violation for the Village.

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Risk & Resiliency and Emergency Response Plan (ERP), six miles of transmission main with no redundancy. Main break for any reason (contractor working and hitting, corrosion, surge, valve issue, etc.) is very likely with such a long run of main. This main crosses through areas outside Village control which increases the risk. Risk & Resiliency & ERP require Utilities of identify significant infrastructure or critical assets (the sole 24-inch transmission main), evaluate the risks, and develop a plan to address that risk. This has been done with the Master Water Plan (2020) for the Village. Without any new water demands, a minimum of a 20—inch diameter transmission main to back up the existing 24—inch main would be required. But good engineering and planning includes an eye to the future growth. The Master Water Plan identified and projected additional growth that would require the secondary transmission main to be upsized from a proposed 20-inch main to the currently recommended 24-inch diameter main. Also, for Risk & Resiliency and for projected additional growth, the Master Water Plan recommended an additional 6 MG of storage in the Village system and another 3 MG in Niles to support the Village growth projections. The Village is deficient in storage to provide one day's average demand (LEC 2, Ultium 2, and Village customers 0.4 mgd = 4.4 mgd) and will be deficient even more storage with the addition of any significant users. The Asset Management Plan (AMP) regulatory requirements must also be considered. You can access OAC 3745—87 for Asset Management. AWWA Standards G200 (operations and management of water utilities) provides a lot of guidance regarding proper operations, R&R, etc."

There is something called "Ten States Standards which are basically the Ohio EPA's bible to regulatory compliance for water & wastewater utilities. Here is part of the policy statement that OEPA relies on to require water utilities to properly plan, manage, design and maintain their utility: Policy Statement on Infrastructure Security for Public Water Supplies. Review of public water system security infrastructure and practices has shown an industry-wide vulnerability to intentional acts of vandalism, sabotage and terrorism. Protection from these types of threats must be integrated into all design considerations. Many public drinking water systems have implemented effective security and operational changes to help address this vulnerability, but additional efforts are needed. Security measures are needed to help ensure that public water suppliers attain an effective level of security. Design considerations need to address physical infrastructure security, and facilitate security related operational practices and institutional controls. Because drinking water systems cannot be made immune to all possible attacks, the design needs to address issues of critical asset redundancy, monitoring, response and recovery. All public water supplies need to identify and address security needs in design and construction for new projects and for retrofits of existing drinking water systems:

1. Security shall be an integral part of drinking water system design. Facility layout shall consider critical system assets



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and the physical needs of security for these assets.

Requirements for submitting, identifying and disclosing security features of the design, and the confidentiality of the submission and regulatory review should be discussed with the reviewing authority.

2. The design should identify and evaluate single points of failure that could render a system unable to meet its design basis. Redundancy and enhanced security features should be incorporated into the design to eliminate single points of failure when possible, or to protect them when they cannot reasonably be eliminated.

3. Consideration should be made to ensure effective response and timely replacement of critical components that are damaged or destroyed. Critical components that comprise single points of failure (e.g., high volume pumps) that cannot be eliminated should be identified during design and given special consideration. Design considerations should include component standardization, availability of replacements and key parts, re-procurement lead times, and identification of suppliers and secure retention of component specifications and fabrication drawings. Readily replaceable components should be used whenever possible and provisions should be made for maintaining an inventory of critical parts.

Without the existing 24-inch water main, we cannot serve LEC and Ultium. Without a backup to the existing 24-inch main, we cannot serve these large industrial customers in the event of a break on the existing 24-inch water main.

Therefore, the Village needs a secondary transmission main with sufficient interconnections to properly reinforce the water system to the Village." That's why you need the MVSD type solution to this where you have a 24-inch line out here. It says, "if you have any further questions, please let me know. Thank you. Bob McNutt, PE Senior Project Manager." This—

MR. BLANK: Sharon needs a copy of that.

MAYOR HILL: How does that tie into our reimbursable agreement?

MR. BOND: I think we need to be looking that way instead of just the way Mr. Siderewicz has asked. We've got to take care of our Village first, our residents first. That's why these people are here tonight. They want to know what's going on.

MAYOR HILL: Have you talked to the MVSD personally?

MR. BOND: Yes.

MAYOR HILL: What did they say? And, you know what, they had me write a letter saying they don't want—

MR. BOND: I talked—

MAYOR HILL: Hold on. Let me finish. They don't want to stop this project. They are also seriously still considering running that 24-inch parallel line. They want to see what this Village is going to do because they really don't think that the City of Warren can provide it all. And they're seriously still thinking about running that line. Now—

MR. BOND: Well, when I talked to him was when that first came out that there's a letter that came from the Village asking that they step back from this. They told me they have not officially stepped back, and they are not doing anything to interfere



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with things right now, is my understanding of it. The guy sounded like he was walking on egg shells. I talked to him briefly on the phone. It wasn't any in-depth conversation, and I'm not going to say who it was. Now, this is what I had found. This is what people are here for. They want to know what is going on. They're worried. I mean, we got a pandemic era a lot of stuff is up in the air, the whole world—but that is why I think we need to be looking at all of this consideration of this. And I think this one tonight should go first reading. That's my thoughts. Thank you.

MAYOR HILL: Any other comments?

MR. RADTKA: I have a question for the Solicitor on this. This Ordinance, this is for the authorization for the funding of legal expenses and engineering expenses if the TEC project would go forward, correct?

SOLICITOR DUTTON: Yes.

MR. RADTKA: And if there's no project—

SOLICITOR DUTTON: Yes and this parallels what you negotiated with LEC. Only when we had LEC, we had about another eight or nine million dollars of infrastructure expenses, pump stations and water lines and so forth. In this case, we have no infrastructure. The only expenses that the Village has are legal and engineering expenses. And the developer, at the insistence of the Village, has agreed to reimburse the Village for those expenses. Now, he has not signed an agreement yet, but he has partially reimbursed legal and engineering expenses, I think, through April 30. So, this simply formalizes going forward.

MR. RADTKA: I believe for the engineering it's back a little further than that.

SOLICITOR DUTTON: He owes about \$9,000 for the engineers and about another \$9,000 for legal.

MR. RADTKA: Okay. There's no TEC, there's no reimbursable—if TEC don't—

SOLICITOR DUTTON: He's not going to reimburse it. I imagine you will stiff us. I don't know if you're going to stiff CT—

MAYOR HILL: I guess my question is—

SOLICITOR DUTTON: —because we've agreed to front—end this up to this point. We've agreed to expend the time, do the work on the if coming. And this simply formalizes it.

MAYOR HILL: And the audience was given the worst-case scenario because LEC taking anywhere from three and a half to five and a half million gallons of water every day is tied in with Warren. And if they have to go to Warren for that so our residents are covered, that can happen. Am I right about that one, Bob?

MR. BOND: Well, I guess you can get it from anywhere that you can run a pipe—

MAYOR HILL: No, no. Basically, they could supply LEC—because you mentioned LEC and Ultium would be such a drain when we'd only have so much volume for the residents. Well, we can require LEC to go over to the Warren system and that would alleviate a lot of the drainage out of the three million gallon water tank. Because if we use 400,000 gallon a day for residents and Ultium takes two, there's six. So, technically, we have five days storage if we want to tell LEC that they have to go on the Warren line. So, basically, you were narrating the worse case you could have—

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MR. BOND: I was narrating a case that, according to the engineer, is a definite possibility. Whether it's the worst case, I did not ask him that. You're assuming that. You may be right or not.

MR. SULLIVAN: Arno?

MAYOR HILL: Yes.

MR. SULLIVAN: You can pump a million and a half gallons into that tank, though. I mean, it holds only five million, but you can be pumping a million and a half an hour into it.

MAYOR HILL: Mike, you'd know that. I don't know but Bob says if LEC would happen to come online, and he made the scenario—

MR. BOND: LEC is online—

MAYOR HILL: I know but if they had to keep them online if the 24—inch waterline went, Bob is saying that all the residents are going to be without water, and that's not right. Because the Water Superintendent from Warren is here this evening, and they would just switch LEC over to all Warren water until that line is fixed. We serviced the whole GM facilities for 50—some years off a 16-inch line. And I don't know how many water breaks we had but I know—I believe, Franco, four to six hours those water breaks were fixed; am I correct?

MR. LUCARELLI: Normally?

MAYOR HILL: It depends on the nature of the break—

MAYOR HILL: But, you know, Bob had brought up saying if LEC keeps sucking water out of our tanks, we're going to run out of water. Well, we would just tell them they would have to switch over to Warren water and that's part of our Water Department to do that until the issue gets addressed. So if you make the worst case scenario, you're going to have people who are going to believe it, but it's not necessarily true.

MAYOR HILL: Are there any other Council comments?

MAYOR HILL: (NO RESPONSE FROM COUNCIL.)

MR. BLANK: We need roll call.

COURT REPORTER: One second. I need his name that spoke.

MR. RADTKA: Franco—

MAYOR HILL: Franco Lucarelli. Roll call, please.

MR. BLANK: Mr. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

MR. BLANK: Mr. Liming?

MR. LIMING: Yes.

MR. BLANK: Mr. Campbell?

MR. CAMPBELL: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: No.

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

MAYOR HILL: 5, ayes; 1, nay. Motion carries to adopt. Ordinance 22-2022. Next, please.

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MR. BLANK: From Utilities Committee For Emergency Passage, **AN ORDINANCE AUTHORIZING THE VILLAGE OF LORDSTOWN TO ENTER INTO A WATER SUPPLY AGREEMENT WITH THE CITY OF WARREN IN CONNECTION WITH THE TRUMBULL ENERGY CENTER PROJECT AND DECLARING AN EMERGENCY.**

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

MR. RADTKA: Excuse me.

MAYOR HILL: Yes.

MR. RADTKA: Being that the BPA tabled the vote to July 5, I'd like to ask Council if their pleasure be to set a special meeting sometime before July 5 to revisit this, maybe go second reading. Because if then the BPA would pass this on July 5, it's the same day as our next scheduled Council meeting so that we could possibly address this, and we wouldn't hold up TEC with their finance schedule.

MR. LIMING: I thought you're pulling it.

MR. RADTKA: We're going to go first reading.

MR. LIMING: Not pulling it—

MR. BOND: I thought so.

MAYOR HILL: Don said he was going to pull so that he could have a meeting.

SOLICITOR DUTTON: You could do either. You can go first reading and amend it and change the committee designation if the committee meets or you could send it back, whatever your pleasure.

MR. RADTKA: Since we're here, go first reading now and just amend it—

SOLICITOR DUTTON: And amend it to the correct committee after the meeting.

MAYOR HILL: Any other comments?  
(NO RESPONSE FROM COUNCIL.)  
This Ordinance had its first reading. Next, please.

MR. BLANK: From Utilities Committee For Emergency Passage, **AN ORDINANCE AUTHORIZING THE VILLAGE OF LORDSTOWN TO ENTER INTO A WATER SERVICE AGREEMENT WITH CLEAN ENERGY FUTURE-TRUMBULL, LLC, FOR THE TRUMBULL ENERGY CENTER PROJECT AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?  
(NO RESPONSE FROM COUNCIL.)  
Hearing none, this Ordinance has had its first reading. Next, please.

MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE ACCEPTING THE QUOTE OF SIEBERTKECK INSURANCE PARTNERS OF 100 CENTER STREET, SUITE 180, CHARDON, OHIO 44024 FOR COMMERCIAL GENERAL LIABILITY INSURANCE COVERAGE FOR THE PERIOD JULY 2, 2022, THROUGH JUNE 30, 2023, AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?  
(NO RESPONSE FROM COUNCIL.)  
Motion.

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

(VOTE: 6, AYES; 0, NAYS; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.  
Motion to adopt?  
MR. BOND: So moved.  
MAYOR HILL: Moved by Bond. Second?  
MR. SHEELY: Second.  
MAYOR HILL: Second by Sheely. Comments?  
(NO RESPONSE FROM COUNCIL.)  
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. Reider?  
MR. REIDER: 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 adopt. Ordinance 23-  
2022. Next, please.  
MR. BLANK: From Council as a Whole For Emergency Passage, **AN  
ORDINANCE AUTHORIZING AND DIRECTING THE  
MAYOR AND CLERK TO ACCEPT THE BID OF  
PLATFORM CEMENT, INC., OF MENTOR, OHIO,  
FOR THE FINAL SITE WORK ON STATE ROUTE 45  
CORRIDOR IMPROVEMENTS WATER BOOSTER  
PUMP STATION PROJECT 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. Comments?

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MR. RADTKA: Yes, Mr. Mayor. This did pass the BPA last week at their special meeting, just up for passage tonight.

MAYOR HILL: Any other comments?  
(NO RESPONSE FROM COUNCIL.)  
Roll call.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

MR. BLANK: Mr. Liming?

MR. LIMING: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: Yes.

MR. BLANK: Mr. Campbell?

MR. CAMPBELL: Yes.

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

MAYOR HILL: 6, ayes; 0, nays. Motion carried to suspend the rules.  
Motion to adopt?

MR. REIDER: So moved, Mr. Mayor.

MAYOR HILL: Moved by Reider. Second?

MR. CAMPBELL: Second.

MAYOR HILL: Second Campbell. Comments?  
(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. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

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

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 24-2022. Next, please.

MR. BLANK: From Planning Commission for Emergency Passage, **AN ORDINANCE DEDICATING AND ACCEPTING FOR PUBLIC USE AND MAINTENANCE THE RELOCATED PORTION OF HALLOCK-YOUNG ROAD AS A PUBLIC STREET WITHIN THE VILLAGE OF LORDSTOWN AND DECLARING AN EMERGENCY.**

MAYOR HILL: Comments or motions?

MR. LIMING: Motion to suspend.

MAYOR HILL: Motion to suspend by Liming. Second?

MR. SHEELY: Second.

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MAYOR HILL: Second by Sheely. Roll call.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.

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

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

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

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Next, please.  
MR. BLANK: From Finance Committee For Emergency Passage, **AN ORDINANCE AUTHORIZING THE CLERK TO MAKE ALL NECESSARY REVISIONS TO THE REVENUE AND APPROPRIATION BUDGET PURSUANT TO THE AMENDED CERTIFICATE DATED JUNE 21, 2022, 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 Liming. Roll call.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Liming?



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MR. LIMING: Yes.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: 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. REIDER: So moved, Mr. Mayor.  
MAYOR HILL: Moved by Reider. Second?  
MR. RADTKA: Second.  
MAYOR HILL: Second by Radtka. Comments?  
(NO RESPONSE FROM COUNCIL.)  
Roll call, please.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.

(VOTE: 6, AYES; 0, NAYS; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 26-  
2022. Next, please.  
MR. BLANK: From Public Safety and the Fire Department and Emergency  
Medical Services Committee For Emergency Passage, AN  
**ORDINANCE AMENDING ORDINANCE NO. 37-2017  
TO ESTABLISH A SCHEDULE OF RATES AND  
CHARGES FOR EMERGENCY MEDICAL  
AMBULANCE SERVICE TO OTHER POLITICAL  
SUBDIVISIONS BY THE VILLAGE OF LORDSTOWN  
AND DECLARING AN EMERGENCY.**  
MAYOR HILL: Comments or motions?  
MR. BOND: Move for emergency consideration.  
MAYOR HILL: Motion by Bond to suspend the rules. Second?  
MR. SHEELY: Second.  
MAYOR HILL: Second Sheely. Roll call.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.

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MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: 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.  
MR. LIMING: Second.  
MAYOR HILL: Moved by Radtka; second Liming. Comments?  
(NO RESPONSE FROM COUNCIL.)  
Roll call, please.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.

(VOTE: 6, AYES; 0, NAYS; 0, ABSTAINED.)

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Ordinance 27-  
2022.  
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. RADTKA: Motion to suspend.  
MAYOR HILL: Motion to suspend by Radtka. Second?  
MR. SHEELY: Second.  
MAYOR HILL: Second by Sheely. Roll call.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.

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(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. LIMING: So moved.

MAYOR HILL: Moved by Liming. Second?

MR. CAMPBELL: Second.

MAYOR HILL: Second Campbell. Comments?  
(NO RESPONSE FROM COUNCIL.)  
Roll call.

MR. BLANK: Mr. Radtka?

MR. RADTKA: Yes.

MR. BLANK: Mr. Bond?

MR. BOND: Yes.

MR. BLANK: Mr. Reider?

MR. REIDER: Yes.

MR. BLANK: Mr. Campbell?

MR. CAMPBELL: Yes.

MR. BLANK: Mr. Liming?

MR. LIMING: Yes.

MR. BLANK: Mr. Sheely?

MR. SHEELY: Yes.

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

MAYOR HILL: 6, ayes; 0, nays. Motion carried to adopt. Resolution 7-2022. Is there any old business Council would like to discuss at this time?  
(NO RESPONSE FROM COUNCIL.)  
New business. I'd like to appoint for Negotiations Bond and Sheely. An issue came up with the Police Department. I'll entertain a motion for that.

MR. LIMING: So moved.

MR. RADTKA: Second.

MAYOR HILL: Moved by Liming; second by Radtka. Comments?  
(NO RESPONSE FROM COUNCIL.)  
All in favor?

COUNCIL: Aye.

MAYOR HILL: Opposed?  
(NO RESPONSE FROM COUNCIL.)

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

MR. RADTKA: Motion carried.  
Is there anything else before we—  
Yes, Mr. Mayor. I'd like to see what Council's pleasure for to setting up a special meeting next week before the July 5th meeting date. I'll make myself available any evening next week.

SOLICITOR DUTTON: Next week I'm available most evenings at 6:00 except Friday. Wait a second. That's the wrong month. Next week I'm available—not the 27th. I am available the 28th and the 30th.

MR. RADTKA: During the day works for me—

MR. BOND: I'm on vacation. Only day I'm around would be the 27th.

MAYOR HILL: 28th and 29th I'm unavailable.

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MR. RADTKA: 30th?  
MAYOR HILL: 30th I'm good.  
MR. RADTKA: What day is the 30th?  
MAYOR HILL: 30th is Thursday. Unless you want to go with Monday.  
MR. RADTKA: Paul can't do the 27th. So, the 30th Paul?  
MR. BOND: I'll be on vacation.  
MR. RADTKA: 5:00.  
MR. BLANK: I can't be here at 5.  
MR. RADTKA: 6:00, June 30. That's all I have Mayor.  
MAYOR HILL: Anything else before I ask for motions for executive sessions, there's two? Solicitor asked for them.  
MR. SHEELY: Weren't we supposed to make a motion or something for the BPA?  
MAYOR HILL: New business. Anybody want to make a motion for the BPA for \$5,000 in fees for Council to authorize a study for the water plant?  
MR. BOND: I'll make that motion.  
MAYOR HILL: Motion by Bond. Is there a second?  
MR. LIMING: Second.  
MAYOR HILL: Second by Liming. Comments or questions on the motion?  
MR. RADTKA: I think we should just tie a date to it to have a response by July 5th.  
MR. SHEELY: Not to exceed \$5,000.  
MAYOR HILL: Okay, not to exceed \$5,000 and would like a response by July 5. And the BPA will have to work with Council to set up the parameters for that.  
SOLICITOR DUTTON: They would also have to do a conflicts check. You have so many employers here and elected public officials, BPA, here, if that person is related or their spouse is related to someone, it could negate the independence of his or her opinion.  
MAYOR HILL: All in favor?  
COUNCIL: Aye.  
MAYOR HILL: Opposed?  
(NO RESPONSE FROM COUNCIL.)

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

Motion carried.  
Anything else?  
(NO RESPONSE FROM COUNCIL.)  
Solicitor has requested executive session number one.  
Reason?  
SOLICITOR DUTTON: I need to give legal advice, attorney/client privilege, legal advice to my client. It could involve potential litigation.  
MAYOR HILL: Potential litigation. Inviting Mayor, Council, Solicitor, Clerk.  
SOLICITOR DUTTON: If we invite Campbell, invite the other two—  
MAYOR HILL: BPA, Council, Mayor, Clerk, Solicitor. Potential litigation pertaining to water projects. I'll entertain a motion.  
MR. RADTKA: So moved.  
MAYOR HILL: Motion by Radtka. Second?  
MR. REIDER: Second, Mr. Mayor.  
MAYOR HILL: Second by Reider. Comments or questions on the motion? (NO RESPONSE FROM COUNCIL.) Roll call, please, Bill.  
MR. BLANK: Mr. Sheely?

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MR. SHEELY: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: 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 for executive session number one.  
Executive session number two, I believe, we'll have Solicitor, Mayor, Radtka, Reider and Campbell, pertaining to contractual negotiations—and Chris Kogelnik. I'd like to have him there, too. So, contract negotiations pertaining to water. I'll entertain a motion to that effect?  
MR. LIMING: So moved.  
MAYOR HILL: Moved by Liming. Second?  
MR. REIDER: Second, Mr. Mayor.  
MAYOR HILL: Second by Reider. Comments or questions on the motion?  
(NO RESPONSE FROM COUNCIL.)  
Roll call, please.  
MR. BLANK: Mr. Bond?  
MR. BOND: Yes.  
MR. BLANK: Mr. Campbell?  
MR. CAMPBELL: Yes.  
MR. BLANK: Mr. Liming?  
MR. LIMING: Yes.  
MR. BLANK: Mr. Radtka?  
MR. RADTKA: Yes.  
MR. BLANK: Mr. Reider?  
MR. REIDER: Yes.  
MR. BLANK: Mr. Sheely?  
MR. SHEELY: Yes.

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

MAYOR HILL: 6, ayes; 0, nays for executive session number two.  
Is there any other new business at this time?  
(NO RESPONSE FROM COUNCIL.)  
Are there any additional public remarks?  
(NO RESPONSE.)  
There will be no action except to adjourn after we come out of executive sessions. I'd like to thank everybody for coming. You're more than welcome to stay. We'll come out and adjourn the meeting. Thank you for coming.

(WHEREAS, THE REGULAR MEETING BEFORE THE VILLAGE OF LORDSTOWN COUNCIL ADJOURNED AT 7:15 P.M.)

June 21, 2022

\_\_\_\_\_, 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