

**MINUTES
BOARD OF TRUSTEES MEETING
LORAIN COUNTY RURAL WASTEWATER DISTRICT
JUNE 11, 2009**

Call to Order:

The regular meeting of the Board of Trustees of the Lorain County Rural Wastewater District was held at the LORCO offices, 22898 West Road, Wellington, Ohio. President McConnell called the meeting to order at 7:04 p.m. with the pledge of allegiance.

In the absence of Secretary-Treasurer, Tom Lahetta, and with no objection President McConnell appointed the Executive Director to call the roll.

Trustees in Attendance:

Scott Grills	James Wright	Doug Edwards
Dominic Ferritto	Howard Born	Ernest Hartman
Rita Canfield	John Piwinski	Louise Grose
Dorothy Collins	Cindy Kurpely	Neil Lynch
James McConnell		

Also in Attendance:

John Kniepper, Chief Utilities Director, ALMU
Becky Haines, Special Projects Coordinator
Dennis O'Toole, Attorney
Helen Haddox, Office Manager
Fred Alspach, Executive Director

Oath of Office:

Due to the resignation of Calvin Woods, the Wellington Township Trustees appointed Louise Grose as their representative. This term of office will expire March 27, 2011. Dennis O'Toole, Attorney to the Board, gave the oath of office to Mrs. Grose.

Approval of Minutes:

President McConnell announced that the minutes of the regular meeting held on May 14, 2009 were mailed to all trustees and called for any additions or corrections. It was moved by Ernest Hartman, with a second by John Piwinski to approve the minutes of the May 14, 2009 meeting as written. All voted yea. Motion carried.

Old Business:

Executive Director, Alspach reported that a loan information meeting was held on May 19, 2009 to discuss LORCO's position on the list for the ARRA forgivable principal loan and OEPA/Water Pollution Control Loan. Priorities for submittal of application and associated documentation were identified and LORCO staff proceeded to file the necessary application forms. The loans are currently being considered by the Ohio EPA-Department of Environmental Finance Assistance. A resolution authorizing the Executive Director to apply for these loans is required.

RESOLUTION NO. 2009-13 It was moved by Doug Edwards, with a second by Cindy Kurpely WHEREAS, the Lorain County Rural Wastewater District Board of Trustees is advised that construction of Phase-I, The Carlisle-Eaton Wastewater Project, will start in 2009, and:

WHEREAS, it is in the best interests of the organization to apply for Water Pollution Control Loan Fund (WPCLF) for planning, design and/or construction of the wastewater facilities; and

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the Lorain County Rural Wastewater District Board of Trustees to pass a resolution for application of a loan and the execution of an agreement as well as designating a dedicated repayment source;

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees of the Lorain County Rural Wastewater District that:

- Section 1. That the Executive Director is hereby authorized to apply for a WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan Fund with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design, and/or construction of wastewater facilities on behalf of the Lorain County Rural Wastewater District, all with the approval of legal counsel; and
- Section 2. That the dedicated source of repayment will be revenues from the benefited users.
- Section 3. That the resolution shall take effect and be in force from and after the earliest period allowed by law.
- Section 4. It is found and determined that all formal actions of the LORCO Board concerning and relating to the passage of this Resolution were passed in an open meeting of the Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Vote resulted as follows: 13 Yea, 0 Nay. Motion carried.

Mr. Alspach informed the board that based on a recent conversation with NOACA Senior Planner, Andy Vidra, additional properties on the south side of Royalton Road, east of Grafton Road are considered not within the LORCO Facility Planning Area. Ten such properties were identified from a computer generated map provided by NOACA and considered to be associated with the board's action of February 12, 2009, which rescinded planned sewer services to other homes not within the LORCO FPA. It was moved by Ernest Hartman, with a second by Scott Grills to rescind planned sewer service to the 10 homes on the south side of Royalton Road and east of Grafton Road from PPN: 11-00-096-000-005, which is vacant land to PPN: 11-00-096-000-036, which is 38041 Royalton Road W., Grafton, Ohio. This motion is in addition to the motion of the Board, passed February 12, 2009, which rescinds planned sewer service to the properties on the north side of Robson Road and the north side of Royalton Road. All voted yea. Motion carried.

New Business:

President McConnell informed the board that the Lorain-Medina Rural Electric Cooperative annual meeting is scheduled for July 21, 2009 and LORCO has received

an invitation to participate. It was the consensus of the board that LORCO provide a display as it has at past annual meetings of the Cooperative.

RESOLUTION NO. 2009-14 It was moved by Dominic Ferritto, with a second by Ernest Hartman, WHEREAS, the following have been submitted:

Payrolls disbursed on – 05/06/09 & 05/20/09	\$	2,211.54
OPERS – contributions 04/18/09 – 05/29/09	\$	888.19
North Coast Administrators – monthly health insurance	\$	526.66
First Merit – federal payroll taxes for May	\$	226.44
Easement acquisition expenses for May	\$	180.00
CORD – annual membership	\$	150.00
Verizon – landline (2-mos)	\$	107.38
First Merit – monthly analysis fee	\$	57.74
Bobel's Office Supply	\$	34.32
First Merit – credit card (website fee)	\$	8.90
LMRE – administrative contract for balance of March	\$	2,391.66
LMRE – administrative contract for April	\$	9,566.60
LMRE – office rent for March	\$	250.00
Stumphauzer O'Toole (000M) – legal fees for 03/27/09 – 04/27/09	\$	12,196.00
Stumphauzer O'Toole (002M) – legal fees for 03/30/09 – 04/23/09	\$	1,759.00
Stumphauzer O'Toole (003M) – legal fees for 04/15/09 – 04/27/09	\$	4,567.00
Radachi & Company – accounting fees for 04/13/09 – 04/30/09	\$	9,323.50
GRW Engineers (03328-05) – Bidding/Award Services 03/22 – 04/18/09	\$	25,800.00

NOW, THEREFORE BE IT RESOLVED,

- 1) That in anticipation of receiving permanent construction funding with a financing guarantee from the USDA/ Rural Development, the LORCO Rural Wastewater District may be required to expend or incur cost for planning and/or fees for the purpose of making capital improvements to their wastewater collection facility, which costs expended or incurred will be considered a part of the total USDA/Rural Development construction loan and the LORCO Rural Wastewater District may claim such costs as reimbursable expenses through the loan.
- 2) That it is found and determined that all formal actions of this Board of Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of the Board of Trustees and of any of its committees resulting in such formal action were in meetings open to the public, in compliance with the law, including Section 121.22 of the Revised Code of Ohio.

Vote resulted as follows: 13 yea. 0 nay. Motion carried.

Executive Director, Fred Alspach, noted the attached news articles and the Eaton Township COMET citizens' group full page advertisement in the Rural-Urban Record. He then reviewed the current monthly expenses and deferrals.

Eaton Township representative, Doug Edwards, noted that Eaton Township Trustee, Linda Morrison, is requesting that she receive the full LORCO board package as mailed to the

rest of the LORCO board. Henrietta Township representative, Howard Born, voiced his concern for future growth of LORCO and requested that LORCO's Phase-II, the Northwest Service Area, be reviewed regarding the potential of seeking low interest funding and take advantage of the low cost labor market to advance central collection sewers in that area.

Other Business:

Mrs. Hicks, of Eaton Township, asked how many loans are involved in the funding of the current plan. It was answered that USDA is backing the commercial loan and the OEPA/WPCLF loan is applied for along with the American Recovery and Reinvestment Act forgivable principal loan. She also asked ALMU Chief Executive Director, John Kniepper, how the ALMU line is planned for construction. It was answered that the plan primarily utilizes the FirstEnergy right of way.

Executive Session:

It was moved by John Piwinski, with a second by Ernest Hartman to go into executive session to discuss personnel at 7:27 p.m. A roll call vote was taken showing all 13 members present voted yea and 0 nay. Motion carried.

It was moved by Ernest Hartman, with a second by Dominic Ferritto to return to regular session at 8:12 p.m. All voted yea. Motion carried.

It was moved by Doug Edwards, with a second by Cindy Kurpley to accept the Executive Director's recommendation of a salary increase to the Office Manager of one-dollar (\$1.00) per hour commencing with the first full pay of July, 2009. The vote was as follows: 13 Yea 0 Nay. Motion carried.

Adjourn:

With no further business to come before the Board, it was moved by Ernest Hartman with a second by Scott Grills to adjourn at this time 8:20 p.m. and meet again in regular session at 7:00 p.m. on Thursday, July 9, 2009 at the LORCO offices, 22898 West Rd. Wellington, OH. All voted yea. The motion carried.

President

Secretary-Treasurer