

**MINUTES  
BOARD OF TRUSTEES MEETING  
LORAIN COUNTY RURAL WASTEWATER DISTRICT  
June 12, 2008**

**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. President McConnell called the meeting to order at 7:00 p.m. with the pledge of allegiance.

**Trustees in Attendance:**

Scott Grills	James Wright	Doug Edwards
Rick Hutman	Dominic Ferritto	Ernest Hartman
Barb Harper	John Piwinski	Gerald Cowie
Calvin Woods	Thomas Lahetta	Dorothy Collins
Neil Lynch	James McConnell	

**Also in Attendance:**

John Kniepper, ALMU Chief Executive  
Dennis O'Toole, Legal Counsel  
Helen Haddox, Office Manager  
Fred Alspach, Executive Director

**Absent were:**

Joseph Knoble and Dwaine Clinker

**Approval of Minutes:**

President McConnell noted that the minutes of the regular meeting held on May 8, 2008 had been mailed to all the trustees and called for any additions or corrections. It was moved by Gerald Cowie, with a second by Barb Harper to approve the minutes as written. All voted yea. Motion carried.

**Old Business:**

Referencing a LORCO memo dated May 13, 2008; Executive Director Alspach noted that URS Consultant, Greg Rhinehalt, his assistant Auggie, Fred and John Kniepper spent time with U.S. Army Corps of Engineers and Ohio EPA representatives in the field. The OEPA is returning for a follow-up visit based on Jurisdictional Determination of isolated wetland sites. Alspach recommends that LORCO Resolution No. 2008-09 be considered to effectively place the advertisement for bidding in a timely manner subsequent to the OEPA final review.

**New Business:**

President McConnell noted that an invitation is again extended by LMRE for LORCO participation at the LMRE Annual Meeting of the Members to be held July 22, 2008 at the Lorain County Fairgrounds. All of the board members are invited to attend and meet with customers at the LORCO booth. Mr. McConnell will inform LMRE that we will have a display and participate. McConnell also thanked Barb Harper for her recent volunteering to take calls at the LORCO office.

President McConnell reviewed a memo dated May 16, 2008 regarding discussion with IRG's representative, Rich Govitz. It has been determined through discussions with Mr. Govitz that he is interested in working with LORCO. However, the issues are timing and commitment. With IRG's commitment, LORCO could advance the timing to provide service to IRG sooner than later.

Planning and Operations Committee Chairman, Ernest Hartman, reported that the committee thoroughly discussed a proposal from the Avon Lake Municipal Utilities Chief Executive, John Kniepper, for construction supervision of the Phase-I project. Mr. Hartman recommended that the LORCO board approve Resolution No. 2008-08. A specific agreement conditioned upon the commencement of the project will be drafted by Attorney, Dennis O'Toole and brought to the board at the next meeting. Mr. Hartman also discussed and recommended the potential of an additional property purchase at the location of the ALMU main pump station for future use.

It was moved by Barb Harper, with a second by Doug Edwards to approve the negotiation by Avon Lake Municipal Utilities for purchase of 5.7 acres of land at the proposed main pump station to be located at SR-57 and SR-82. All voted yea. Motion carried.

Attorney O'Toole noted that he has fully reviewed the construction supervision proposal from ALMU. He indicated that with the LORCO Board's approval of the proposal, he would draft an agreement that would specify the parameters under which LORCO and ALMU would work together. That document would contain ALMU's proposal as Exhibit "A".

**RESOLUTION NO. 2008-08** It was moved by Ernest Hartman, with a second by James Wright to APPROVE THE PROPOSAL BY AVON LAKE MUNICIPAL UTILITIES FOR CONSTRUCTION SUPERVISION TO PHASE-I, THE CARLISLE-EATON WASTEWATER PROJECT.

WHEREAS, the LORCO RURAL WASTEWATER DISTRICT Board of Trustees is advised that construction of Phase-I, The Carlisle-Eaton Wastewater Project, will start in 2008, and:

WHEREAS, the Avon Lake Municipal Utilities has provided a proposal offering its advice and expertise in the supervision of construction of Phase-I and other related services, and:

WHEREAS, the LORCO Planning and Operations Committee has fully discussed such proposal with the Avon Lake Municipal Utilities and LORCO's Legal Counsel and recommends adoption of such proposal.

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

Section 1. It is in the best interests of the organization to enter into an agreement with the Avon Lake Municipal Utilities for assistance and professional expertise in the construction of the Phase 1 project as set forth in the proposal attached hereto as Exhibit A; and

Section 2. The executive director is authorized to execute such agreement and other documents necessary to meet the intent of this resolution, all with approval of legal counsel as to form; and

Section 3. 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: 14 Yea 0 Nay Motion carried.

**RESOLUTION NO 2008-7** It was moved by Thomas Lahetta, with a second by Barb Harper WHEREAS, the following have been submitted:

First Merit Visa – office expenses	\$ 223.13
North Coast Administrators – monthly health insurance	\$ 526.66
Easement Payments – disbursed in May	\$1,096.60
Payrolls disbursed on – 05/07/08 & 05/21/08	\$2,127.80
First Merit – federal P/R withholding taxes for May	\$ 155.38
URS – engineering services for February & March	\$4,494.98
First Merit – monthly analysis fee	\$ 44.58
LMRE – monthly NISC accounting software	\$ 92.97
Bramhall Engineering – inspections	\$ 404.00
Stumphauzer   O’Toole – legal fees for May	\$2,127.50
Radachi & Company – accounting fees April	\$4,509.50
LMRE – rent for May	\$ 250.00
LMRE – administrative contract for May	\$7,036.43

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: 14 Yea 0 Nay Motion carried.

**RESOLUTION NO. 2008-09** It was moved by Neil Lynch, with a second by Scott Grills to: APPROVE TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE PHASE-I, CARLISLE-EATON WASTEWATER PROJECT.

WHEREAS, the LORCO RURAL WASTEWATER DISTRICT Board of Trustees is advised that construction of Phase-I, The Carlisle-Eaton Wastewater Project, will start in 2008, and;

WHEREAS, the U.S. Army Corps of Engineers and the Ohio EPA have completed their preliminary site review of the stream and wetlands delineation study for the Phase-I project and approval of the delineation study is timely to the Permit to Install, and;

WHEREAS, upon receiving notification from the Ohio EPA that LORCO will receive a Permit to Install it is deemed necessary to make arrangements to advertise for construction bids in a timely manner.

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

- Section 1. It is in the best interests of the organization to produce construction advertisement as quickly as possible upon notification of the Permit to Install, and;
- Section 2. The executive director is authorized to execute such advertisement as suggested by the consulting engineering firm, and;
- Section 3. 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: 14 Yea 0 Nay Motion carried.

The Executive Director reported on events marked within the staff report and the most recent news articles. He then reviewed the current expenses and the LORCO check register. The 2007-year end statements, as provided by Radachi and Company, were presented to the board and the balance on the line of credit was identified. A memo was discussed regarding a meeting at the Lorain WWT Plant to discuss regional wastewater treatment and an update was presented regarding developer anticipation of the soon to be LORCO sewer project. In addition the Phase-I plan comments provided by the Lorain County Engineer, were answered and forwarded by GRW Engineers, Inc.

**Other Business:**

There was no further business to come before the board.

**Adjourn:**

It was moved by Scott Grills with a second by Barb Harper to adjourn at this time 8:24 p.m. and meet again in regular session at 7:00 p.m. on Thursday, July 10, 2008 at the LORCO office located at 22898 West Road, Wellington. All voted yea. The motion carried.

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President

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Secretary-Treasurer