

**MINUTES
BOARD OF TRUSTEES MEETING
LORAIN COUNTY RURAL WASTEWATER DISTRICT
September 10, 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 7:00 PM with the pledge of allegiance.

Trustees in Attendance:

Doug Edwards	Rick Hutman	Dominic Ferritto
Ernest Hartman	John Piwinski	Gerald Cowie
Louise Grose	Thomas Lahetta	Dorothy Collins
Cindy Kurpely	Neil Lynch	James McConnell
Scott Grills	James Wright	Howard Born

Also in Attendance:

John Kniepper, Chief Utilities Executive, Avon Lake Municipal Utilities
Becky Haines, Special Projects Coordinator, Avon Lake Municipal Utilities
Dennis O'Toole, Legal Counsel
Helen Haddox, Office Manager
Fred Alspach, Executive Director

Oath of Office:

Attorney O'Toole administered the oath of office to Berry Taylor (alternate) appointed by Carlisle Township to serve the remainder of the current term through March 31, 2010.

Approval of Minutes:

President McConnell announced that the minutes of the regular meeting held on August 13, 2009 were mailed to all trustees and called for any additions or corrections. It was moved by Thomas Lahetta, with a second by James Wright to approve the minutes of the August 13, 2009 meeting as written. All voted yea. Motion carried.

Old Business:

President McConnell informed the board that the Ohio EPA can not approve the LORCO application for a low-interest loan at this time because of inadequate loan security or collateral. However, the option of an application by the Avon Lake Municipal Utilities on behalf of the LORCO project could be considered by the Ohio Water Development Authority Board at their meeting on September 24, 2009. The American Recovery and Reinvestment Act funds would still be considered as these are forgivable principle loans and separate from the OEPA/WPCLF loan funding.

New Business:

RESOLUTION NO. 2009-78 It was moved by Doug Edwards, with a second by James Wright,

WHEREAS, the following have been submitted:

Payrolls disbursed on – 08/12/09 and 08/26/09	\$ 2,339.10
Easement acquisition expenses for August	\$ 1,000.00
Village of Grafton – Wastewater Treatment	\$ 791.41
Lorain County Building Department – Permit	\$ 694.22
OPERS – contributions 07/25/09 – 08/21/09	\$ 630.53
First Merit – federal payroll taxes for August	\$ 255.08
Verizon – wireless	\$ 74.75
First Merit – monthly analysis fee	\$ 57.60
Verizon – landline	\$ 53.91
Stumphauzer-O’Toole (000M) – legal fees for 6/11/09 – 07/20/09	\$ 20,067.45
Stumphauzer-O’Toole (002M) – legal fees for 6/24/09 – 07/21/09	\$ 11,234.00
Stumphauzer-O’Toole (004M) – legal fees for 7/14/09 – 07/20/09	\$ 444.00
Radachi & Company – accounting fees for 07/06/09 – 07/30/09	\$ 5,278.00
GRW Engineers (03328-17) – services for 6/28/09 – 07/25/09	\$ 16,732.01
GRW Engineers (03328-18) – services for 6/28/09 – 07/25/09	\$ 8,405.00
GRW Engineers (03328-20) – services for 6/28/09 – 07/25/09	\$ 8,342.50
LMRE – rent for July	\$ 250.00

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: 15 yea. 0 nay. Motion carried.

Other Business:

Executive Director, Alspach thanked everyone for their kind letters and cards while he was in the hospital. He then noted several news articles copied from the Rural-Urban Record. Most notably was a letter to the editor by Pamela Stiles who mistakenly accused LORCO of connecting her to a sewer. After some investigation it was found that Mrs. Stiles lives in the Eaton Estates development and LORCO has no plans to install sewers there.

The monthly finances and list of payments were reviewed by the Executive Director.

Audience Participation

Mr. Carl Denk of Carlisle Township noted the limited number of building permits in Carlisle Township this year.

Executive Session

It was moved by Dominic Ferritto, with a second by Doug Edwards to go into executive session at 7:11 p.m. to discuss personnel and litigation issues. A roll call vote was taken showing all fifteen regular meeting board members present voting yea. Motion carried.

It was declared by President McConnell to go back into regular session at 8:15 p.m. All board members were present.

President McConnell announced that based on various actions by the Avon Lake Municipal Utilities, the Ohio Water Development Authority and the Ohio Environmental Protection Agency a SPECIAL MEETING OF THE LORCO BOARD OF TRUSTEES could be called before the next regular meeting.

Adjourn:

With no further business to come before the Board, a motion was made by Dominic Ferritto, with a second by Doug Edwards to adjourn at this time 8:20 p.m. The board will meet again in regular session at 7:00 p.m. on Thursday, October 8, 2009 at the LORCO offices located at 22898 West Road, Wellington, Ohio 44090.

President

Secretary-Treasurer