

MINUTES
BOARD OF TRUSTEES MEETING
LORAIN COUNTY RURAL WASTEWATER DISTRICT
April 13, 2006

Call to Order –

The regular meeting of the Board of Trustees of the Lorain County Rural Wastewater District was held at the LORCO office, 22898 West Road, Wellington, Ohio pursuant to written notice. President McConnell called the meeting to order at 8:00 p.m. with the pledge of allegiance.

Executive Director Alspach administered the Oath of Office to Thomas Lahetta, Dorothy Collins, Jeanette Leimbach (alternate), and Neil Lynch.

Trustees in Attendance –

Scott Grills	James Wright	Ernie Walker
Dominic Ferritto	Ernest Hartman	Barbara Harper
John Piwinski	James McConnell	Gerald Cowie
Don Wittmer	Thomas Lahetta	Dorothy Collins
	Neil Lynch	

Also in Attendance –

Fred Alspach, Executive Director
Becky Haines, Administrative Assistant

Absent – Rick Hutman, Ed Born, and Dwaine Clinker

Approval of the Minutes –

President McConnell noted that the minutes of the regular meeting held on March 9, 2006 were mailed to all board members and called for any corrections or additions. It was moved by Thomas Lahetta with a second by Barbara Harper to approve the minutes as written. All voted yea. Motion carried.

Old Business –

Executive Director Alspach reviewed a proposed language amendment in the Tap In Agreement with Palmer Development. After much discussion it was determined that the consensus of the board was to table the proposed language change pending further discussion with legal counsel.

New Business –

President McConnell reported on the Executive and Finance-Audit Committee combined meeting in which the financing efforts were discussed at length. President McConnell then called for a motion to accept the recommendations of the Executive Committee and Finance-Audit Committee

meeting as presented in the minutes. A motion was made by Thomas Lahetta with a second by Barbara Harper to accept the recommendations as presented. All voted yea. The motion carried.

Executive Director Alspach then reviewed the Sole Senior Managing Underwriter Agreement, which had been reviewed and approved by legal counsel, between Seasongood & Mayer, LLC and LORCO.

A motion was made by Thomas Lahetta with a second by Ernest Hartman to approve the agreement with Seasongood & Mayer, LLC underwriter services and financial advisor to LORCO and grant Executive Director Alspach authorization to execute the necessary agreement. All voted yea. The motion carried.

A motion was made by John Piwinski with a second by Ernest Hartman to terminate the current services with Fifth Third Securities, Inc. All voted yea. The motion carried.

President McConnell completed his report with the presentation of the 2005 Annual Report to the Townships and Villages. A motion was made by Barbara Harper with a second by Dorothy Collins to accept the written report. All voted yea. The motion carried.

Resolution 2006-06 it was moved by Gerald Cowie with a second by James Wright WHEREAS, the following have been submitted:

United States Treasury – Fed Tax Calculation Error	\$	218.46
OPERS – retirement contribution for March	\$	785.78
First Merit - Visa	\$	62.49
ORWA – Conference fees	\$	345.00
State Auditor – services from 1/8/2006 – 1/21/2006	\$	287.20
Payroll - 2/11/2006 – 2/28/2006	\$	1,389.96
Payroll – 2/26/2006 – 3/11/2006	\$	1,389.96
Payroll – 3/12/2006 – 3/25/2006	\$	1,389.96
Postage –first quarter	\$	209.75
Copies/Fax – first quarter	\$	147.15
Mileage – first quarter	\$	132.61
Radachi & Company – accounting services	\$	333.50
LMRE – Administrative contract	\$	4,257.36
LMRE – Aprils rent	\$	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: 13 yea 0 nay. The motion carried.

Resolution 2006-07 Be it resolved by the Board of Trustees of the LORCO Rural Wastewater District that it was moved by Ernest Hartman with a second by Thomas Lahetta WHEREAS

A resolution establishing an interest bearing escrow depository account for deposits received in accordance with the LORCO Tap In Agreement. Such deposits shall be with First Merit Bank and authorizing the President of the Board, Executive Director and Administrative Assistant to execute documents.

Interim and/or Inactive Deposits

Whenever any Interim and/or Inactive Deposits of Depositor are awarded to and accepted by the Bank pursuant to Chapter 135 of the Ohio Revised Code, the Interim and/or Inactive moneys shall be evidenced by an interest bearing account or certificate of deposit at rates agreed upon by Bank and Depositor.

The total amount thus awarded under this agreement is \$1,000,000.00, which does not exceed the limitations set forth under Chapter 135 of the Ohio Revised Code, or thirty percent (30%) of the Bank's total assets.

Bank agrees to secure its obligation under this agreement and its other obligations as a public depository of Depositor(s) Active, Interim and/or Inactive deposits by depositing with the Federal Reserve Bank of Cleveland, as safekeeping trustee, eligible securities in the amount and in the manner required by the Ohio Uniform Depository Act (Chapter 135 of the Ohio Revised Code). Depositor hereby authorized Bank on a continuing basis during the term of designation to substitute securities for those then deposited with such trustee, provided only that the securities being deposited be eligible securities having a current market value equal to or greater than the current market value of the securities for which they are to be substituted. Each such substitution may be made without prior notice to or the approval of Depositor.

Bank may charge all applicable fees assessable against depository accounts pursuant to its fee schedule currently in force or as hereafter amended.

This 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 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.

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

Executive Director Alspach began his administrative report with a review of the monthly time sheets and progress made for preparing the USDA Guaranteed Loan application. GRW Engineers have contracted with Solar Tech to complete the soil bore samples within the next two weeks. There will be approximately 150 test bore samples taken. The cost for this service is \$23,610.00 and is below the original budgeted amount.

Administrative Assistant Haines stated that the Cash Flow Deferral Statement was included in the board packages and asked if anyone had any questions or concerns.

In addition, she reported on the Ohio Rural Water Association Annual Conference. A lot of good information was obtained for when we expand into billing and the collection of monthly payments.

An Executive Committee meeting has been tentatively set for Wednesday, April 26th at the LORCO office at 7:00pm. Executive Director Alspach will notify the members of that committee if the meeting becomes a matter of necessity.

Adjourn –

With no further business to come before the board, it was moved by Dominic Ferritto with a second by Ernest Hartman to adjourn at this time 9:35 PM and meet again in regular session at 8:00 PM on Thursday, May 11, 2006 at the Carlisle Township Hall. All voted yea. Motion carried.