

November 19,

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RECORD OF PROCEEDINGS
MEETING OF THE LORDSTOWN VILLAGE BOARD OF PUBLIC AFFAIRS
1455 Salt Springs Road, Lordstown, Ohio
November 19, 2024
4:00 p.m. to 5:15 p.m.

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

ALSO PRESENT: Mr. Terry Campbell, Utilities Committee
Ms. Jessica Blank, Utilities Committee
Ms. Jackie Woodward, Mayor
Mr. Tom Cowie, Imperial Communities

RECORD OF PROCEEDINGS taken before me, DEBORAH LAVELLE, RPR, a court reporter and Notary Public within and for the State of Ohio on this 19th of November, 2024.

MR. PETERSON: I'd like to call this regular board meeting November 19, 2024 to order. Please stand for the Lord's Prayer and Pledge of Allegiance.

LORD'S PRAYER

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL:

MR. PETERSON: Welcome everybody. Roll call please.
MS. SLUSARCZYK: Christopher Peterson.
MR. PETERSON: Present.
MS. SLUSARCZYK: Michael Sullivan.
MR. SULLIVAN: Present.
MS. SLUSARCZYK: Stanley Czeck.
MR. CZECK: Present.
MS. SLUSARCZYK: Darren Biggs.
MR. BIGGS: Here.
MS. SLUSARCZYK: Cinthia Slusarczyk, present. Chris Kogelnik.
MR. KOGELNIK: Present.
MS. SLUSARCZYK: Matt Ries.
ATTY. RIES: Present.

APPROVAL AND CORRECTION OF MINUTES:

MR. PETERSON: Okay. Approval and Correction of Minutes. There's none this time.

CORRESPONDENCE:

MR. PETERSON: Correspondence.
MS. SLUSARCZYK: I have none.
MR. PETERSON: None.

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PUBLIC COMMENTS:

MR. PETERSON: Public Comments.

MR. COWIE: Tom Cowie, Imperial Communities. Hey, I wanted to bring it to your notation that our last bill that we got for our master water meters it showed that we had negative 9,000 gallons go through the master meter, which the last bill cycle we had 585,000 gallons go through there. So that's a 600,000 gallon swing in the billing, which means that more water went through the individual meters than actually went through the master meters. And we just wanted to see if there's, you know, maybe you guys can look at that or do -- that's just an awful big swing for us.

MR. PETERSON: Yeah. Darren, has that been calibrated lately?

MS. SLUSARCZYK: That's not a true statement because the master meters are based on -- and the variance is based on the master meters and the residential meters. So he's saying more went through the master meters. The master meters read a certain volume and the homes read just only 9,000 gallons less.

MR. PETERSON: 9,000 gallons less.

MS. SLUSARCZYK: So the variance in the homes -- if there's 280 homes, that variance from one billing to another billing, there's still 281,000 gallons --

MR. COWIE: I mean, this varies between 500,000 to negative 9,000. I might be figuring it wrong, Cindy, that's why I'm bringing it up.

MS. SLUSARCZYK: I can't -- I questioned the reading myself when I seen it.

MR. COWIE: Okay.

MS. SLUSARCZYK: And in my opinion, there was a reading that was done at the previous reading of one of the three master meters where I think the number was transposed from the reader to the reading card. Instead of saying, for instance, 163 it said 613 or something like that. But when the guys went back, two of the employees reviewed it and said no, when they read the meters through those days it wasn't -- it's not read every day but every couple of days -- they felt the reading at the time was accurate.

MR. PETERSON: Okay.

MR. COWIE: Okay. I'm just bringing it up. It's quite a huge difference than we're used to seeing.

MS. SLUSARCZYK: I agree with you.

MR. COWIE: We just wanted to bring that up and let you know.

MR. PETERSON: Okay. Mayor?

MAYOR WOODWARD: Okay. I have received an e-mail from a previous resident, it's from Lisa Bennett. She says "Hi, Jackie. Well, I sold my house on Mary Drive and the closing date is next week. I'm sad to leave Lordstown. It is like living in Hallmark movie. I'm sending you this e-mail to express one update I think would be great for Lordstown. The water department is so behind in the times with doing things via the Internet. I thought my closing date was today. I requested to have the water shut off today. They did it. However, I just found out that the closing date is not until next week. So I called and asked if I could extend that and I would do whatever was necessary. They said that I would have to fill out a form and pay the fee. No problem except that I am now in Arizona. I have sold two houses and dealt with my mother's passing via the Internet, but according to the water department they cannot scan and send me the application and I would have it notarized and overnight it back with the money. I can only -- it can only be done face-to-face. I do not understand why this is the case. People do business all over the world via the Internet.

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I'm struggling to understand the logic. Is there any options with this situation? Thanks, Lisa Bennett." So I just wanted to share that with you. I did reply to her and let her know that this was not something that I would deal with but that I would convey it to the BPA members.

MR. PETERSON: Any thoughts?

MS. SLUSARCZYK: Well, I can say that I heard Becky talking to the customer this afternoon and the final reading was done. When was that e-mail sent? Today?

MAYOR WOODWARD: Yes.

MS. SLUSARCZYK: I believe she closed that account out days ago. And the water's off. We wouldn't shut the water off until 3:00 on the day of the final if that was true, and she called well before 3:00 today. So the water was shut off. Darren, do you know when they read the meter, would you recall?

MR. BIGGS: On a final, no. But I think he did have a work order for a shut off over there today.

MS. SLUSARCZYK: It probably got shut off today. And it usually gets shut off at 3:00 on the day of the final, which there was no finals done today. So they scheduled it prematurely and didn't call and cancel it if the closing got changed.

MR. PETERSON: So they need to fill a new form out to you guys?

MS. SLUSARCZYK: The new owner needs to make application. I don't know who's still living in the home. But somebody is living in the home, that's why they need water.

MR. SULLIVAN: Why couldn't she take care of business, like she said, over the Internet?

MS. SLUSARCZYK: She closed her account and they -- I believe the refund is on the list of bills from Council last night. So if you closed out their account, your by-laws require an owner at all times be on the account. And your rules say that if a final bill is not paid by 3:00 on the day of final it closed, and if the new tenant hasn't made application as well the water also gets shut off. So those conditions weren't met. They had a credit on their account which processed it out, so she didn't have to come in and make a payment on it and cleared the account. But the new home owner did not make application, so the water did get shut off. I don't know who's living in the home.

MR. CZECK: There's somebody there though?

MS. SLUSARCZYK: According to her, somebody's at the home. That was just right before you came in this afternoon.

MR. PETERSON: Yeah. It wasn't on the list last night.

MS. SLUSARCZYK: No?

MR. PETERSON: No. Okay. Any other questions?

MR. CZECK: Well, there's nothing we can do at this point unless you want to change rules.

MR. PETERSON: I think we need to get more user-friendly.

MR. SULLIVAN: I do too.

MR. PETERSON: Internet-friendly and user- friendly. Okay. Any other public comments?

NEW BUSINESS:

1. 2123 Pritchard Ohltown Road, Outside User, Request for Service

MR. PETERSON: Seeing none, New Business. 2123 Pritchard Ohltown Road, Outside User Request for Service. Has that been through Utility.

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MS. SLUSARCZYK: It goes through you first, Chris.

MR. PETERSON: It goes through us first?

MS. SLUSARCZYK: It's an outside user request.

MR. PETERSON: So it has to go through us, through Utility, through Council.

MS. SLUSARCZYK: When you make the motion to accept them, we'll prepare a resolution for the Utility Committee for Terry to take to Council.

MR. PETERSON: Okay. Darren, do you see any problems with it?

MR. BIGGS: I don't. I marked on it that I looked at it and approved it. I don't know if you got that paper or not, but -- it's business as usual on my end on that one.

MR. SULLIVAN: I make a motion we accept.

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

(All respond aye.)

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed.

OLD BUSINESS:

1. Construction Water Request for TEC Site from State Route 45 (Tod Ave.)

MR. PETERSON: Okay. Moving on to Old Business. Construction Water Request for TEC Site from State Route 45 (Tod Ave.)

ATTY. RIES: So I submitted -- the thought was we're going to have Gemma, the company in charge of all the construction, be the ones that applied because that line is only going to be used for redundancy with the agreement with Clean Energy Future of Trumbull. I revised the agreement, \$85,000. I sent it to Clean Energy's attorney for Gemma to sign, but they need to hold off on anything until we have the signed addendum from the City of Warren approving access to that line. I got under approval at least to send everything over to the City of Warren, so today I sent them the addendum for the water use agreement and I've also sent them -- well, the RUMA that goes along with it for the construction of the 24-inch line. So I'm waiting to hear back from the City of Warren at this point. So the ball is in their court, just a matter of them reviewing and approving everything. And at that point then Gemma will submit the application at that point, if that's what the BPA wants to do. And it's under the transient user agreement, so they are paying the bulk water rate.

MR. PETERSON: Yeah. Okay. Any questions for Matt?

2. Niles Bulk Water Agreement

MR. PETERSON: Okay. Niles Bulk Water Agreement.

ATTY. RIES: I haven't heard anything from the City. It's status quo. They raise the issue like once a year, but they've signed -- we're only paying pursuant to our understanding of the agreement. So I saw where they just had a recent settlement with Girard. And I know at one point they were saying that this is kind of -- their issues with Girard were holding up addressing the issues with us, I don't know. So maybe they will become more active and come back to us. But yeah, I haven't heard anything from them so --

MR. PETERSON: As it sits right now, we won't end up like Girard, they won't come back.

ATTY. RIES: No, because we have a solid understanding of that agreement and the way it's interpreted. I don't believe there was actually an adjudication, I think it was an informal resolution between them, so we have good grounds to stand on if they come back with us.

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MR. PETERSON: Okay. Any questions for Matt on that?

3. Trumbull Energy Center - Warren Water Line

MR. PETERSON: Seeing none, Trumbull Energy Center Warren Water Line.

MR. KOGELNIK: Plan review comments were submitted. We should actually be seeing a full set of documents from Warren and their engineer. They were ready to go to public advertisement for bidding that. I know they want to get going on construction on that one, so they owe the Village a final deliverable set of plans, the permits and all that.

MR. PETERSON: I believe they went to bid on Halloween, correct?

MR. KOGELNIK: Yeah. Yeah, so --

MR. PETERSON: I talked to -- a contractor talked to me at the store and said he was out there looking.

MR. KOGELNIK: Yep.

MR. PETERSON: Okay. Any questions?

MR. CZECK: No.

4. Trumbull Energy Center - Sanitary Sewer

MR. PETERSON: Trumbull Energy Center Sanitary Sewer.

MR. KOGELNIK: I haven't got any --

MR. PETERSON: I haven't heard anything.

MR. KOGELNIK: -- response. We have all, I think, contributed on sending them, you know, a question about that.

5. Project Funding

MR. PETERSON: Item number 5, Project Funding.

MR. KOGELNIK: At this point I don't have anything. But you know, we do have the grant still that's idle waiting for the project to start up for the future water line, and we have the State Route 45 water booster station which the Commissioners granted some money to. So theoretically if dollars don't change then the Village should get the booster station paid for out of grant funding by way of the ARPA funds and the U.S. E.P.A. grant. So the only thing that -- and I talked to the mayor about a roadway project in 2025, to apply to OPWC for one of your water improvements or sewer improvements projects. It's probably going to be a water most likely. So it's -- that's up to the Village to navigate through. We can help you determine which project you should probably go after.

MR. SULLIVAN: Would it be the 24-inch line?

MR. KOGELNIK: It would be, Mike. But like we were talking earlier this year, it's difficult attaching OPWC funds to anything that is a future improvement project without it being an existing piece of infrastructure. OPWC likes to rehab and replace existing infrastructure. They like to preserve a tiny little bit for economic development, but it's kind of like a discretionary amount. It's an anomaly when those kinds of projects get awarded.

MR. PETERSON: Mayor, is that something that you want that for Roads, are you looking at Roads?

MAYOR WOODWARD: I mean, we looked at all of them. I mean, like different things. We tried to make sure that whatever we decided fits and it's number one.

MR. KOGELNIK: Yeah. U.S. E D A is still your biggest bet for large sums of money, you know, such as --

MR. SULLIVAN: And we're in line to have those documents on time?

MR. KOGELNIK: The application, oh yeah. You're exactly right. Those -- this is -- that's a big, big application so --

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MR. SULLIVAN: CT makes that application.

MR. KOGELNIK: We could make that application. That would require a whole lot of horsepower, even including the Village. We've tried for E.D.A. in the past. The last one was we were going under the guidance of Eastgate, and we didn't get that one for Ultium, remember that? And then they ultimately just paid for it.

MR. SULLIVAN: Yeah.

MR. KOGELNIK: That's usually the way it goes with private development. Their timeline is now. They can't wait around for government to go through its process and all that. So -- but in this particular case we have two projects that are independent of, you know, private development. So I think that we should gear up for U.S.E.D.A. in one way, shape or another.

MR. SULLIVAN: Yeah, I don't want to get caught like we did with the County one where we were late.

MR. KOGELNIK: Yeah. That one was -- I think that one was a weird one because we thought we were responding the day of almost, and here it turned out to be months late.

MR. PETERSON: Months late.

MR. KOGELNIK: So I'm not so sure we could have improved on that.

MR. PETERSON: Do you need our authorization to move forward with the --

MR. KOGELNIK: No. We need to find out more about the U.S.E.D.A. process and we can -- Eastgate has a person that's involved with that, and we can outline that process to you then get your approval to proceed with that. All I know is the U.S.E.D.A. funds are most likely your biggest bet.

MR. SULLIVAN: Who should get the ball rolling, the Village or you?

MR. KOGELNIK: We can get that information so that we could tell you what that process is.

MR. SULLIVAN: Okay.

MR. PETERSON: So you're going to reach out to Eastgate?

MR. KOGELNIK: Yeah, I can do that. That doesn't take any kind of motion on your part.

MR. PETERSON: Okay. Any questions for Chris?

6. Proposed Hallock Young Road Water Line Improvements

MR. PETERSON: Seeing none, Proposed Hallock Young Road Water Line Improvements.

MR. KOGELNIK: That's --

MR. PETERSON: That's kind of the same thing.

MR. KOGELNIK: Same thing.

7. Salt Springs Road Booster Station Relocation

MR. PETERSON: Salt Springs Road Booster Station Relocation.

MR. KOGELNIK: Let me go back to the Hallock Young water line. So if the Village was selling water by way of TEC, would they undertake the Hallock Young water line project, the construction of it?

MR. PETERSON: I think at the point right now the 24 is kind of where our focus is, but getting -- putting the funding in place for the 24. Is that correct, guys?

MR. KOGELNIK: So the funding from the sale of water to TEC would go to the 24-inch water line?

MR. PETERSON: That would be my thoughts.

MR. KOGELNIK: Not the Hallock Young?

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MR. PETERSON: Not at this point unless there was money left over to do that.

MR. KOGELNIK: Gotcha. I just --

MR. CZECK: That was about \$2 million dollars, wasn't it?

MR. SULLIVAN: 1.8.

MR. KOGELNIK: Yeah, Mike's right.

MR. PETERSON: That was my thought.

MR. SULLIVAN: But I still don't quite understand. Is that because at one point that was the highest priority?

MR. KOGELNIK: It was.

MR. SULLIVAN: And now it's not even on the back burner?

MR. PETERSON: Well I mean, it would be second I think, but --

MS. SLUSARCZYK: I think what moved it from second to third place is the fact that LEC ramped up their requirement demand on our system. They're pulling more water off of our system now so we don't have -- we're short a million gallons a day. So we can't really provide something that we don't have already. So getting the water here, either through the valve replacement and getting more water out of our current 24, or building the new 24 before we can take this on.

MR. PETERSON: My thoughts are it's great to put a new line in the ground; but if we don't have any water to put in it, it does us no good.

MR. KOGELNIK: And Darren and I have had that same discussion probably six times.

MR. SULLIVAN: I thought there was talk at one point that that one, the Hallock Young, would come right from Meander. That was not a thing?

MR. PETERSON: No, not while I was on.

MR. KOGELNIK: Yeah. I don't quite follow that one, Mike.

MR. SULLIVAN: Okay.

MR. PETERSON: Okay. Anything else on that one?

MR. KOGELNIK: No. So next subject was the booster station.

MR. PETERSON: Yes.

MR. KOGELNIK: So we're in a holding pattern waiting for, you know, the Village to take that property and demo the house. So --

MR. PETERSON: Is everything positively moving forward with that? Has anybody heard anything?

MR. SULLIVAN: Are they taking one house or two?

MS. BLANK: One. But we have yet to hear back from the property owner.

ATTY. RIES: Yeah. So I've spoken to the property owner a couple months ago, and he expressed some interest in taking both houses. And obviously no numbers were discussed, it was just a very conceptual conversation. I followed up with him since then and have not been able to get a hold of him. I was instructed to basically send him a letter giving him 30 days to sell the property. And that 30 days hasn't run yet, but I sent that letter. We're only going to be able to deal with the one property right now because the property next to it, the property owner's deceased and there was never an estate opened. So maybe at some point down the road if we wanted to acquire the property we could, but no one would be able to deliver a clear marketable deed to us right now.

MR. SULLIVAN: You would have to buy it off taxes or something.

ATTY. RIES: Or open an estate and have it transferred. But nobody opened the estate for the decedent. It's still in the name of the person that passed away, and no estate was ever opened. So that's going to be messy and tangled up, no one would be able to convey the property to

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us. But about the first one I'm optimistic hoping to hear back from the property owner.

MR. KOGELNIK: What is the time, date for spending the money from ARPA?

MR. PETERSON: By the end of next year.

MR. KOGELNIK: We need eight months. Subtract eight months off that, it has to be done by April.

MR. PETERSON: Yeah.

MR. KOGELNIK: March.

MR. PETERSON: March would be better, yeah. Everything I've heard on ARPA money it has to be -- because I had some ARPA money at work. It -- that is to be expensed -- it has to be researched and encumbered this year, by December 31 of next year it has to be spent.

MR. KOGELNIK: So we'll move when, you know, that happens. So that's the end of that project.

ATTY. RIES: Do we know what the time frame is on demoing the house, whether we can buy it from them voluntarily versus demo are two separate issues?

MAYOR WOODWARD: Demolition is pretty quick. You can have it abated -- depending on what is inside of it, plaster might take a week or two, and then demolition would probably be three days at most.

ATTY. RIES: The -- so what is preventing the County, I guess, from demoing the property? Is it just where we're at on the list?

MAYOR WOODWARD: Where it's at in the queue.

MR. PETERSON: Okay. Any questions?

8. Imperial Sewer Agreement

MR. PETERSON: Seeing none. Imperial Sewer Agreement.

ATTY. RIES: Well I made the revisions that we discussed. And I sent it over to Molly Johnson, who's their attorney, on November 5 and I haven't heard back from her. So I mean, we memorialized our offer in final settlement agreement. I addressed what I believe her objections and concerns were, and I'm waiting to hear back from her. Now she may still have an issue with it, I don't know.

MR. COWIE: Chris, I can address some of that? Molly did, you know, send us the agreement. And when we discussed a couple months ago that we would settle the issue of the reimbursement or whatever you want to call it, the settlement, and then in good faith look at the agreements after that was done.

MR. SULLIVAN: No, I don't think that's the way it come down. We said we would do the 50 percent, but we would need a closing date on the existing agreement.

MR. COWIE: You did say that. But we also said that we would -- and it's in the minutes -- it was said that let's settle this first and then we'll look at the agreements. And we don't understand why we need closing dates on these agreements when they're still functional is our objection right now, objection to that right now, to have closing dates in this settlement.

ATTY. RIES: And I don't -- without Molly being here I don't want to address too much with you directly because I'm not supposed to do that. I did talk to Molly months ago and she expressed those concerns. And so I revised the agreement based on our discussions and sent it back to Molly. So I have talked to Molly, but I sent that revised agreement to her November 5 and I am waiting to hear back from her on that.

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MR. PETERSON: Okay. They need to send their stuff through Molly to you?

ATTY. RIES: Yes.

MR. COWIE: So that is that, and we'll express it to her also that we're here and our concerns are the closing dates for the contracts that are in the settlement, so --

MR. PETERSON: You just have to reach out to Matt and --

MR. COWIE: Yes, we'll do that.

MR. PETERSON: Anything else on that?

9. Utility Department Building

MR. PETERSON: Seeing none, Utility Department Building. I know last night at the Council meeting they reported they were going to do some work on the Water Department.

MR. KOGELNIK: Sealing.

MAYOR WOODWARD: Yeah. That's what that company was hired to do was they were going to test for the moisture and then put something on it to kill it or remove it, and then they were going to seal it in with some sort of paint or -- I don't even know what it is exactly, but -- that's kind of the gist of it.

MR. PETERSON: Okay. And then you guys are discussing the other building, correct?

MAYOR WOODWARD: The purchase of the other building had its first --

MR. SULLIVAN: Matt, weren't you --

ATTY. RIES: Oh yes, we have a signed -- I negotiated a real estate purchase agreement. The mayor has signed it. It's subject to Council approval, so there's nothing binding on the Village right now. Subject to an inspection, we can get out at any time. And if there are any issues we can get out of the agreement, but we have a signed agreement. The purpose was basically to do that, pay \$100 escrow fee and then lock in that property for our consideration during the inspection during the due diligence so we don't have to worry about a third-party buyer coming in. We have that. It went up for first reading last night. I was in contact with the broker and with Martin this morning about getting an inspection lined up. The only real obstacle, I guess, is the utilities are shut off to the building. We need to get the utilities back on to do an inspection. I encouraged Martin to bring anybody who wants to from the Village to participate in the inspection, do a walk-through. I would like it to be coordinated with Martin. But I put him in contact with the broker and talked to -- was emailing the broker today.

MR. PETERSON: I would like to be involved in that. Good. Okay. Anything else to add on that?

10. I&I

MR. PETERSON: Seeing none, I&I, item 10.

MR. KOGELNIK: I looked again at the data, the flow data, that we had. And really the only differentiation is on Hood Drive where the flow seemed like it was a little bit more erratic than on Brook Hollow. So if -- and it was a little bit higher on Hood Drive, but not by much. I mean, we're talking a couple thousand gallons per day. So this is very hard to parse apart because the flows are so low. We might have to look at Hood Drive if that's the drive that is suspect of I&I to pick it apart a little bit more closely.

MR. SULLIVAN: And you're saying that's the only place in the Village you see a problem?

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MR. KOGELNIK: No, that's not what I'm saying. Our project is only for the tributary area of Pump Station No. 2. So in that tributary area you have basically -- your force main flows coming up from Pump Station 1 on Highland to that intersection of Salt Springs Road, and then on the other side of that you have flow from your grinder pumps being pumped south towards that intersection with Salt Springs and Highland. And then you have gravity coming down Salt Springs, but it's only for I think a couple thousand feet; and there's not many homes on that. And then after that it leaves that intersection and goes east towards your pump station. So your only other two streets that are contributing flow are Brook Hollow and Hood. And if you looked at the graphs from both of them they look very similar, just that Hood Drive has a little bit higher spikes than Brook Hollow. But again, it's so small it's hard to tell. So if you want to spend some time and look at that, I would actually -- I think we have enough data to finish this part of that area off for the Village. I would look -- I would spend more flow monitoring money on other parts of the Village. So we can take that money that's left in the budget and spend that in an area where you're going to get -- you're gonna see a bigger, you know, flow delta.

MR. SULLIVAN: Like where?

MR. KOGELNIK: Well, where are some of the -- I wouldn't go to Pump Station 3 because you got a lot of grinder pumps out there on, what is it, Burnett East -- or not Burnett East but Brunstetter. I think that I would probably go towards Pump Station 1 or 4, 4 being the one near Imperial. But Imperial's its own entity, you don't own the sanitary sewers within Imperial. So that's what I would probably do. But anyways --

MR. SULLIVAN: You're saying you would go to 1?

MR. KOGELNIK: 1 is down there south on Highland Avenue towards the intersection with Hallock Young. So --

MR. SULLIVAN: What's the situation with 4, we can't --

MR. KOGELNIK: With 4 you have Imperial. And Imperial's its own community, and that's the biggest flow coming into Lift Station number 4. Now you do have, I think what is it, 12 homes coming from in the county along Ellsworth Bailey.

MR. PETERSON: He's shaking his head yes.

MR. KOGELNIK: I don't know what the status of those homes are. I suppose we can meter that line. But that line's also PVC, is it not?

MR. BIGGS: I don't remember. When we took that over it was camera read and everything looked fine at that time. We didn't notice anything at that time when we took that over.

MR. PETERSON: So I would say Pump Station 1 would probably be the best bet.

MR. KOGELNIK: I think so. That way we can compare that with what we're seeing at number 2.

MR. PETERSON: Are you guys okay with that?

MR. SULLIVAN: Do we have a choice?

MR. PETERSON: Okay. Any additional public comments?

MR. SULLIVAN: Yeah. I think it was Monday, I believe, I got a shut-off notice for the water, never got a bill. So I talked to Cindy and she said well, you can come here and get the one-time grace period for the \$32 payment that I did for overcharge or late charge. I said well, I don't want that because I don't want to show that I was -- I didn't do anything wrong. I still haven't got a bill.

MR. PETERSON: You just never got the original bill?

MR. SULLIVAN: None at all.

MR. PETERSON: Have you had any problems?

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MR. SULLIVAN: First thing I got was a shut-off notice.

MR. PETERSON: Have you had any problems with bills getting to customers other -- I know the mail works really slow.

MS. SLUSARCZYK: There's -- I don't want to say this sarcastically, but every day there's a problem with not getting their bill. They all -- it's the most common excuse, Chris, that's all I can say. I'm not discrediting what Mike is saying in any way, but 99 percent of the time that's what they're going to say is I didn't get my bill. And unlike MIke, some will come in and pay with the bill stub after they said they didn't get the bill.

MR. PETERSON: Did you bring your stub in, Mike?

MR. SULLIVAN: No.

MS. SLUSARCZYK: I'm just saying that excuse, yes, we get it all the time.

MR. PETERSON: You get it all the time. But not like a rash of people running and saying -- like 20 people walk in and say hey, I didn't get a bill so we know there's a huge problem at the post office.

MR. SULLIVAN: So two issues. Like I said, I don't think that it should show me as a deadbeat or whatever because I never got a bill. And the second issue is I think I should get the \$32.50 back. And with that, you know, as a Council for the last I'd say eight years, if anybody -- if we did a look back and there was no problem we forgive the first one, but it had to come here. I think we ought to give the Clerk that power.

MR. PETERSON: Yeah, I'm good with that. Stanley?

MR. SULLIVAN: I mean, I can't think of one that didn't -- that has been making their payments right along that we didn't forgive the bill or the late charge.

MR. PETERSON: Yeah. So if they haven't been -- you're saying if they haven't been late in the last eight years --

MR. SULLIVAN: Not eight years. I'm saying I don't know what you normally do as a look-back when we have those --

MS. SLUSARCZYK: I don't think the late payment, if they made a late payment before, was a factor. If they are a frequent flyer then no, you did not waive it. Sometimes it's where they live. There's more fees waived in a certain area than to the residents, and that's why I said -- I cautioned you because that's always been what auditors will ask is there any favoritism to a certain class or to a certain group of people, and that -- I have to answer that question to them honestly. So when you do not waive it to the residents, you know, the homeowners and you would waive it for tenants or lessees, that is a discriminating thing. My thing is, if you have a good account payer who say their account's only three years old, if they haven't made a problem or haven't asked for a forgiveness, why can't you give the office the thing to say we can offer a one-time forgiveness but going forward any future requests will have to go before the Board of Public Affairs.

MR. PETERSON: I'm perfectly fine with that. That's how we do it at work.

MS. SLUSARCZYK: Then we prevent all of this and it's auditable. There's a charge on the account no matter what, and when we go in and take it off -- I showed Mike the account, when we do a credit it's off, it's traceable, it's trackable. You can see that four times he didn't get that credit. If you want to come in and look at the account, any notes on there, when you open up that transaction we can put first-time forgiveness, you know.

MR. PETERSON: I have no problem with that.

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MR. SULLIVAN: I don't either.

MAYOR WOODWARD: I know I mentioned that at a previous meeting, and the thing is like there is no notice. You get a first bill and then you get a shut-off notice, like there's nothing in between.

MR. SULLIVAN: No grace period.

MAYOR WOODWARD: Why can't the BPA change their policy, I mean an actionable thing here. You're going to have to take action and change your policy to make it so that you get a first bill and then you get a second notice that says if you don't pay in 15 days your water will be shut off, and then in 15 days if they don't pay you shut the water off. Like there's nothing in between you get a first bill and you get a shut-off notice. And I mentioned that before like there needs to be something, a second notice or some sort of warning that says hey, you missed your bill. You know, people don't pay attention because the bill only comes every three months. They're not counting on it, you know, it's not in their calendar or it's not on their radar because it's not coming every month, it's only every three months. So you don't think about it, you lose track of time. And so people aren't going to say oh, you know what, I didn't get my water bill, I better go up there and get it. And then they have to drive up here anyway to get it. It's not going to be mailed to their house -- a second bill is not going to be mailed to their house, it's not -- there's no second notice. Why can't the BPA change that to make it so that there is some sort of in between.

MR. CZECK: What's the -- when it's mailed out, how many days do they have usually?

MS. SLUSARCZYK: Depending on the mailing date --

MR. CZECK: In general.

MS. SLUSARCZYK: They can have up to about 29 days. And the bylaws state -- the practice in the bylaws is where the difference is. The bylaws state we have to give them 15 days from the date it's billed and mailed for them to pay. So if I mail it on the 5th it should be due on the 20th. The BPA has stated for years that that is their leniency because we don't want to penalize the people that get their Social Security checks on the 4th or the 26th of the month, so they said everybody's gets pushed to the 4th. I cannot -- the due have date is always to be the 4th or after. If it's a holiday or a weekend it's the 4th, 5th, 6th. It can never be due before. So we give them -- all that leniency is before the due date that's printed on the bill. So I guess what, the 19th -- if I mailed them out after the 19th then that would only give them 15 days or -- depending on a 30, 31 day month. But the leniency that the Board practiced was the extra time before the due date.

MR. CZECK: I think it still would make a good idea I think to -- if you don't pay, a notice goes out since we know they didn't pay, give them 15 days or two weeks or whatever; then if you don't pay then you start the penalty.

MS. SLUSARCZYK: Which you have to make -- and Matt's here -- but you have customers that bills are \$300,000 and \$500,000. So how do we handle that?

MR. CZECK: Well, we make it for residential, not for --

MS. SLUSARCZYK: Only residential.

MR. CZECK: Only residences.

MR. PETERSON: Can we do that?

ATTY. RIES: Yeah. I mean, you're treating that group of people in the same manner. Do you have problems with the commercial people saying they didn't get the bill? She should be, you know, I mean --

MR. PETERSON: They're getting it monthly.

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MS. SLUSARCZYK: You waived Matalco's bill just three months ago, four months ago. And then she turned around again like two months later and was late again. So I think this is a perfect discussion that you have to have because I am left to defend the rules that you put into place.

MR. PETERSON: Yeah. No, I understand that.

MS. SLUSARCZYK: I don't even agree with your rules. But there has to be -- but when you open up one thing and you have many other things to consider because timing is everything sometimes before someone skips out and leaves. So I can extend my payment. They come in, they extend their payment, they move out three days later and they don't worry about paying the bill because you allowed them to extend it beyond the time that they are going to live there when it was a tenant. So you abolish the tenant/lessee account ownership. Now it has to be in the property owner's name. So there's a lot of things that need to be discussed with the payments and the terms. But I don't set those rules. I'm more than willing to sit down, we can go over them.

MR. PETERSON: Maybe that's the best way. Have a special meeting that we're doing just that and we can go forward.

MR. SULLIVAN: I think what Jackie said is you said you have a whole bunch that say I never got a notice. Well, it would be pretty unusual for them not to -- you know, this is the first time in 50 years that I didn't get a bill, you know. So to not get one, two weeks apart would be very unusual.

MR. PETERSON: Are you guys okay with that?

MR. CZECK: Yeah, I think so.

MR. PETERSON: We need to address -- she's right, there's more than just that. Can you send that part of the rules and regulations to everybody?

MS. SLUSARCZYK: I'll send you the entire set of rules. We just redid them a couple years ago. And remember the reason -- we do bill quarterly, and so I think you have some time frame to stretch that out a little bit. But keeping your money in the accounts fluid is another thing when our accounts are so close.

MR. PETERSON: Yeah. Okay. Are you guys okay with that? Do you want to set that special meeting now?

MR. SULLIVAN: I'm good with that, yeah.

MR. PETERSON: How long do you guys want --

MR. SULLIVAN: I'm at your beck and call.

MR. PETERSON: I'm sorry, I don't have it in front of me. When is our next regular meeting?

ATTY. RIES: It's at 1:00, right?

MS. SLUSARCZYK: Yes.

MR. SULLIVAN: Do you want to just come in early an hour, do like 3:00 instead of 4:00 or --

MR. PETERSON: We're meeting at 1:00 that day. Do you want to meet earlier? That works for me. Let's meet an hour earlier. We'll just meet an hour earlier.

MS. SLUSARCZYK: To go over your book of rules and regulations.

MR. PETERSON: Let's meet two hours earlier.

MR. SULLIVAN: What time do you want to come in, 11:00?

MR. PETERSON: I'd say 11:00.

MR. CZECK: The regular meeting is at 1:00.

MS. SLUSARCZYK: My lunch starts at 11:30.

MR. CZECK: We can do noon. That goes --

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ATTY. RIES: Do you want me here?

MR. PETERSON: Probably.

ATTY. RIES: I'll make myself available.

MS. SLUSARCZYK: That will save a lot of questions and --

MR. PETERSON: We write down the questions and send them to you.

ATTY. RIES: I'll be here at noon on the 17th.

MR. PETERSON: Okay. All right. Any other public comments?

MS. SLUSARCZYK: To be clear, we're changing the meeting time to noon.

MR. PETERSON: The regular meeting is at 1:00.

MS. SLUSARCZYK: The three of you cannot meet outside a meeting.

MR. SULLIVAN: Why can't we extend the meeting?

MS. SLUSARCZYK: Are we making the meeting at noon?

(A discussion is had off the record regarding the time of starting the meeting and the court reporter availability.)

MR. CZECK: I will -- we'll keep the meeting the same.

MS. SLUSARCZYK: I'll add the bylaws to the agenda.

MR. PETERSON: I'm good with that.

MR. SULLIVAN: So we're back to 1:00.

MR. PETERSON: Okay. Any other public comments?

REPORTS:

1. Solicitor's Report

MR. PETERSON: Seeing none, Reports. Solicitor's Report.

ATTY. RIES: Chris, did you want me to bring up my memorandum that I circulated?

MR. KOGELNIK: Yeah. I passed out Matt's September 18 memo.

ATTY RIES: So we've talked about this a little bit. This is about joining the Sanitary District, and I laid out the steps, what statutory procedure needs to be followed in order for us to be a member. Kind of surprisingly to us -- because this was encouraged by employees at the Sanitary District that we should consider becoming a member -- when I spoke to their attorney, their attorney flowed this past the Board; and the Board unanimously said no, we don't want Lordstown as a member. So then the discussion came up what about the 24-inch line from MVSD, and I pointed out in their provisions in our current agreement with Niles and it's a 10-year term, they have exclusive -- the provisions that we need to be considered as part of our due diligence before we would undertake another 24-inch line that is not going through Niles, that --

MR. KOGELNIK: In other words, yeah, you have to go through Matt's legal due diligence steps in order for me to -- I'm not going to spend one of your dollars without, you know, legally understanding --

MR. PETERSON: Legally covering us.

MR. KOGELNIK: -- you have a viable project or access to a project. Otherwise it's a mess. So just encouraging you guys to look at this list, study it, pick it apart and then, you know, tell me okay, it's addressed, we have a green light or we have a red light and we can't -- we have to get something done here.

MR. PETERSON: So do you think we should start with Niles since that's who our contract's with them.

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ATTY. RIES: Yes. I mean, the agreement's going to term December 2031, it's a 10-year agreement. What we don't want to do is start putting money into another 24-inch line that's not going through Niles and all of a sudden we get a cease and desist letter. I know I've talked to Cindy about this too, about my concerns, and maybe the timing is not as much of a concern as I thought it was -- the 10-year term. I mean --

MS. SLUSARCZYK: The 10-year term started. So it will end, and by the time the second 24-inch water line is built -- we're at the end of 2024 now. It's not going to be built at the end of 2025. It's probably not going to be operational in 2026 or hopefully it will be operational at the end of 2026. So that gives you a couple years to ride out the current 24-inch water line connection to the tower. Not the second connection, not the second line to the thing. Your second line is not part of that contract.

ATTY. RIES: So do we have to go back through Niles or do this without Niles, and I'll reach out to Niles about possibly amending the agreement. Their law director would probably agree with me in terms of opening it up to some extent because there's so many disagreements about the water rates and everything else. So that's a possibility as well.

MR. PETERSON: What is your guys' pleasure. I guess, Mayor, you're a part of this too, and Utility Committee.

MAYOR WOODWARD: No opinion.

MR. SULLIVAN: Did they say why the whole Board, why they were so against it, or they just said no.

ATTY. RIES: No, they didn't. But I mean -- well, two of the members are from Niles so they would be losing a significant amount of money. I mean, they're the middle man, they will just be -- they would lose all of that money that they have under their agreement. Basically their profit margin would be gone, we would be cutting them out. So they have no incentive. Youngstown, they're partners with Niles so they probably wanted to play ball with Niles. They've only had two members since the inception of the Sanitary District almost 100 years ago. The only exception has been McDonald which is only a contractual member, they don't sit on the actual Board. They don't make any decisions, they are only a contractual member. The only reason McDonald became a contractual member was because it happened during World War II and there was some governmental pressure going on to let them have access and become a member of the Sanitary District for the war efforts. And those are the only three members that have ever existed in the Sanitary District. It would be truly unique for them to allow us. And you know, Niles to cuts short cut its own pocketbook in doing so.

MR. KOGELNIK: I don't think that it's an end- all, you know, with their decision.

MR. PETERSON: Yeah.

MR. KOGELNIK: I mean, you have to put yourself in their shoes when they make a decision like this. I can actually understand that after taking a breath.

MR. SULLIVAN: I understand what Matt said. So does that mean we should forget about it?

MR. PETERSON: No, I don't think it means we should forget about it in a million years.

MS. SLUSARCZYK: If I may speak. I spoke to one of the directors at MVSD, and he said they did not say no. They said that the decision is between the City of Niles and the City of Youngstown, not them.

MR. PETERSON: So they're asking us to go to Niles and Youngstown.

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MS. SLUSARCZYK: We have to talk to each of them individually and proceed. Two entities come together under one Board, but those two cities have the right to say -- to allow it or not. And that's what he said you need to -- that's where you need to start.

MR. PETERSON: I can get what they're saying.

ATTY. RIES: But the directors are -- like Niles and Youngstown, the directors are appointed, one's appointed by city council, one is appointed by the mayor. So they are extensions of the city.

MS. SLUSARCZYK: I talked to -- you know, when you told me that outcome and I told you I'd like to talk to the person, and I did even after our phone call and he said they did not say that. I said I read it in black-and-white, and he goes we did not say that. It's not saying that, speaking for one city or the other, that they did welcome us. They just said that they did not kill it.

MR. PETERSON: They are appointed by the council and one's appointed by the mayor, and I'm sure they would like to be re-appointed. So you know what I mean, they want us to go through their local government. That makes sense, I can understand that.

ATTY. RIES: I mean, I sent you the letter their attorney sent us saying that.

MS. SLUSARCZYK: I told him I saw it in black- and-white.

MR. KOGELNIK: We read it.

ATTY. RIES: Okay.

MR. KOGELNIK: So you have that train of thought where you would talk with the two entities.

ATTY. RIES: Correct.

MR. KOGELNIK: Then you have the other where, you know, the plant director for MVSD has told us that -- you know, that he can approve by way of his jurisdiction the connection right there at the plant without those two entities. What do you do with that?

MR. PETERSON: I think we need to set up a meeting -- this is just my opinion -- between Niles -- start with Niles because they are the ones that have our contract, with the Mayor, the head of Utility and, I mean, I'll go too if you guys are okay with that, and Matt and maybe even Chris. I don't know if we need Chris at this point or not. Probably not. Would that make sense?

ATTY. RIES: Yeah, because we --

MR. PETERSON: We got to start somewhere.

ATTY. RIES: Because even if they can't connect us, we have exclusive -- the provision is with Niles. Whole bunch of reasons we need to talk to Niles.

MR. KOGELNIK: I'm just encouraging you to take a step. You can say we tried there and it didn't work so we don't have to try that again.

MR. SULLIVAN: So let's take the next step.

MR. KOGELNIK: I'm not going to waste my time on that effort.

MR. PETERSON: Yeah, I think we need to -- do you want to facilitate setting that up?

ATTY. RIES: I can reach out -- I'll reach out to Phil Zuzolo.

MR. PETERSON: Is the Utility Committee okay with that? Mayor, are you okay with that?

MAYOR WOODWARD: Yes.

MR. PETERSON: Board, are you okay with that.

MR. SULLIVAN: Is there a crumb or something we can offer Niles that would make them interested or --

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MR. PETERSON: I mean, if we continue to grow and use water and it helps keeps our rates down --

MR. KOGELNIK: I think you're already doing that.

MR. PETERSON: And if we're exclusive to MVSD water --

MS. SLUSARCZYK: Part of the conflict we have with the City of Niles is when they said their rate increased during our contract period because they didn't produce enough water that month. So they have 220,000 customers and they didn't produce the 24 million gallons that was needed. If we go to them and say listen, we have a potential future customer out there, we want to put another water line -- now the water line isn't guaranteeing us one other customer but it's guaranteeing us the flow, you know, and making us more pleasing or trying to get other customers into the Village. We have the supply right now, we can sell another million gallons a day right now. To us we're only making ten cents, that's not the reason.

MR. PETERSON: But to them --

MS. SLUSARCZYK: But a million gallons a day. A million gallons a day. That would have delayed that whole problem we're having with the discrepancy in the current contract. And all 230,000 people that are taking supply from MVSD benefit from the additional sales at MVSD. So Niles and Youngstown can't look at it as we don't want you or we would rather sell it at the full rate or something like that. But if you drop low, if they turn and we say okay, we'll go to the City of Warren and we'll ask Warren for additional water flow, they already got a 24-inch water line, they got it here, we'll put the tower across the street from 45 and put a 4 million gallon tank up with Warren water, that didn't help MVSD, Youngstown or Niles. We have choices. I'm not saying that's something you would want to do. But we also have to look out for the 1,500 customers within the Village of Lordstown to do what is best for them. I still believe, you know, that route is that way, but the Board -- people need to sit down and talk because, like I said, the directors at MVSD don't look at things in dollars and cents and the impact that it has; it's well, why would they want to do that. We can tell them why they want to do that.

MR. PETERSON: Yeah. Okay. Yeah, if you don't mind setting up that meeting.

MR. SULLIVAN: I think Cindy ought to go too.

MR. PETERSON: Are you guys okay with that? Okay. Anything else?

ATTY. RIES: No.

2. Engineer's Report

MR. PETERSON: Okay. Engineer's Report.

MR. KOGELNIK: Okay. So we have the future improvements to the air release valves. I brought with me some of the plan drawings. You can see that, right? So basically we're showing Salt Springs Road and the numbering of the valve structures 1 through 9. 4 through 9 are located outside of the Village in Weathersfield Township, and so we've been doing a lot of coordination with Gary Shaffer for the roadway permits on the project. I gave to Darren an 11 by 17 set of these plans today. They're not sealed by us yet, but that's the last thing really that has to be done. Construction cost estimate is very close because we've had to add some things in there to make sure that we won't have any backflow through the air release valves. So -- and I actually did inform Warren about that too because they didn't have the same thing on their future transmission line. So the delicate part of this is where the structures are located. Each of the structures -- let me just put this over here. Each of the structures is small as you understand. I think three foot in diameter, Darren?

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MR. BIGGS: That sounds right.

MR. KOGELNIK: The existing ones. The new ones will be like six foot by six foot. And you can see in some of the -- we took a photographer of each one of the locations and then a map, a plan view, of where that location is at so the contractor understands what he's going to be getting into. Then that helps with what we're making an application for permit through Trumbull County Roadway Department. And you can see some of these are closer to the road than others. And in those where we're going to be close to the road we're going to have to do a neat saw cut into the road, take that part of the road out, you know, and restore it. And there's going to be maintenance and traffic on those. We've got a hefty price in there for maintenance and traffic right now. And it goes on for the other six, and then all the way to the ninth one. And in this particular case we have to build up the edge of the road because we have a ditch that we're dealing with also. So all of these are kind of unique situations. This is the existing structure that you have, and it's made of basically a pre-cast three-foot diameter manhole with an inside HDPE -- basically a pipe that sits over top of it. We're going to be removing that type, which is the conduit that feeds the air release valve and also the isolation valve, we'll be removing that. So the isolation valves, you probably have seen those at Home Depot. There's like a ball valve, but they are two-inch. That's not the pricey thing. The valve itself is around 1,200 bucks. It's not that pricey either. It's just putting this stuff in the ground is the hard part, and doing it live is going to be the hard part. So there will be some -- we're trying to stabilize that for any shutdowns that we would need. But this is a threaded fitting going into a female threaded opening in your main pipe. This isn't like we're connecting to a fitting where you can more practically bolt onto. You really have to thread a pipe into an existing threaded opening. We're aiming for perfection, in other words, which is tough. And the next sheet shows the improved valve structure. It's a much larger structure, six by six. It's got everything from manhole rungs down to it, the new valve body, and also to appease Ohio E.P.A. we have a separate air vent that goes up to the top and discharges above ground so there's no practical way for water to get into our air release valve. That's the project for the air release valves. And then you have the final part, which is rebuilding the existing solenoid valve and the check valve. So just imagine Niles is over here, Lordstown is over here, and the check valve opposite by way of that flapper right there, that arm. And if there's something that happens, you know, on Lordstown's side back there the flapper shuts. This is your solenoid valve, and this solenoid valve is the valve that Darren now controls by modulation by way of his SCADA system. And that SCADA system tells that valve to open or shut at a percent. After that improvement will be done it will be either zero or 100, there won't be any in between modulation.

MR. BIGGS: We're still checking on that; right, Chris?

MR. KOGELNIK: That's right. I owe Darren a technical response as to why that modulation can't happen in between. So this part of the work, this is all Golden Anderson manufactured valves and rebuild kits. We're not going to take the valve body out, we're going to replace the guts basically; and to do that we've got two valves on the outside of the vault. We have to stage this overnight to do that overnight. This will probably be an eight to ten hour operation. The project is going to be advertised on the 25th and December 2, and it opens on the 13th at 10:00 a.m.

MR. SULLIVAN: Will we shut down water for the Village during that?

MR. KOGELNIK: We will for a short period of time, hours.

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MR. SULLIVAN: During the night?

MR. KOGELNIK: During the night most likely.

MR. PETERSON: The Village will still have water, the 24 will not be providing water.

MR. KOGELNIK: Yeah. We'll fill up the tank obviously.

MR. PETERSON: We'll be running off the tank without flow.

MR. BIGGS: We'll see how that happens. I would like to coordinate that when LEC is under their maintenance.

MS. SLUSARCZYK: Otherwise, you better make reservations now for your hotel.

MR. KOGELNIK: These have long lead times, each one of these pieces and parts. So yes, you might be opening a contract on the 13th; but that doesn't mean you're going to be doing anything on the 14th.

MR. PETERSON: Yeah.

MR. KOGELNIK: So there's going to be planning, there's going to be some contingency plans that are put together, there's going to be shop drawings that are going to need to be submitted, et cetera. So this is -- this is not a big project, but it's a hugely important one. So I just wanted to give you an overview of the project. Right now we spent a lot of time on this in terms of the coordination with the manufacturer and the County, and we're doing okay with the budget. But we did go over a little bit so -- but we're ready to go to --

MR. SULLIVAN: What do you -- I know you don't know until we get the bids in, but what do you estimate the cost will be?

MR. KOGELNIK: Well, all totaled we were at 270 I think was the agreement with the --

ATTY. RIES: 275.

MR. KOGELNIK: -- Clean Energy. So I think -- so right around what do we have 34, 50, probably right around 200, Mike. We think -- we're aiming high right now, which is what we want to do when we go in to bid. But --

MR. SULLIVAN: So Clean Energy agreed to -- okay.

ATTY. RIES: Not to exceed \$275,000. They're going to pay for air release valves.

MR. KOGELNIK: So for the 13th, won't it be important for the Village to say they have those funds in a fund because don't they have to certify that they have that before they can award.

ATTY. RIES: Yeah. But so how much are we going to ask TEC for because -- the whole 275?

MR. KOGELNIK: Yeah.

ATTY. RIES: Okay.

MR. PETERSON: I would say we just reimburse -- if it's under, we would reimburse. Does that sound right?

ATTY. RIES: Yeah. So I need to tell their attorney we need the funds by when.

MR. KOGELNIK: Well, typically the Village -- no municipality can really open or award -- not open, but award a contract without confirming they have the funds.

MR. PETERSON: You're just doing the bid opening.

MS. SLUSARCZYK: We're not awarding.

MR. PETERSON: We're not awarding on the 13th.

MR. KOGELNIK: So can you open the bids without having the funds in hand?

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MS. SLUSARCZYK: We have funds in hand. We don't have those funds in hand.

MR. PETERSON: Yeah.

MR. KOGELNIK: Okay. Well then yeah, you can be confident that you can do that then.

MR. PETERSON: So whenever we would award --

MS. SLUSARCZYK: When we award -- which truthfully from the final end I would think we would want TEC to provide that at the beginning of the year so it doesn't delay us from awarding the contract.

MR. KOGELNIK: Yeah, sooner rather than later, but it's good to know you have the funds available. I didn't realize that.

ATTY. RIES: I'll put that on their attorney's radar.

MR. KOGELNIK: Okay. And we'll get the technical answers to Darren, and I'll "cc" you, Chris. Do you have any questions regarding that?

MR. PETERSON: I don't have any. Do you guys have any?

MR. CZECK: No.

MR. KOGELNIK: All right. Well, in terms of my report I don't have anything else I don't believe. Yeah.

MR. PETERSON: Okay.

MR. KOGELNIK: Any questions?

MR. PETERSON: Thank you.

3. Utility Committee Report

MR. PETERSON: Utility Committee Report.

MR. CAMPBELL: No report.

4. Clerk's Report

MR. PETERSON: Clerk's Report.

MS. SLUSARCZYK: I just have one thing really. We had to do a write-off due to bankruptcy on Account 1087.4, and the write-off was for \$276.05. So there's nothing we can do about it with a bankruptcy, but I wanted to make you aware of that.

MR. PETERSON: Okay. Any questions for Cindy?

5. Superintendent's Report

MR. PETERSON: Okay. Superintendent's Report.

MR. BIGGS: Only thing I got is the generator's going over to Pritchard Ohltown, the pad was poured today. The actual installation won't be until December 27 for the hook-up on that. Then they'll offer the training and we'll go through the E.P.A. and get reimbursed as soon as we can. But that's our timeline, and we're working on it right now with the new generator.

MR. PETERSON: Any questions for Darren?

MEMBER COMMENTS:

MR. PETERSON: Member Comments.

MR. SULLIVAN: Are we going to reimburse my \$32.50? Will you make a motion for that?

MR. PETERSON: How do we do that? Do you just need a motion, Cindy?

MS. SLUSARCZYK: I definitely need a motion if that's what you're going to do.

MR. CZECK: I'll make a motion to reimburse Mr. Sullivan.

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

(Mr. Czek and Mr. Peterson respond aye.)

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MR. SULLIVAN: Abstain.

MR. PETERSON: Opposed?

(No response.)

MR. PETERSON: Motion passed.

MR. SULLIVAN: And I'd like to make a motion for an executive session. Who do we want to invite, just the Board?

MR. PETERSON: I would say the Board. Do you guys want Darren?

MR. SULLIVAN: Yeah, probably.

MR. PETERSON: Okay. Inviting the Board and Darren then.

MR. SULLIVAN: Yeah.

MR. PETERSON: For -- you have to say what the executive session is for.

MR. SULLIVAN: To talk about payroll.

MR. PETERSON: To discuss -- an executive session to discuss

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(A discussion is had off the record.)

ATTY. RIES: Yeah, to discuss negotiating wages for public employees.

MR. SULLIVAN: Correct.

MR. PETERSON: Okay. So you're making a motion to discuss wages for public employees. I'll second that motion. Roll call.

MS. SLUSARCZYK: Mike made the motion, correct?

MR. PETERSON: Correct.

MS. SLUSARCZYK: Chris Peterson.

MR. PETERSON: Aye.

MS. SLUSARCZYK: Stanley Czeck.

MR. CZECK: Yes.

MS. SLUSARCZYK: Mike Sullivan.

MR. SULLIVAN: Yes.

MR. PETERSON: Okay. Motion passed. And will there be any action after?

MR. CZECK: I wouldn't think so.

MR. SULLIVAN: No action, no.

MR. PETERSON: Okay.

(At this time, the Board and Darren enter into executive session at 5:15 p.m.)

Village of Lordstown Board of Trustees of Public Affairs

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C E R T I F I C A T E

STATE OF OHIO)
TRUMBULL COUNTY) SS.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Niles, Ohio on this 2nd day of December, 2024.

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

Submitted:

Approved By:

Cinthia Slusarczyk, Clerk

Chris Peterson, President