

Week Beginning March 21, 2022

Meeting of March 23, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 23rd day of March 2022, in the office of said Board, with the following members present:

Mauro Cantalamessa, Commissioner
Niki Frenchko, Commissioner, (Present via Phone Bridge)
Frank S, Fuda, Commissioner

Commissioner Fuda asked for a moment of silence to support the victims of the Russian War. He also stated the Departmental Meetings he is holding are working well and the public and news stations are welcome to come and ask questions.

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Session dated March 16, 2022.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

COMMISSIONER FRENCHKO MADE AND READ THE FOLLOWING MOTION TO THE FLOOR:

MOTION: Made by Ms. Frenchko, for Commissioner Cantalamessa and Commissioner Fuda to remove the 3 least qualified candidates for the Human Recourse's Panel, to allow Commissioner Frenchko to appoint 3 members to have equal representation, as was approved unanimously by the Board. Commissioner Frenchko should be notified of the 3 being removed by this Friday, and the board shall not interfere with staff advertising at Commissioner Frenchko's directive to select her 3 appointees. Commissioner Frenchko will submit her 3 members by April 4.

SPECIAL NOTE: The men on the board of Commissioners usurped commissioner Frenchko's ability to make appointments to a panel in which we are each to have an equal number of representatives. They also failed to ensure that all appointments were qualified, and instructed staff not to re-advertise when I requested.

MOTION DIED FOR LACK OF SECOND

RE: APPROVE BILLS

2. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the bills, as per the individual departmental purchase orders/invoices forwarded to the Trumbull County Auditor for payment, providing all procedures of State law have been followed.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

A lengthy discussion regarding Item #2 'Approve Bills' is summarized at the end of the journal before the Adjourn. The discussion was too long to fit within this numbered page which had to be printed before the minutes were completed.

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RE: TRANSFER MONIES

3. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to Pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor's Office between the dates of March 14, 2022 through March 18, 2022. Complete list of money transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer monies:

- Board of Health \$ 16,500.00 Fund # 970

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

Document(s) recorded on Journal Page(s) _____.)

RE: ADDITIONAL APPROPRIATIONS

4. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve additional appropriations, as submitted to the Trumbull County Auditor's Office between the dates of March 14, 2022 through March 18, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

- Transit \$ 7,849.56 Fund # 940
- Sanitary \$ 5,964.54 Fund # 608

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Document(s) recorded on Journal Page(s) _____.)

RE: TRANSFER APPROPRIATIONS

5. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to transfer appropriations, as submitted to the Trumbull County Auditor's Office between the dates of March 14, 2022 through March 18, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

- Children Services \$ 8,000.00 Fund # 012
- Metro Parks \$ 1,000.00 Fund # 981
- Board of DD \$ 60.00 Fund # 981
- Board of DD \$ 6,000.00 Fund # 120

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

Document(s) recorded on Journal Page(s) _____.)

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**RE: AMEND AGENDA ITEM DATED 03/16/22
ESTABLISHING THE CREATION OF FUND
#119 FOR USE BY BOARD OF ELECTIONS
AMENDMENT NECESSARY TO CHANGE
THE NAME OF THE PRIMARY GRANT FUND**

6. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Amend Agenda Item dated March 16, 2022, Journal Volume, 154, Page 24652, establishing the creation of Fund #119 for use by the Board of Elections. AMENDMENT is necessary to change the name from the Primary 2022 Grant Fund, to the TRUMBULL COUNTY BOARD OF ELECTIONS STATE GRANT FUND known as FUND 119 for use by the Trumbull County Board of Elections. Fund is being created to accept a grant from the Ohio Secretary of State, in the amount of \$127,272.00 to subsidize extra costs incurred for the May 3, 2022 Primary Election; this action is per the recommendation of Ms. Stephanie N. Penrose, Board of Elections Director.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: ADVERTISE FOR BIDS
THIRD PARTY CLAIMS ADMINISTRATION FOR
WORKER'S COMPENSATION**

7. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize the Board of Trumbull County Commissioners' Clerk to advertise for sealed bids for TRUMBULL COUNTY'S THIRD PARTY CLAIMS ADMINISTRATION FOR WORKERS' COMPENSATION, to include the Scope of Duties as listed. Contract shall be for a one (1) year period commencing May 1, 2022, and ending April 30, 2023; this action per the recommendation of the Human Resources Department.

SCOPE OF DUTIES

- Process and analyze all claims filed by Trumbull County Employees
- Complete review of all claims and detailed records of each claim
- Provide completed and signed Medical Release Form from I.W. early on in the claim for processing of any and all past medical history (including but not limited to Past W.C. Claims)
- Represent Trumbull County at all Industrial Commission Hearings; thorough hearing preparation including providing all documentation necessary and post summary of hearing to the County
- Trumbull County to provide outside legal counsel at some hearings at their discretion. All other legal to be provided and paid for by TPA
- With approval from County, arrange and schedule Independent Medical Examinations
- Review all claims for possible handicap refunds
- Work as liaison between Trumbull County and our Managed Care Organization in accident reporting, investigations, the filing of new claims and controlling medical costs
- Investigate all lost time claims upon request from the County
- Maintain current records for all claims and monitor same
- Suggest and advise on settlements of claims and negotiate settlements with claimant and/or attorneys.
- Provide quarterly reports to the County
- Suggest and assist implementation of cost savings programs
- Attend all meetings scheduled by Trumbull County Workers' Comp. Admin. on site
- Complete claims audit.
- Assist and guide Trumbull County Workers' Compensation personnel in any and all aspects of the Ohio Bureau of Workers' Compensation Claim process in regards to the County's I.W. and in the best interest of Trumbull County.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

Legal ad recorded on Journal Page(s)_____.)

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**RE: MEMBERSHIP ASSESSMENT DUES
EASTGATE REGIONAL COUNCIL OF GOVERNMENTS**

8. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize payment of \$47,221.00 to the EASTGATE REGIONAL COUNCIL OF GOVERNMENTS, City Centre One, 100 E. Federal Street, Suite #1000, Youngstown, OH 44503 for Trumbull County’s participation (*Membership Assessment Dues*) for the calendar year 2022. Local dues are required to match federal and state funds at various ratios for the Eastgate Regional Council of Governments’ different funding programs.

NOTE: The Commissioners' portion for Membership Assessment will be paid for from Fund No. 001-030-1000-1000-1-505808; the County Engineer’s portion will be paid for from Fund No. 002-030-1700-1700-1-505808; and the Sanitary Engineers’ portion will be paid for from Fund No. 601-030-3000-3020-1-505808.

SPECIAL NOTE: For calendar year 2022, the assessment is calculated using 2020 census population figures and a per capita rate of 37 cents for communities in Mahoning and Trumbull Counties. The assessment is based on the per capita rate recommended by the Eastgate Regional Council of Governments Finance/Executive Committee and approved by the General Policy Board at the December 6, 2021 Annual Meeting.

❖ Funding Distribution for Trumbull County is as follows:

- **\$15,741.00 – County Commissioners**
- **\$15,740.00 -- County Engineer**
- **\$15,740.00 – County Sanitary Engineer**
- \$47,221.00 – Total**

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

**RE: EMPLOYMENT TRANSFER OF MR. CHRISTOPHER MURRAY
FROM POSITION OF LABORER-PACKAGE PLANTS TO THE
POSITION OF LABORER-WATER-SANITARY ENGINEERS**

9. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the personnel action for the employment transfer of MR. CHRISTOPHER MURRAY from the position of LABORER – PACKAGE PLANTS Pay Range 3 (0 Years) \$13.82, to the position of LABORER - WATER Pay Range 3 (0 years) \$13.82 with the Trumbull County Sanitary Engineer’s Department, effective Monday, March 28, 2022 , *pursuant to the authorized job posting of March 7 to March 15, 2022*; this action per the recommendation of the Human Resources Department in conjunction with the Sanitary Engineer’s.

NOTE: This vacancy is due to an employee promotion.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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**RE: ADOPT A FEE SCHEDULE
ADMINISTER SPECIAL PURPOSE FLOOD DAMAGE
REDUCTION RESOLUTION**

10. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to Request the Board of Trumbull County Commissioners to ADOPT A FEE SCHEDULE to Administer the SPECIAL PURPOSE FLOOD DAMAGE REDUCTION RESOLUTION. The Trumbull County Commissioners adopted the Special Purpose Flood Damage Reduction Resolution on May 5, 2010, duly recorded in Journal Volume 134, Page 15094. Said resolution includes permits and processes, such as Variances and Appeals that require specific cost-incurring actions be taken by staff and refers to an associated adopted Fee Schedule to recoup some of these costs. There is no record of a Fee Schedule having been adopted. The Planning Commission is now requesting the Commissioners adopt said fee schedule.

NOTE: The Trumbull County Planning Commission staff has conducted a quantitative analysis of fees charged by surrounding and similar-sized Ohio counties and also a qualitative analysis evaluating the participation of staff from relevant county departments to review each permit type. The proposed Fee Schedule is generally consistent with fees charged by surrounding and similar-sized Ohio counties, but it also provides the ability for Trumbull County to recoup costs associated with projects where the applicant is the sole or primary beneficiary, such as a Variance.

The proposed Fee Schedule also provides Trumbull County the ability to charge an applicant to cover costs associated with contracting for outside consultation when an expert is needed to review application materials. Hiring a Hydrologic Engineer to review a study supporting proposed work in a watercourse is an example of how this fee would be applied. Additionally, the expert consultant must provide a written cost estimate prior to conducting any work, and the applicant will agree in writing to cover the fees.

SPECIAL NOTE: Staff proposes to exempt Trumbull County Departments and agencies from paying the fees. Staff also proposes to exempt from paying the fees any costs associated with filing an appeal of an enforcement action related to alleged violations identified by FEMA during a Community Action Communication. (See Attached Fee Schedule)

**FEE SCHEDULE FOR TRUMBULL COUNTY TO ADMINISTER THE
TRUMBULL COUNTY SPECIAL PURPOSE FLOOD DAMAGE REDUCTION
REGULATIONS**

Per TCC Resolution # _____

Effective Date: _____

Flood Regulations apply to all areas of special flood hazard within the jurisdiction of Trumbull County as identified in TRUMBULL COUNTY SPECIAL PURPOSE FLOOD DAMAGE REDUCTION REGULATIONS Section 1.6 or the alteration of any watercourse wholly within, partially within or in contact with any identified special flood hazard area, as established in Section 1.6.

Special Flood Hazard Area Development Permit \$50 and costs to cover 3rd Party Review if necessary

Substantial Damage Determination \$50

Letter of Map Amendment and Revision Application \$150 and costs to cover 3rd Party Review if necessary (The applicant is also responsible to pay to FEMA its map revision fees.)

Variance \$1,000 Deposit and signed agreement to pay any additional costs associated with required activities for a hearing itemized below

Appeal \$100 Deposit and signed agreement to pay any additional costs associated with required activities for a hearing itemized below

FEE SCHEDULE CONTINUED

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FEE SCHEDULE Continued

1. For complex projects requiring 3rd Party Review by a specialist qualified to verify completeness, accuracy, findings, conclusions and/or recommendations, the Floodplain Administrator shall secure from Trumbull County's list of qualified professionals a cost estimate to perform the review and the applicant shall agree to and pay for the service in advance if desiring to proceed.
2. Hearing costs include Legal Notice, Subpoena, Stenographer, Hearing Transcript and costs to cover 3rd Party Review if necessary. The applicant will be charged real costs for goods and services and refunded any portion of the deposit not spent, if applicable. Any costs above the initial deposit must be paid by the applicant prior to the service being rendered and the decision being made.
3. Trumbull County departments or agencies are exempt from paying these fees.
4. An appeal of an enforcement action associated with alleged violations identified by FEMA during a Community Action Communication is exempt from these fees.

Ms. Frenchko asked the Clerk to read the bold items for the record.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

**RE: REAPPOINT INDIVIDUALS LISTED
MEMBERS OF THE TRUMBULL COUNTY
FLOODPLAIN VARIANCE BOARD FOR AN
ADDITIONAL THREE (3) YEAR TERM
COMMENCING 06/12/22 THROUGH 06/11/25**

11. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to reappoint the individuals listed as Members of the TRUMBULL COUNTY FLOODPLAIN VARIANCE BOARD for an additional three (3) year term commencing June 12, 2022 through June 11, 2025; this action per the recommendation of Julie M. Green, Director of the Trumbull County Planning Commission and Floodplain Administrator.

NOTE: The Board of Commissioners adopted the Flood Damage Regulations on September 1, 1994, duly recorded in Journal Volume 90, Page 2388. On May 5, 2010, the Commissioners approved 'Revisions' to the Trumbull County Special Purpose Flood Damage Reduction Regulations to be in compliance with the new Federal Emergency Management Agency (FEMA) Flood Map Updates and to continue in the National Flood Insurance Program.

- **AMY REHEER**
Director, Trumbull Soil & Water Conservation District
- **THOMAS M. GLADD**
Assistant Building Official, Trumbull County Building Department

SPECIAL NOTE: According to Section 5.1(A) of the Trumbull County Floodplain Regulations the Board of Trumbull County Commissioners are to establish the Variance Board by selecting three (3) members from one of the following:

- Trumbull County Planning Commission
- Trumbull County Soil & Water Conservation District
- Trumbull County Sanitary Engineer's Office – Scott Verner is currently serving
- Trumbull County Homeland Security/Emergency Management Agency
- Trumbull County Combined Health District
- Trumbull County Building Department
- Trumbull County Sheriff's Office

The members shall serve 3-year terms after which time they shall be reappointed or replaced by the Board of Trumbull County Commissioners. Each member shall serve until his/her successor is appointed.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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**RE: SECOND NO-COST TIME EXTENSION THROUGH
JULY 31, 2022 TO DEPARTMENT OF DEFENSE OFFICE
OF ECONOMIC ADJUSTMENT FOR GRANT EN-718-20-02
PLANNING COMMISSION**

12. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize a request from the Trumbull County Planning Commission for a Second no-cost Time Extension through July 31, 2022, to the Department of Defense Office of Economic Adjustment for the compatible use planning grant, EN-718-20-02, due to the time impacts associated with COVID-19, AND authorize Frank S. Fuda to execute any necessary documents; this action per the recommendation of the Planning Commission.

This request for the no-cost time extension will allow Trumbull County and its consultant Matrix Design Group, to accomplish the essential public and stakeholder engagement and incorporate important feedback into the compatible use planning process ahead of the final publication of deliverables. The three-month extension will allow for completion of the project with public and stakeholder engagement necessary for the project planning process and to achieve continued community support.

NOTE: The Board of Commissioners accepted Grant EN-718-20-02 on June 10, 2020, Journal Volume 151, Page 23228. Extension No. 1 authorizing a no-cost time extension request to the grant was approved on July 8, 2021, duly recorded in Journal Volume 153, Page 24108 extending the grant period to April 29, 2022.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

Document(s) recorded on Journal Page(s) _____.)

**RE: EXECUTE THREE MONTH NO-COST TIME EXTENSION OF
EXISTING AGREEMENT WITH MATRIX DESIGN GROUP,
INC. THROUGH END OF JULY 2022 FOR CONSULTING
SERVICES FOR YOUNGSTOWN AIR RESERVE STATION
MILITARY INSTALLATION SUSTAINABILITY PROJECT
EN718-20-02 PLANNING COMMISSION**

13. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to the Planning Commission is requesting that the Board of Trumbull County Commissioners authorize a THREE (3) MONTH, NO-COST TIME EXTENSION of the existing agreement with MATRIX DESIGN GROUP, INC., 2435 Research Parkway, Suite #300, Colorado Springs, CO 80920 for Consulting Services for the YOUNGSTOWN AIR RESERVE STATION MILITARY INSTALLATION SUSTAINABILITY PROJECT, EN718-20-02 set to expire April 29, 2022, AND authorizing Frank S. Fuda to sign any necessary documents. Extension is necessary to extend their contract through the end of July, 2022, in coordination with the grant extension request.

NOTE: The Board of Trumbull County Commissioners approved a no-cost contract extension with MATRIX DESIGN GROUP, INC., through April 29, 2022, on July 8, 2021, Volume 153, Page 24108. The original contract award was approved on July 29, 2020, duly recorded in Journal Volume 151, Page 23348.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Document(s) recorded on Journal Page(s) _____.)

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**RE: EXECUTE LETTER OF SUPPORT FOR
EASTGATE REGIONAL COUNCIL OF GOVERNMENT’S
APPLICATION TO USDOT FOR FY22 ‘RAISE’ GRANT
PROGRAM-PLANNING COMMISSION**

14. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to The Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners authorize President Frank S. Fuda to execute a LETTER OF SUPPORT FOR EASTGATE REGIONAL COUNCIL OF GOVERNMENT’S APPLICATION to the United States Department of Transportation (USDOT) FY22 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Discretionary Grant Program.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Letter recorded on Journal Page(s)_____.)

**RE: ADVERTISE FOR PRICE PROPOSALS
PY2020 CDBG TARGET OF OPPORTUNITY PROJECT 6
ACTIVITY 1 HOMELESS ASSISTANCE COUNTYWIDE
PROJECT-PLANNING COMMISSION**

15. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to The Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners authorize the Clerk to ADVERTISE A REQUEST FOR PRICE PROPOSALS (RFP) for the PY2020 CDBG TARGET OF OPPORTUNITY PROJECT 6; ACTIVITY 1 HOMELESS ASSISTANCE COUNTYWIDE PROJECT one time in a newspaper of general circulation (Tribune Chronicle) and also post on DemandStar.com; B-D-20-1CS-4 on Thursday, March 31, 2022.

The State of Ohio requires that a RFP be publicly advertised in order to request and receive price quotes from area lodging establishments for providing short-term housing for the homeless population of Trumbull County, Ohio. RFP packets will be posted on the Planning Commission website or can be picked up at the offices of the Planning Commission starting on Thursday, March 31, 2022, 185 East Market Street, 2nd Floor, Suite A, Warren, OH 44481.

NOTE: The deadline for receiving a response to the RFP is Tuesday, April 19, 2022, at 3:00 p.m. addressed to Paula J. Vivoda-Klotz, Clerk, Board of Trumbull County Commissioners, 160 High Street NW, 5th Floor, Warren, Ohio 44481.

Discussion:

Ms. Frenchko wanted the public to know the Planning Commission will be able to change their activity if the need changes as Covid is subsiding.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Legal ad recorded on Journal Page(s)_____.)

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**RE: ACCEPT/FILE TAX INCENTIVE REVIEW COUNCIL
ANNUAL REPORT FOR 2021 AND ACCEPT
RECOMMENDATIONS FROM REPORT**

16. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to accept and place on file the TAX INCENTIVE REVIEW COUNCIL (TIRC) ANNUAL REPORT for year ending 2021 AND to request the BOARD OF TRUMBULL COUNTY COMMISSIONERS' to accept the recommendations of the TAX INCENTIVE REVIEW COUNCIL REPORT; this action per the Trumbull County Planning Commission.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

**RE: RIGHT-OF-WAY PERMIT
COUNTY ENGINEER**

17. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Right-of-Way Permit requested by the company listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on the permit.

- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to bore under and work in the right-of-way of Mines Rd., SE (C.H. 156), in order to install a gas service line at address # 7607. This will be located approximately 560 feet west of Deer Trail in Howland Township.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: SPECIAL HAULING PERMITS
COUNTY ENGINEER**

18. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permits to move dimensional equipment over Hubbard Masury Road (Standard Avenue) (C.H. 331) in Brookfield and Hubbard Townships requested by the companies listed. The necessary permit fee and insurance has been submitted and approval is subject to the conditions listed on the permit.

- **JB HUNT TRANSPORT, INC.**
705 A. North Bloomington
Lowell, AR 72745
Permit No.: 1147
Permit Effective: March 14, 2022 through March 18, 2022

- **JB HUNT TRANSPORT, INC.**
705 A. North Bloomington
Lowell, AR 72745
Permit No.: 1149
Permit Effective: March 18, 2022 through March 22, 2022

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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**RE: QUARTERLY OPERATOR FLEET PERMIT
COUNTY ENGINEER**

19. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Quarterly Operator Fleet Permit to travel upon load posted Trumbull County roadways (*not to exceed 80,000 lbs. gross vehicle weight*), requested by the company listed. The necessary permit fees and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **ADVANCING ECO AGRICULTURE**
4551 Parks West Road
Middlefield, OH 44602
Permit No.: QF-006-2022
Permit Effective: March 29, 2022 through June 27, 2022

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: SPECIAL ANNUAL SUPPLIER FLEET PERMIT
COUNTY ENGINEER**

20. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Annual Supplier Fleet Permit for fleet vehicles to transport aggregate, concrete, construction goods or other like materials (*not to exceed 80,000 lbs. gross vehicle weight*), to sites located upon load posted Trumbull County roadways requested by the company listed. The necessary permit fee and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **JAMES E. MATEYKO, INC.**
3184 Youngstown Kingsville Rd.
Cortland, OH 44410
Permit No.: AF-014-2022
Permit Effective: April 3, 2022 through April 3, 2023

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: SPECIAL HAULING PERMIT-STEEL COILS
COUNTY ENGINEER**

21. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permit to Haul Steel Coils on Trumbull County roadways, requested by the company listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on the permit.

- **P. I. & I. MOTOR EXPRESS, INC.**
P.O. Box 685, Sharon, PA 16146
Permit No.: 2022-009
Permit Effective: March 11, 2022 through March 11, 2023
- **JARO TRANSPORTATION SERVICES, INC.**
975 Post Road, NW, Warren, OH 44483
Permit No.: 2022-008
Permit Effective: March 8, 2022 through March 8, 2023

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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**RE: SPECIAL HAULING PERMIT-OVERWEIGHT EQUIP.
COUNTY ENGINEER**

22. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the ‘Special Hauling Permit’ to Move Overweight Equipment over Trumbull County Roadways, requested by the company listed. The necessary permit fee, bond and insurance have been submitted and approval is subject to the conditions listed on each permit.

- **Permit No. 1148**
Effective: March 15, 2022 through March 19, 2022
DIAMOND STEEL CONSTRUCTION, P.O. Box 156, North Lima, OH 44452,
to haul or move overweight equipment over Newton Falls Bailey Rd. (C.H. 92 A,B,C) in Newton Township.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: PAYMENT TO THE TREASURER, STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES,
L-3686 FOR PARTICIPATION IN COOPERATIVE
PURCHASING PROGRAM**

23. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize payment of \$300.00 to the Treasurer, State of Ohio, Department of Administrative Services, L-3686, Columbus, OH 43260-3686 for Trumbull County’s participation in the Cooperative Purchasing Program—through the Ohio Department of Administrative Services, Office of Cooperative Purchasing, 4200 Surface Road, Columbus, OH 43228-1395--to be paid for from Fund No. 001-011-1000-1010-1-505705. The term is for the period effective May 1, 2022 through May 1, 2023. The Administrative Fee is in accordance with Ohio Revised Code Section 125.04—Cooperative Purchasing Program.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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**RE: LEASE AGREEMENT
RICOH USA, INC.
IMC6000 COLOR COPIER FOR A TERM OF 60 MONTHS
COMMENCING MARCH 25, 2022**

24. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to enter into a Lease Agreement with RICOH USA, INC., 3736 Boardman Canfield Road, Canfield, OH 44406 for the TRUMBULL COUNTY COMMISSIONERS' OFFICE to lease a Ricoh IM C6000 Color Copier (60 page per minute) at a cost of \$173.00 per month (price includes the cost of the Service Contract Agreement) for a term of 60 months commencing March 25, 2022; this action per the request of Shara Taylor, Accounts Payable Clerk and is subject to review and approval of the Prosecutor's Office.

NOTE: The Service Contract Agreement covers a full service and supply program which includes all parts, labor, machine supplies and staples. Maintenance Cost rates per page--Black and white impressions: .0052 color impressions: .032. Additionally, there is a rebate of \$1,500.00 that will be paid to Trumbull County for replacing the old machine.

OTHER PROPOSALS SUBMITTED

COMPANY	AMOUNT
DIRECT IMAGE COPY SYSTEMS 1054 Butler Ave. New Castle, PA 16101	\$127.00 Per Month (Color) 63-Month Lease Plus Maintenance Cost per copy B/W .005, Color .042 35 pg per minute color and b/w <i>Staples are not included.</i> NOTE: THIS MACHINE IS NOT COMPARABLE TO THE EXISTING MACHINE
CROSBY MOOK OFFICE EQUIPMENT, INC. 558 High Street, N.E. Warren, OH 44483	\$175.95 Per Month (Color) 60-Month Lease Plus Maintenance Cost per copy B/W .0045, Color .04 65 pg per minute b/w 55 pg per minute color <i>Staples are not included</i>

Ms. Frenchko questioned the pages per minute comparison between the vendors and questioned why the local vendor wasn't selected opposed to a business located in Canfield. Mr. Cantalamessa stated that the County was receiving a \$1,500 rebate that would be deposited directly into the general fund and the selected vendor included staples in their proposal. Mr. Fuda said the service with Ricoh is excellent. Ms. Frenchko asked if we used this company before. Mr. Cantalamessa said that we have, and also wanted to add the local company was charging a fee per page and the company that was selected was not.

Yeas: Fuda, Cantalamessa, Frenchko

Nays: None

Document(s) recorded on Journal Page(s) _____.

**RE: PROPER USE OF TITLES/ADDRESSING
EMPLOYEES ACCORDINGLY**

25. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to in Public Meetings, the Board of Commissioners will reference and address employees as Staff, by their names, titles or as men, women, ladies, gentlemen, Sir or Madam.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

Mr. Fuda said this is the normal way we do business in the county, we don't call them names and we address employees properly.

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RE: BOARD OF ELECTIONS TO RENT/OCCUPY
VACANT BANK BUILDING FROM BLOOM
LAND COMPANY, LLC FOR 2022 PRIMARY
ELECTION

26. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize the Trumbull County Board of Elections to rent/occupy the vacant bank building located at 2911 Youngstown Road, N.E., Warren, OH 44484 from BLOOM LAND COMPANY LLC, 1052 Mahoning Ave., Warren, OH 44483 for the 2022 PRIMARY ELECTION in the sum of \$7,600.00 (with utilities all inclusive)--to be paid from Fund No. 943-130-1100-1100-1-506610. The additional space is needed by the Board of Elections to relocate space for the Early Voting Center for the upcoming 2022 Primary Election. The current Board of Election's space is not adequate to accommodate the needs for the 2022 Election and is not conducive to being compliant with "social distancing" protocols. There is only one door that serves as an entrance as well as the exit which contradicts "social distancing" practices; this action per the request of the Ms. Stephanie Penrose, Director, Trumbull County Board of Elections.

NOTE: The Agreement is contingent on the Lessor's approval.

Mr. Fuda asked Ms. Mientkiewicz of the Board of Elections to speak about this Agenda Item. Ms. Mientkiewicz said this space is needed for social distancing as the Board of Elections only has one entrance and this is a very large election coming up. She said they are having structural problems with leaking roofs and the location of this building is right next to them making it most convenient. Mr. Fuda thanked her for the work they did in helping secure this building with the new owner. Ms. Mientkiewicz said he was very lenient working with the dates as everyone knows the election is May 3, but could be changed by the Secretary of State. Mr. Cantalamessa said when they rented the same building for the 2020 Election they were commended by the state the way they handled the election process, and the distance of this building would alleviate the need to shuffle people and equipment. He said it has been brought to his attention to have security and have five people in at a time; however, he estimated that would be costly. Ms. Mientkiewicz said she contacted the Sheriff's Office for Plan B and just for the hours of early voting, it would cost \$6,200 for one officer and they need two. Mr. Fuda said it has been a team effort with Attorney Misocky, Mr. Sliwinski and the Board of Elections and this was planned months ago.

Ms. Frenchko wanted to make some corrections and stated it was said a couple of weeks ago the lease cost was the same—the cost was \$5,600 for the previous lease and is now \$7,600. She stated because she has a background in real estate, she was looking at this closely—the original lease came as a Xeroxed copy that was not professionally written. She asked the Prosecutor's Office to draft a new agreement that did not contain the date of the election as it is not a confirmed election date. She said the lease now includes the language, 45 days prior to election and 10 days after so the county is not stuck paying. Ms. Frenchko said the Clerk did not read the special note: 'The agreement is contingent upon lessor's approval' and that is important because they haven't seen it yet. Mr. Fuda said they were aware and going to adjust things depending on the election date. Ms. Frenchko said there was a verbal agreement but in real estate and Government, you can't have verbal agreements and that is why she wanted it corrected before it was placed on the Agenda today. Also, she is grateful to the Prosecutor's Office for their assistance regarding this matter. Ms. Mientkiewicz thanked Ms. Frenchko and said the language was why this was pulled from the Agenda last week as they couldn't get a hold of the owner.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

DISCUSSION REGARDING ITEM #2 (APPROVE BILLS)

Ms. Frenchko shared concerns she has with approving the bills because these include payment of employees. She stated an employee slid over to another department and is not there the full work day. She stated Commissioner Cantalamessa said it was a better job opportunity and the Auditor's Office said it was a lateral move for this employee. She went on to state there was not a job advertisement for a new position, concerns of not clocking in with the new Kronos System, and this employee does not always respond to her when she calls, or knocks on the door.

Mr. Cantalamessa said this Agenda item relates to approving the Bills and personnel matters should be discussed in Executive Session. He also stated this employee no longer works for the Commissioners' Office and the Board cannot tell any Elected Official who to hire. Mr. Fuda said he at the office every day at 8 a.m., knows what staff is doing and how hard they work. Ms. Frenchko said they are being paid with taxpayer's money and Mr. Fuda said they are working very hard for the taxpayers and this employee is currently assisting the Board of Elections with some issues. Attorney James Misocky said Ms. Frenchko's comments are absurd, outrageous, defamatory, and slanderous. He asked her to stop-- cease and desist. He said the day she was knocking on his door he was responding on her public records request regarding an issue with the Cortland Annexation. He said he opened his door and he handed the document to her within minutes. He asked if she recalled that happening. Ms. Frenchko said she did not appreciate Mr. Misocky's tone and he stated he did not appreciate hers and that he had First Amendment rights also. Mr. Misocky asked her to stop insulting her employees of the County as they work hard. He wanted the record to stand that Ms. Frenchko did not answer his question and asked the record to reflect that. Ms. Frenchko said everyone in the county says he is a thirty-two hour per week employee that gets paid for 40 hours. Mr. Misocky said that his hours have been documented for years. He said he works multiple hours outside the office doing paperwork and working with lawyers almost every day from home. Mr. Fuda said he has been working with the Board of Elections getting things done there. She said she investigated the situation and considers it fraudulent. Mr. Fuda said like many employees, they don't only work in the office, but have to work other places.

Ms. Frenchko said she was voting No because she is concerned with employees who aren't working and believe they should be tracking their time.

Comments:

Mr. Fuda asked Gary Newbrough to speak about the Hubbard Township Sanitary Sewer Project and the importance of moving it forward. Gary Newbrough thoroughly spoke about the project and various options. He explained why they needed an in-depth study and what it would cover. He is anticipating \$250,000 and is requesting ARPA Funds. Mr. Fuda said they have been working on these consent decree projects since 2007 and have been complimented how many they have done in a short amount of time. He said the last two are the tough ones and they need to get through them. Mr. Cantalamessa asked Mr. Newbrough if it has ever been done before where the county has contributed and expressed his concerns. Mr. Newbrough spoke about master meter agreements and what the county pays for regarding upgrades. The discussion continued regarding the sanitary sewer projects, Jacobs Road, State Road Phase II, ARPA Fund request for Meadowbrook and the poultry operation in Southington Township. Mr. Fuda asked Mr. Newbrough to get with Mr. Misocky as the point person. Ms. Frenchko asked Gary Newbrough if it was lawful to do a study for Hubbard Township. Gary said that engineering studies are something that his department has done for years. Ms. Frenchko stated she was asking about municipal systems. Gary said they had a meeting a year ago as they didn't have the capacity. Gary explained what would need to be done as far as a consent decree projects. Ms. Frenchko asked why Hubbard was always being brought up and was he being asked to specifically work on this one. Mr. Fuda said Gary also has water and sewer projects on his list. Ms. Frenchko asked what other consent decree projects he had and why this one was being moved up. Gary Newbrough named all of the projects on the list. Ms. Frenchko asked if the Hubbard Township Project was move up because of political reasons or leap frogged from any pressure by one Commissioner. Mr. Fuda said it is a problem when they are doing major business and she is bringing up politics. Ms. Frenchko said when Commissioners are meeting with candidates and their projects are moved up she wants to make sure the Board is doing things in the proper order.

(Continued)

Week Beginning March 21, 2022

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Comments-Cont'd

Mr Fuda said Mr. Newbrough is the fairest person he has ever worked with and he does not play the political game. Ms. Frenchko said Gary does what Mr. Fuda tells him to do. Mr. Fuda said he worked on these projects since 2007. Mr. Newbrough stated they have done over 170 million dollars. Mr. Fuda said some projects are first and some are last and you have to go where the funding is. Mr. Cantalamessa said this has been on the books for over 20 years and it's in the township not the city. Mr. Cantalamessa said when she accuses them of doing things nefarious, it makes the Board look horrible. Mr. Fuda said the citizens know how much work these projects have been and how much work they are now. Ms. Frenchko said it does make the Board look bad but she met with Mr. Newbrough for over an hour going over the priority of the projects so she can answer questions about them. Mr. Cantalamessa said the County will get sued by the state if they don't complete them.

COMMISSIONER FRENCHKO MADE A MOTION TO THE FLOOR:

MOTION: Made by Ms. Frenchko, all replat applications of property owned by the Board of Commissioners may only be done with a Resolution by the Board which explains the reasons for the application.

Discussion:

Mr. Cantalamessa asked if he could please explain that these are Consent Decree Projects— one of two that are left. He went on to say the other projects that are scored ahead are not consent decree projects and the Board will get sued if they don't complete it.

Ms. Frenchko stated in the last three weeks, two applications for replat had the Board's name on them without their knowledge. Ms. Frenchko re-read her motion from the floor again.

MOTION DIED FOR LACK OF SECOND

Mr. Fuda said all of these projects are important and one is not more important than the other. He stated the only reason they are allowed to do water projects is because of the great work this team did even traveling to Washington, Columbus, and Medina. Mr. Fuda thanked Mr. Newbrough for all his work.

Mr. Black asked if the Commissioners received a call from the PUCO or had an update regarding West Mecca. Mr. Cantalamessa said they called and left them a message and that he would call again.

Ms. Frenchko expressed her concerns relating to the Board not passing her motion from the floor relating to requiring an explanation through adopting a Resolution approved by the Board before property can be replatted. She asked the Board why they did not want to pass this item as it relates to transparency in dealing with taxpayer's property. Mr. Fuda said that issue was resolved with a simple explanation and asked her to bring agenda items by Thursday so they can be looked at for the next meeting. He also said that he looked at the past minutes of the prior Clerk, and Ms. Frenchko accepted them and thought they were fine, but the present Clerk is required to write 20 times the amount of comments.

Ms. Frenchko spoke about an e-mail that stated the Board of Commissioners was requesting property in Brookfield Twp. to be replatted. She went on to explain the importance of the motion she made from the floor stating it would solve problems instead of allowing them to continue, improve past practices, eliminate confusion in the future, and promote transparency.

Mr. Cantalamessa stated there was nothing wrong being done and that the Board caught a mistake and fixed it. The discussion regarding replats, good policy and the Planning Commission continued.

Beth Carmichael of Trumbull County Tourism stated she received the 2022 Visitor's Guide and said everyone could go to www.exploretrumbullcounty.com to view it. She reminded the Board that last year's visitor's guide produced an additional \$250,000 and the return on investment was-- for every dollar that Tourism spends in marketing, \$194.00 comes back in spending within the county. She said that is cash in hand, economic development and it's delivered immediately through spending. She went on to speak about some programs on Facebook and Instagram. Mr. Fuda recognized Ms. Carmichael and her staff for their hard work and the awards they have received.

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WE CERTIFY THAT EACH AND ALL OF THE FOREGOING TO BE CORRECT.

RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adjourn the Regular Meeting of March 23, 2022, and to meet again in Regular Session on March 30, 2022.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

WE CERTIFY THAT EACH AND ALL OF THE FOREGOING TO BE CORRECT.

FRANK S. FUDA, PRESIDENT

MAURO CANTALAMESSA, COMMISSIONER

NIKI FRENCHKO, COMMISSIONER

ATTEST:

PAULA J. VIVODA-KLOTZ, CLERK