

Board of Municipal Utilities
Meeting Minutes
May 2, 2023
201 Miller Road
Avon Lake, Ohio

Call to Order – Roll Call

The meeting was called to order at 6:31 PM. The meeting was held in-person using web-based video conferencing technology and streamed live over Facebook.

Present: Mr. Abram, Mr. Dzwonczyk, Mr. Rickey, Mr. Rush, and Mrs. Schnabel

Also present: CUO Yuronich, Facilities and Asset Manager Kimevski and Attorney Coyne of Mansour Gavin.

Approve Minutes

Mr. Dzwonczyk presented the Minutes of the April 18, 2023 Work Session and regular meeting. With no additional changes, additions or corrections noted, he ordered that the minutes stand and be distributed as presented.

Public Speakers

None.

Correspondence

None.

Expenditures

Following review of expenses dated May 2, 2023, for funds and amounts as follows, Mr. Abram moved, Mr. Rickey seconded, to approve the expenditures of April 14 through April 27, 2023:

Water Fund 701	\$	314,180.22
Wastewater Fund 721	\$	237,793.53
ETL1 Fund 703	\$	40,949.48
ETL2 Fund 762	\$	18,382.31
LORCO Fund 749	\$	3,088.48
Water Construction Fund 704	\$	78,108.44
Wastewater Construction Fund 724	\$	78,108.45
West Ridge Interconnect Fund 702	\$	381.39

Ayes (per voice vote): Abram, Dzwonczyk, Rickey, Rush, and Schnabel

Nays: None

Motion carried.

T-Mobile Consent

Mr. Yuronich informed the Board that Avon Lake Regional Water (ALRW) has a land lease agreement with Verizon Wireless at the Water Reclamation Facility property that is used for a cell phone tower. In addition to the rent that is paid by Verizon Wireless, there is a stipulation in that contract that requires ALRW to grant approval of any additional providers locating their equipment on that tower. Per the attached agreement, T-Mobile requests to install equipment onto the tower and will begin paying monthly rent to ALRW. Mr. Yuronich recommended that the Board approve the motion to allow the CUE to execute the Consent Agreement as presented.

Mr. Rickey asked if this sort of agreement would be the same as what will happen at the Lear Rd./Division Rd. tower site. Mr. Yuronich stated that it would be. Mr. Kimevski added that it would be a private tower company that would own and operate the tower but that the agreements with ALRW would be similar in nature.

Mr. Abram stated that the 103% annual rent increase was an excellent item in the contract.

With no further discussion, Mrs. Schnabel motioned, Mr. Rickey seconded, to authorize CUE Munro to execute a Consent Agreement with T-Mobile Central LLC for the location and installation of cellular equipment per the agreement as presented.

Ayes (per voice vote): Abram, Dzwonczyk, Rickey, Rush, and Schnabel

Nays: None

Motion carried.

Project Updates

Power Plant Update: Mr. Kimevski informed the Board that staff will be meeting with David Emerman, the Ohio EPA Chief of the Northeast District Office along with Charah staff on Wednesday, May 3, 2023 for a site visit to both the power plant demolition site and the ALRW Water Filtration Plant.

ETL Design Services: Mr. Kimevski stated that ALRW staff attended a virtual kick-off meeting with the US Army Corps of Engineers (USACE) on Monday, April 24, 2023. The USACE will be the ones administering the disbursement of the \$1.0 million in funding that was awarded for this project via the Congressionally Directed Spending program. The Project Agreement process is expected to take 3-4 months to complete.

Mr. Dzwonczyk asked what this included, and Mr. Yuronich stated that it was to ensure all the applicable regulations and process steps are followed prior to the money being reimbursed. This includes following all of the plan approval steps and changes as well as wetlands and migratory animal requirements. Mr. Dzwonczyk also stated that since these funds were awarded by Senator Sherrod Brown an effort should be made to have him in attendance for the groundbreaking ceremony for this project.

WFP Improvements: No updates.

2022 Water Line Bundle Project: Mr. Kimevski informed the Board that Underground Utilities, Inc. has completed all of the project work and punch list items and have demobilized as of April 27, 2023. Mr. Yuronich added that although UUI had demobilized, any residents that had work performed in any of the project areas will still receive site restoration as required. The contractor and ALRW are still monitoring all of the areas for any settling of the ground or areas

of reseeding that have not fully grown in. Once there has been a period of sunny weather, any areas that still need reseeding will be addressed.

Additional Storage Building: Notice of commencement has been delivered to Northbay Construction and that they mobilized to begin on May 1, 2023 for installation of the internal electric, gas and HVAC utilities.

Mr. Dzwonczyk asked if this was the final part of the project. Mr. Kimevski stated that while it is one of the final steps in completion of this building that there are significant lead times on some of the electrical equipment and that it could take up to a hundred days.

Mr. Dzwonczyk also inquired about the work that was taking place on the pond in front of 201 Miller Rd. Mr. Kimevski discussed the liner that was being installed so that that water would not be continuously leaking through various drainage lines that exist in that area. Past attempts at creating a clay liner were unsuccessful and this will be a permanent fix, similar to a pool liner.

CUO Report

CUO Yuronich recognized Water Filtration Plant Operator Greg Kushner as successfully becoming an Ohio EPA Class III Water Supply Operator. CUO Yuronich stated that himself and the rest of ALRW staff were very proud of him and that even with a recent addition to Mr. Kushner's family he was still able to pass the certification test. Mr. Dzwonczyk requested that staff pass along congratulations to Mr. Kushner.

Miscellaneous & Member Reports

Mr. Rickey informed the Board that he attended the April 19, 2023 Charter Review Commission Meeting and that they still seemed unwilling to support ALRW's proposed Charter Amendment even though Law Director Ebert echoed ALRW's support for this proposed amendment. Mr. Dzwonczyk stated that he planned on attending the meeting with the Ohio EPA on April 19, 2023.

Public Speakers

None.

Executive Session

Mr. Rush moved, Mr. Abram seconded, to meet in executive session as allowed by ORC §121.22 (G)(1) and (G)(3) to discuss the compensation of public employees and pending legal matters and to include the CUO, the Facilities and Asset Manager and Attorney Coyne from Mansour Gavin.

Ayes (per roll-call vote): Abram, Dzwonczyk, Rickey, Rush, and Schnabel

Nays: None

Motion carried.

The Board entered Executive Session at 6:58 PM

The Board reconvened the public meeting at 8:45 PM

Mr. Rickey moved, and Mrs. Schnabel seconded, to adjust the following employee wage rates effective May 2, 2023:

Greg Yuronich	\$60.10 per hour
Jack Gaydar	\$60.72 per hour
Ryan Hill	\$48.44 per hour
Robertino Kimevski	\$46.02 per hour
Jarod Larson	\$31.39 per hour
Robert Munro	\$81.16 per hour

Ayes (per voice vote): Abram, Dzwonczyk, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Adjourn

As there was no further business, Mr. Abram moved, and Mr. Rush seconded, to adjourn. The meeting adjourned at 8:50 PM.

Ayes (per voice vote): Abram, Dzwonczyk, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Approved May 16, 2023.

John Dzwonczyk, Chairman

Greg Yuronich, Clerk