

**MINUTES
BOARD OF TRUSTEES MEETING
LORAIN COUNTY RURAL WASTEWATER DISTRICT
November 9, 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. President McConnell called the meeting to order at 8:05 p.m. with the pledge of allegiance.

Trustees in Attendance –

James Wright	Douglas Edwards	Ernest Hartman
Barbara Harper	Gerald Cowie	Don Wittmer
Thomas Lahetta	Dorothy Collins	Neil Lynch
Jim McConnell		Dwaine Clinker

Also in Attendance –

Fred Alspach, Executive Director
Becky Haines, Administrative Assistant
Dennis O'Toole, Legal Counsel
Mark Roan, FirstMerit Bank
Kelly Hettick, USDA Rural Development

Absent – Scott Grills, Rick Hutman, Dominic Ferritto, Ed Born, and John Piwinski

Approval of the Minutes –

President McConnell noted that the minutes of the regular meeting held on October 12th, 2006 were mailed to all board members and called for any corrections or additions. It was moved by Ernest Hartman with a second by Tom Lahetta to approve the minutes as written. All voted yea. Motion carried.

Special Discussion –

Lorain County Prosecutor Dennis Will and Assistant County Prosecutor Jerry Innes gave a presentation on the responsibility of their office representing Township officials and the County Commissioners. After their presentation they fielded questions from the board members and audience on related matters.

Old Business –

Kelly Hettick, of USDA-Rural Development, was present to update the board on LORCO’s guaranteed loan commitment application. He reviewed a draft letter of items needed to complete the application which is estimated to be by the end of November. At that time the Massillon District Office will do their final review before sending the application to the State Office of USDA Rural Development. The review process between both offices is expected to be completed in early December. After receiving approval by the State Office, the application will be held until the Agriculture Appropriation Budget has been passed at the federal level and funds are then available for their approval.

Executive Director Alspach stated that the interim loan extension paperwork has been completed and will be signed by the officers this evening.

New Business –

President McConnell reported that he had the opportunity to meet with USDA Rural Development State Director, Randall Hunt, last week and talk about issues LORCO has faced in their attempt to secure financing and gained some clarity on the roles certain employees have in determining the approval of our application.

Resolution 2006-24 Be it resolved by the Board of Trustees of the LORCO Rural Wastewater District that it was moved by Don Wittmer, seconded by Barbara Harper, WHEREAS, the following have been submitted:

Payroll 09/24/06 – 10/07/06	\$	1,408.92
Payroll 10/08/06 – 10/21/06	\$	1,408.92
LMRE – NISC monthly fee	\$	185.94
Verizon Telephone – October	\$	50.65
OPERS – October contribution	\$	809.34
First Merit – October federal taxes	\$	696.65
First Merit – legal review fees	\$	2,080.50
First Merit – Visa (Norton AntiVirus Renewal)	\$	77.98
Bramhall Engineering – inspection fees Barrington	\$	1,067.57
CSX – railway bore permit review fees	\$	2,250.00
LMRE – Novembers rent	\$	250.00
LMRE – Administrative Contract for November	\$	4,443.18
Baumgartner & O’Toole – legal services for October	\$	536.50
Radachi & Company – September accounting services	\$	43.50

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: 10 yea 0 nay. Motion carried

A motion was made by Barbara Harper with a second by Gerald Cowie to change the LORCO regular board meeting time from 8:00 PM to 7:00 PM during Standard time. All voted yea. Motion carried.

After completing the Administrative Report, Executive Director Alspach presented spreadsheet scenarios as directed by the board at the September meeting. These scenarios showed how to vary the calculations to study different rate schedules for the debt retirement on the construction loan. Much discussion was had regarding the spreadsheets and it was emphasized several times that the numbers used are based on the estimated construction cost and are used strictly as projection figures.

Administrative Assistant Haines briefly reviewed the financial statement and informed the board that the proposed 2007 Permanent Budget would be in the next board packet for review and approval at the December board meeting. In addition, a teleconference had been held earlier in the day with representatives from National Information Solutions Cooperative (NISC), our software provider, Executive Director Alspach and herself to discuss the billing software and the possibility of NISC doing the bill printing and mailing. She requested a joint committee meeting be scheduled to review billing and collection policies and discuss the proposal for their services.

A Policy-Executive Committee meeting has been scheduled for Thursday, December 7, 2006 at 7:00 PM at the LORCO office.

Other Business –

President McConnell called for any further questions or comments from the audience. After brief discussion, he called for an Executive Session to discuss potential litigation.

At 10:43 PM a motion was made by Barbara Harper, second by Don Wittmer to enter into Executive Session. Roll call was taken and all voted yea. Motion carried.

At 11:25 PM President McConnell declared the Executive Session completed and reconvened into regular session.

Adjourn

With no further business to come before the board, it was moved by Barbara Harper with a second by Gerald Cowie to adjourn at this time 11:26 PM and meet again in regular session at 7:00 PM on Thursday, December 14, 2006 at the LORCO office located at 22898 West Road, Wellington. All voted yea. Motion carried.

President

Secretary Treasurer