

Week of July 4, 2022

Meeting of July 7, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 7th day of July, 2022, in the office of said Board, with the following members present:

Mauro Cantalamessa, Commissioner
Niki Frenchko, Commissioner
Frank S. Fuda, Commissioner

****The comments within this Agenda are not word for word—they are a summarization taken from an audio recording.**

Mr. Fuda announced that he would not have department head meeting next week, and the next Regular Meeting will be held at the Trumbull County Fairgrounds.

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated June 29, 2022.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

Ms. Frenchko voted NO stating that she doesn't think the Meeting Minutes are done correctly and there is nothing written approving them.

RE: APPROVE BILLS

2. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, 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, Frenchko, Fuda
Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

RE: TRANSFER MONIES

3. **MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor’s Office between the dates of June 27, 2022 through July 1, 2022. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

❖ **Departments/Offices requesting to transfer monies:**

| | | |
|----------------------|---------------|------------|
| • Sanitary Engineers | \$ 156,775.99 | Fund # 600 |
| | \$ 202,916.00 | Fund # 602 |
| | \$ 125,258.00 | Fund # 602 |
| | \$ 28,603.00 | Fund # 604 |
| | \$ 25,401.00 | Fund # 606 |
| | \$ 47,722.00 | Fund # 607 |
| | \$ 2,497.00 | Fund # 608 |
| | \$ 16,745.00 | Fund # 609 |
| | \$ 10,249.00 | Fund # 610 |
| | \$ 37,366.00 | Fund # 611 |
| | \$ 4,167.00 | Fund # 612 |
| | \$ 197,344.20 | Fund # 493 |
| | \$ 70,000.00 | Fund # 477 |
| • Auditor | \$ 70,000.00 | Fund # 424 |
| | \$ 37,827.36 | Fund # 921 |

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

RE: ADDITIONAL APPROPRIATIONS

4. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, .to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of June 27, 2022 through July 1, 2022. *Complete list of additional appropriations shall be recorded onto the Journal for record purposes.*

❖ **Departments/Offices requesting additional appropriations:**

| | | |
|----------------------|-----------------|------------|
| • Sanitary Engineers | \$ 1,008,000.00 | Fund # 496 |
| | \$ 1,992,000.00 | Fund # 496 |
| • Commissioners | \$ 387.00 | Fund # 403 |
| • County Courts FY22 | \$ 24,383.21 | Fund # 109 |
| • County Courts | \$ 26,000.00 | Fund # 054 |
| • Sheriff | \$ 5,000.00 | Fund # 066 |
| • Prosecutor | \$ 25,000.00 | Fund # 021 |
| • EMA | \$ 10,500.00 | Fund # 023 |
| | \$ 15,000.00 | Fund # 023 |

Ms. Frenchko asked if the Sheriff explained his transfers. The Clerk explained that she sent an E-mail earlier that day at her request and further stated the Sheriff said before that he is short staffed and unable to participate. Ms. Frenchko stated that the Sheriff’s Office has refused to explain their transfers and this is an excuse to not be transparent, but she will still vote, yes.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

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

Week of July 4, 2022

Meeting of July 7, 2022

RE: TRANSFER APPROPRIATIONS

5. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of June 27, 2022 through July 1, 2022. *Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.*

❖ Departments/Offices requesting to transfer appropriations:

| | | |
|-----------------------------------|---------------------|-------------------|
| • County Courts | \$ 1,500.00 | Fund # 035 |
| • Veteran’s Serv Comm | \$ 2,000.00 | Fund # 001 |
| • Hospital Trust Fund | \$ 1,098.80 | Fund # 720 |
| • Comm Mental Health Board | \$ 40,000.00 | Fund # 009 |
| • Comm Devel FY21 | \$ 1,352.11 | Fund # 225 |
| • Sheriff | \$ 54.67 | Fund # 710 |
| | \$ 54.67 | Fund # 710 |
| | \$ 20,000.00 | Fund # 063 |
| • Clerk of Courts | \$ 3,000.00 | Fund # 036 |
| • Sanitary Engineers | \$ 20,000.00 | Fund # 602 |

Ms. Frenchko stated that the Sheriff refuses to explain his departments transfers. (Same comment as Item #4)

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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

RE: AMENDED CERTIFICATE NO. 15 - COUNTY BUDGET COMMISSION

6. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to receive the Amended Certificate of the County Budget Commission No. 15 - 2022, for the fiscal year beginning January 1, 2022, dated July 7, 2022, increasing estimated resources in the funds listed:

| | |
|----------------------------------|-------------------|
| • County Courts FY22 | Fund # 109 |
| • Prosecutor (DrugLawEnf) | Fund # 021 |

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

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

Week of July 4, 2022

Meeting of July 7, 2022

**RE: TO MEET WITH MR. TOD LATELL
TRUMBULL COUNTY RECORDER, IN PUBLIC
SESSION TO REVIEW PROPOSAL TO CONTINUE
TO COLLECT FILING FEES TO BE DEPOSITED IN
COUNTY RECORDER’S TECHNOLOGY FUND**

7. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to meet with MR. TOD LATELL, TRUMBULL COUNTY RECORDER in public session in accordance with R.C. 317.321(D) to review his Proposal relative to his request to continue to collect fees not to exceed \$5.00 for Filing/Recording a document to be deposited in the County Recorder's Technology Fund.

NOTE: In accordance with R.C. 317.321(D), the Trumbull County Board of Commissioners received Recorder Latell’s Proposal and entered it on the journal on June 15, 2022. Not later than December 15, 2022, the Trumbull County Board of Commissioners shall approve, reject, or modify the proposal and notify the County Recorder of its action on the proposal.

Mr. Latell addressed the Commissioners and explained Item # 7 in detail and how the Technology Fund works. He said that have been able to keep the fee down to \$5.00 for 15 years.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

**RE: AWARD PROPOSAL
COMFORT SYSTEMS USA TO INSTALL
NEW TRANE/PARTS AS LISTED–LAW LIBRARY**

8. MOTION: Made by Ms. Frenchko seconded by Mr. Cantalamessa, to accept and award the lowest and best proposal submitted by COMFORT SYSTEMS USA , 7401 First Place, Oakwood Village, OH 44146 to install a new Trane 15 Ton Rooftop Unit, Schneider electric controls, required crane to set unit, roof top unit controls and six (6) VVT Controllers, including all required labor and materials as specified, at the TRUMBULL COUNTY LAW LIBRARY, 120 High Street NW, Warren, OH 44481, in the amount of \$63,475.00 (state purchasing master agreement Contract No.CSP900522-3) to be paid from Fund No. 077-011-1000-1000-1-505506 (ARPA Funding); and to further authorize Frank S Fuda, President of the Board of Trumbull County Commissioners to execute any/all required documents for this agreement on behalf of Trumbull County and subject to review/approval by ARPA legal counsel; this action per request of William Hart and Brian Flanigan.

OTHER BID SUBMITTED

| <i>COMPANY</i> | <i>AMOUNT</i> |
|--|----------------------|
| WADSWORTH SOLUTIONS 1500 Michael Owens Way Perrysburg, OH 43551 | \$79,579.00 |

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

Week of July 4, 2022

Meeting of July 7, 2022

RE: RESOLUTION AUTHORIZING EXPENDITURES FOR RESPONDING TO OR MITIGATING THE PUBLIC HEALTH EMERGENCY FROM AMERICAN RESCUE PLAN ACT FUNDS- ROOFTOP COOLING UNIT--LAW LIBRARY

9. **MOTION:** Made by Ms. Frenchko seconded by Mr. Cantalamessa, resolution authorizing expenditures for responding to or mitigating the public health emergency from American Rescue Plan Act Funds- rooftop cooling unit for Trumbull County Law Library.

WHEREAS, the County has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and,

WHEREAS, Department of Treasury Final Rule, published at 31 CFR Part 35, provides, in part, that:

[Under the Category of Eligible Uses for Public Health and Economic Impacts]-

Mitigating the impact of COVID-19, including taking actions to control its spread . . . , continues to require a major public health response from State, local and Tribal governments.

The need for public health measures to respond to COVID-19 will continue in the months and potentially years to come.

WHEREAS, the Rule further observes that:

Enumerated eligible uses of funds in the first category include support for prevention, mitigation, or other services in congregate settings, as well as ventilation improvements in congregate settings; and

WHEREAS, the U.S. Treasury has recognized Section 603 ARPA Funds may be used to fund “COVID-19 mitigation efforts,” through “[C]apital investments in public facilities to meet pandemic operational needs” (U.S. Treasury Fact Sheet); and,

WHEREAS, the County has identified a project which, in the judgment of the Board, qualifies as a type of project which will respond to and mitigate the effects of the pandemic which consists of the following: Replace and upgrade existing Law Library Rooftop Cooling-only Unit which will enable bipolar ionizers to work most efficiently. (the “Project”). 5. This Project will be categorized as Expenditure Category EC 1.4 – Prevention in Congregate Settings.

THEREFORE, BE IT RESOLVED by the Commissioners that:

RESOLUTION ARPA (LAW LIBRARY) continued on next page

Week of July 4, 2022

Meeting of July 7, 2022

9. RESOLUTION ARPA (LAW LIBRARY) (Cont'd)

- 1. The Project is hereby authorized and shall be paid for from the ARPA Funds.
- 2. The Project described herein serves the objectives of the Act by improving ventilation and mitigating the spread of the virus in congregate settings.
- 3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.

The Trumbull County Commissioners is appropriating \$63,475.00 from ARPA Funds for this Project.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**RE: TRANSFER/PROMOTION-MR. BRIAN PISHOTTI
 FROM POSITION OF GROUNDSKEEPER TO
 POSITION OF CUSTODIAN--MAINTENANCE DEPT.**

10. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment transfer/promotion of MR. BRIAN PISHOTTI, from the position of Groundskeeper with the MAINTENANCE DEPARTMENT, Pay Range 4 (7 years) \$18.44/hr to the position of CUSTODIAN, Pay Range 3 (7 years) \$17.09/hr with the MAINTENANCE DEPARTMENT, effective July 11, 2022—*pursuant to the authorized job posting from June 15, 2022 through June 24, 2022*; this action per the recommendation of the Human Resources Department.

NOTE: Mr. Pishotti was the only union employee to bid for the position. There is still an open custodian position which will be filled from the outside.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

**RE: ADOPT RESOLUTION
CONCUR WITH HUMAN RESOURCES
TO UPDATE SALARY SCHEDULE 08/01/2022
AND 8/1/2023**

11. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to concur with the Human Resources Department and adopt the following Resolution:

RESOLUTION

WHEREAS, in 1994, the Board of Trumbull County Commissioners adopted a wage and benefits plan for its employees; and

WHEREAS, the wage and benefit plan has been updated each year; and

THEREFORE, BE IT RESOLVED, THAT THE 2022/2023 UPDATED SALARY SCHEDULE TITLED “Trumbull County Employee Salary Schedule 08/01/2022 & “Trumbull County Employee Salary Schedule 08/01/2023 shall be implemented on August 1, 2022, and August 1, 2023, for the following departments/offices non-union personnel: Auditor’s Office, Board of Elections, Clerk of Courts, Commissioners – including Building Inspection, Human Resources, Maintenance and Vehicle Maintenance, Coroner’s Office, Common Pleas Court, County Court Eastern District, County Court Central District, Data Processing Department, Dog Kennel, Domestic Relations and Juvenile Courts, Office of Elderly Affairs, Probate Court, Planning Commission, Sanitary Engineer’s Office, Sr. Levy Administration, Treasurer’s Office, Veteran’s Service, Prosecutor’s Office, Recorder’s Office, Metro Parks, Transit Administration, and 9-1-1 Center.

BE IT FURTHER RESOLVED, that the Salary Schedule Update shall be recorded on the Commissioners’ Journal.

NOTE: Commissioner Frenchko requested the language to be added: This action is being taken due to past practice.

Ms. Frenchko voted NO stating it is a conflict of interest to include Management to negotiate a pay raise to coincide with a raise Union employees are receiving.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

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

Week of July 4, 2022

Meeting of July 7, 2022

**RE: PURCHASE OF SERVICE CONTRACT #404-21-210
DEPT. OF JOB AND FAMILY SERVICES AND
JOBWORKS, INC. d/b/a JOBWORKS EDUCATIONAL
AND TRAINING SYSTEMS**

12. MOTION: Made by Ms. Frenchko seconded by Mr. Cantalamessa, to approve the Purchase of Service Contract #404-21-210 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and JOBWORKS, INC. d/b/a JOBWORKS EDUCATIONAL AND TRAINING SYSTEMS, with a local administrative business designation located at 7230 Engle Road, Suite 230, Fort Wayne IN 46809 in an amount not to exceed \$543,640.00—to be paid from Temporary Assistance to Needy Families (TANF)/Comprehensive Case Management and Employment Program (CCMEP) Funds—*no County General Revenue Funds are requested.* Agreement is effective for the term of June 13, 2022 through September 30, 2022. JOBWORKS EDUCATIONAL AND TRAINING SYSTEMS will provide employer of record and payroll services directly related to the employment of no more than seventy-five (75) work program participants for the Temporary Assistance to Needy Families (TANF)/Comprehensive Case Management and Employment Program (CCMEP) for both a summer work experience program, and a non-summer work experience program segment included to enable low-income, financially eligible Trumbull County youth to gain valuable work experience while earning a paycheck to meet basic needs, develop a work history and have a current reference from an employer; this action per the recommendation of the Trumbull County Department of Job and Family Services and is subject to review and approval of the Prosecutor’s Office.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

**RE: DESIGNATE PAULA J. VIVODA-KLOTZ, (CLERK) TO
ATTEND AN OPEN GOVERNMENT UNIT CERTIFIED
PUBLIC RECORDS TRAINING CONFERENCE ON JULY
14, 2022**

13. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to designate Paula J. Vivoda-Klotz, Clerk of the Board of Trumbull County Commissioners, to attend an Open Government Unit Certified Public Records Training Conference on behalf of the Board of Trumbull County Commissioners, Mauro Cantalamessa, and Frank S. Fuda. *Pursuant to Ohio Revised Code Section 109.43(B), attendance to a three (3) hour mandatory training is required by the elected official or by his/her designee.*

NOTE: Commissioner Niki Frenchko is omitted because she took her own Certified Training for her election term.

SPECIAL NOTE: The Auditor of State Dave Yost’s Office will conduct a Certified Training Virtual Webcast on July 14, 2022 from 9:00 a.m. to 12:15 p.m.

DISCUSSION:

Ms. Frenchko said this is something that is required by every elected official when they start their term, and you have to take the training or have a designee take it on your behalf. She went on to say that when Ms. Godfrey was there, she was the designee for Mr. Fuda and they are now out of compliance. Mr. Fuda told Ms. Frenchko that he has taken the class several times and to stop talking about things she has no knowledge of. Ms. Frenchko called, Point of Order stating this was on the Agenda because the Board is out of compliance. Mr. Fuda said that was totally incorrect. Mr. Cantalamessa said Ms. Frenchko just contradicted herself when she said the Commissioner or a designee could take the course-- they have a designee doing it and they have taken the course. Ms. Frenchko said Paulette has been gone a year and the Board is not in compliance. The Clerk stated she is in compliance until 2024, but since she is a new Clerk, it was suggested that she take the training, and she believes they are in compliance. Ms. Frenchko said that anyone could check documentation showing she is the only one who took the training. Mr. Fuda told Ms. Frenchko that is the only meeting she has made as Commissioner and she pretends to be working and he is tired of it. Ms. Frenchko called, Point of Order.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

RE: AUTHORIZE 4-MONTH, NO-COST TIME EXTENSION OF EXISTING AGREEMENT MATRIX DESIGN GROUP, INC. FOR YOUNGSTOWN AIR RESERVE STATION MILITARY INSTALLATION SUSTAINABILITY PROJECT AND AUTHORIZING FRANK S. FUDA TO SIGN ANY NECESSARY DOCUMENTS

14. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, the Planning Commission is requesting that the Board of Trumbull County Commissioners authorize a 4-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 July 31, 2022, AND authorizing Frank S. Fuda to sign any necessary documents. Extension is necessary to extend their contract through the end of November, 2022, in coordination with the grant extension request.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: PLANNING COMMISSION IS REQUESTING THE COMMISSIONERS RATIFY THE ADVERTISEMENT OF A PUBLIC NOTICE ANNOUNCING TIME FRAME FOR AND LOCATION OF REQUEST FOR PRICE PROPOSAL PACKAGES FOR PY21 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM/PY2022 - HSTS RESERVE PROGRAM/WEST FARMINGTON SANITARY LATERAL HOUSEHOLD ASSISTANCE PROJECT

15. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, the Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners Ratify the Advertisement of a Public Notice in a newspaper of general circulation published in the *Tribune Chronicle* on June 29, 2022, announcing the timeframe for and location of the Request for Price Proposal packages for the PY21 Community Development Block Grant Program/PY2022 HSTS Reserve Program/West Farmington Sanitary Lateral Household Assistance Project.

Letters have already been mailed out to all of Trumbull County licensed drain layers. The additional outreach efforts include the advertisement in the *Tribune Chronicle* to ensure that qualified contractors operating in our region are aware of the opportunity to bid on this project. West Farmington Village does not limit the lateral connection work to Trumbull County licensed drain layers; all qualified contractors are able to submit bids for the work.

NOTE: The bid document, including technical specifications for forty-four (44) sanitary lateral household connections, is available for review and pick-up at the TRUMBULL COUNTY PLANNING COMMISSION OFFICE, 185 East Market Street, 2nd Floor, Suite A, Warren, Ohio 44481, Monday through Friday, between 8:30 a.m. and 4:30 p.m. except for holidays. Cash or check in the amount of \$25 (non-refundable), payable to the Trumbull County Treasurer, plus postage and handling, if applicable, will be required in advance for each set of Plans and Specifications obtained. The Requests for Price Proposals are due by 2:30 p.m. to Paula Vivoda-Klotz, Clerk, 5th Floor, Board of Trumbull County Commissioners' Office, 160 High Street, N.W., Warren, OH 44481 no later than Tuesday, July 19, 2022.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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Week of July 4, 2022

Meeting of July 7, 2022

RE: PLANNING COMMISSION IS REQUESTING THE COMMISSIONERS RATIFY THE ADVERTISEMENT OF A PUBLIC NOTICE ANNOUNCING TIME FRAME FOR AND LOCATION OF REQUEST FOR PRICE PROPOSAL PACKAGES FOR PY21 COMMUNITY DEVELOPMENT BLOCK GANT PROGRAM/PY2022 – HSTS RESERVE PROGRAM/WEST FARMINGTON SANITARY LATERAL HOUSEHOLD ASSISTANCE PROJECT

16. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, the Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners Ratify the Advertisement of a Public Notice in a newspaper of general circulation published in the *Tribune Chronicle* on June 29, 2022, announcing the timeframe for and location of the Request for Price Proposal packages for the PY21 Community Development Block Grant Program/PY2022 HSTS Reserve Program/West Farmington Sanitary Lateral Household Assistance Project.

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Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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

**RE: NOTICE TO PROCEED
BOAK & SONS, INC.,
PY2021 CDBG ALLOCATION GRANT PROGRAM,
PROJECT 2, ACTIVITY 2; SENIOR CENTERS; B-F-
21-1CS-1 & RLF; GIRARD MULTI-
GENERATIONAL CENTER ROOF REPLACEMENT
PROJECT**

17. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, a request that the Board of Trumbull County Commissioners authorize Frank S. Fuda, President to sign a Notice to Proceed Letter to BOAK & SONS, INC., 75 Victoria Road, Youngstown, OH 44515 for the PY2021 CDBG Allocation Grant Program, Project 2, Activity 2; Senior Centers; B-F-21-1CS-1 & RLF; Girard Multi-Generational Center Roof Replacement Project awarded on May 25, 2022, duly recorded in Journal Volume 154, Page 24816.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

Week of July 4, 2022

Meeting of July 7, 2022

RE: PUBLISH LEGAL NOTICE FOR ENGINEERING FIRMS TO SUBMIT STATEMENT OF QUALIFICATIONS FOR GOLDEN TRIANGLE ROADWAY IMPROVEMENTS AS LISTED

18. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Trumbull County Planning Commission to publish a legal ad in the *Tribune Chronicle* one (1) time on July 11, 2022, for engineering firms to submit STATEMENT OF QUALIFICATIONS to the Commissioners’ Office no later than 3:00 p.m. on Tuesday, August 9, 2022. The proposed project consists of three interrelated roadway improvements located in the Golden Triangle area of the City of Warren and Howland Township. This project is being funded through the U.S. Department of Commerce’s Economic Development Administration (EDA) FY2021 American Rescue Plan Act and local matching funds provided by the Trumbull County Engineer, the City of Warren and Howland Township.

NOTE: The legal ad is being paid from Fund # 001-011-1000-1010-1-505501.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: AMEND PERSONNEL ACTION DATED 07/15/2022 FOR EMPLOYMENT -- MR. SAM BYARD POSITION OF PACKAGE PLANT LABORER – SANITARY ENGINEER’S DEPARTMENT

19. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to amend the personnel action taken by the Board of Trumbull County Commissioners on June 15, 2022, recorded in Journal Volume 154, Page 24876 for the employment of MR. SAM BYARD for the position of PACKAGE PLANT LABORER with the Trumbull County Sanitary Engineer’s Department. AMENDMENT is necessary to correct the Pay Range from 3 (0 years) \$13.82 to a Pay Range 3 (1 year) \$14.18 due to the employees prior SERS time of 1.328 years.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

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

Week of July 4, 2022

Meeting of July 7, 2022

RE: AUTHORIZE FRANK S. FUDA TO SIGN ANTITRUST SERVICE AGREEMENT FROM OPTUM RX TO FILE CLAIM IN THE MYLAN EPIPEN ANTITRUST CLASS ACTION SETTLEMENT

20. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the President of the Board, Frank S. Fuda, to sign the Antitrust Service Agreement from Optum Rx to file a claim in the Mylan EpiPen Antitrust Class Action Settlement.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

RE: CLOSE ROAD LISTED – COUNTY ENGINEER

21. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to grant permission to the County Engineer to Close the Road listed.

- **ANDERSON MORRIS ROAD (C.H. 46) located in Liberty Township;** closing location between State Route 11 and Crain Drive for a culvert replacement.
Closing Dates: Monday, July 11, 2022 through Friday, August 5, 2022
RECOMMENDED DETOUR: *West on Morris Anderson Road (C.H. 46); South on State Route 422; East on Tibbets Wick Rd. (C.H. 28) North on Pleasant Valley (T.H. 33)*

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

RE: RIGHT-OF-WAY PERMITS - COUNTY ENGINEER

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

- **ASW PIPELINE, 4749 North Ridge Rd., (East), Geneva, OH 44041,** to bore under and work in the right-of-way of Jacobs Rd. (C.H. 3), in order to install a new gas service line at service address #104. This will be approximately 775’ south of SR 7/ US 62 in Hubbard Township.
- **ASW PIPELINE, 4749 North Ridge Rd., (East), Geneva, OH 44041,** to bore under and work in the right-of-way of North Rd., SE (C.H. 54B), in order to install a new gas service line at service address #1266. This will be approximately 2,850’ north of Youngstown Warren Rd. (U.S. 422) in Howland Township.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

**RE: AWARD BID
CORRECT RX PHARMACY SERVICES, INC.
TO PROVIDE PHARMACEUTICAL SERVICE
(NECESSARY MEDICATIONS) FOR INMATES --
ADULT JUSTICE CENTER**

23. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to award the best and lowest bid as submitted by CORRECT RX PHARMACY SERVICES, INC., 1352 Charwood Road, Suite C, Hanover, MD 21076, to provide PHARMACEUTICAL SERVICE (necessary medications) for the inmates of the Trumbull County Adult Justice Center, in accordance with the bid specifications, general conditions, and the cost of services—*pursuant to bid submitted*; AND to enter into a contract with CORRECT RX PHARMACY SERVICES, INC. for a two (2) year period commencing August 1, 2022 and ending July 31, 2024, in accordance with the bid specifications, general conditions, and the cost of services submitted. Pharmaceutical service (necessary medications) shall be paid for from the Sheriff Department’s Fund No. 001-020-1400-1415-1-505211. Bids were requested on medications most often needed for quantities per individual prescriptions; this action per the recommendation of the Jail Medical Director, Dr. Phillip Malvasi, and is subject to review and approval of the Trumbull County Prosecutor’s Office.

OTHER BIDS SUBMITTED

| COMPANY |
|--|
| DIAMOND PHARMACY SERVICES 645 Kolter Drive Indiana, OH 15701 |
| WESTWOOD PHARMACY 5823 Patterson Avenue Richmond, VA 53226 |
| CLINICAL SOLUTIONS PHARMACY 1352 Charwood Road, Suite C Hanover, MD 21076 |

DISCUSSION:

Ms. Frenchko asked the Clerk if she was able to get any further explanation why this vendor was selected. The Clerk said she sent an email to Dr. Malvasi yesterday late in the day at Ms. Frenchko’s request. The Clerk further stated she didn’t have any additional information, only what he submitted as his selection. Ms. Frenchko stated that normally there is bid tabulation with pros and cons showing why a certain vendor was chosen. Ms. Frenchko asked if there was anyone from the Sheriff’s Office present that could explain. Major Mason (hardly audible) said Dr. Malvasi, the jail nurse and a couple of security personnel review the bids. He said they can’t really come up with a price because most of the medicine is sold at a rate with some stocking fees, but usually it’s the availability of the medicine the jail uses. Ms. Frenchko said the explanation doesn’t say that and should state, based on the availability. Ms. Frenchko said she is not used to seeing something without a spreadsheet or explanation. Ms. Frenchko said she heard this was the same company that was used before and she has concerns. She said she received a message that someone’s medicine was stopped and within a few days, fluid built up and the individual died because they were taken off of their medicine. She said it would be nice to have someone there to answer these questions at the department head meeting as it’s hard to approve something without more documentation or an explanation.

Ms. Frenchko said she was voting, no because there is no explanation as to why this particular vendor was chosen.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

Week of July 4, 2022

Meeting of July 7, 2022

RE: CONCUR/ACCEPT MEMORANDUM OF UNDERSTANDING BETWEEN COUNTY SHERIFF’S OFFICE AND OHIO PATROLMAN’S BENEVOLENT ASSOCIATION AS LISTED

24. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to concur and accept the signed Memorandum of Understanding by and between the Trumbull County Sheriff’s Office and Ohio Patrolman’s Benevolent Association representing clerical staff, the jail clerks, and janitorial staff of the Trumbull County Sheriff’s Office known as Bargaining Unit #5. Two Sections of the current Collective Bargaining Unit have been amended.

- ❖ **Re-establish the starting rate of pay for jail cooks to \$18.37 per hour.**
- ❖ **Memorialize the four-day a week, 10-hour a day, work week schedule for jail cook and janitors. These shifts have been in effect for several years and not properly outlined in the contract language.**

NOTE: These amendments set forth in the Memorandum of Understanding are being requested to complete the transition from Trinity supplying employees for the jail kitchen.

DISCUSSION:

Ms. Frenchko voted, no because no-one from the Sheriff’s Office came to her workshop to provide an explanation or response. She said wants more information regarding this agenda item. She asked if it was to reestablish the wage for the jail cooks at \$18.37/hr. Major Mason stated the last contract with Trinity is still valid and they were to provide the jail cooks, but because of Covid, they were not able to provide the cooks. He further stated, the Sheriff’s Office amended the contract so the county would take over the staffing of the cooks. He said they set the starting wage to be in comparison with other clerical positions. Ms. Frenchko asked if it was a wage increase from what to what and if there was a study done. Major Mason said the wage rate was basically making it compatible with other clerical positions. Major Mason said there was no reason for a study as these were the only food service positions. Mr. Cantalamessa said Trinity was having trouble hiring their own cooks and that is why the Sheriff’s Office had to hire their own. Major Mason said they were using their security staff to cook in the jail so they thought it was best to hire cooks to prepare meals for inmates. Mr. Fuda said most companies are having trouble keeping workers and having a difficult time hiring people. Ms. Frenchko asked about the rate of pay. Major Mason said basically the rate they are paying is less than Trinity was paying and it was set to a reasonable rate to entice people for the job. Ms. Frenchko asked if the people working there now were already receiving this rate.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

**RE: APPROVE PROPOSAL
ERNST & YOUNG US LLP, a/k/a ERNST & YOUNG LLP
TO PROVIDE ASSISTANCE TO TRUMBULL COUNTY
AND GENERAL SUPPORT, MANAGEMENT SYSTEMS
AND TRACKING, COMMUNICATIONS AN
REPORTING ACTIVITIES, COMPLIANCE
DOCUMENTATION/MONITORING, RELATED TO
ARPA SLFRF FUNDS AND ASSIST TRUMBULL
COUNTY TO PREPARE/UPLOAD QUARTERLY AND
ANNUAL FILINGS REQUIRED BY TREASURY**

25. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve and authorize the best proposal submitted for the Master Services Agreement and Statement of Work by and between ERNST & YOUNG US LLP, a/k/a ERNST & YOUNG LLP, 200 Plaza Drive, Suite 2222, Secaucus, NJ 07094. and the Board of Trumbull County Commissioners (Trumbull County), 160 High Street NW Warren, OH 44481 to provide assistance to Trumbull County and general support, management systems and tracking, communications and reporting activities, compliance documentation and monitoring, related to ARPA SLFRF funds and assist Trumbull County to prepare and upload quarterly and annual filings required by the Treasury or other federal agencies at the professional hourly rates as follows:

| Title | Rate |
|-------------------------------------|----------|
| Partner/Principal/Managing Director | \$425.00 |
| Senior Manager | \$375.00 |
| Manager | \$345.00 |
| Senior Consultant | \$295.00 |
| Consultant | \$225.00 |
| Analyst | \$ 71.00 |

Compensation to be payable from the ARPA Fund # 077-011-1000-1000-1-505601 with maximum allowable compensation not to exceed \$250,000.00: and to further authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners to execute any/documents required to effectuate this Agreement. This Agreement may be terminated by either upon a thirty-day notice and is subject to review and approval of ARPA legal counsel.

NOTE: Other proposal was received from UHY LLP, 8601 Robert Fulton Drive, Suite 210, Columbia, MD 21046.

Ms. Frenchko said she wished the Clerk would have read more of the item. She said this is basically an agenda item that the Board will be spending ARPA money in order to be provided general support management systems, tracking compliance and monitoring related to ARPA Funds. She said the CaresAct was done in-house with staff. Ms. Frenchko said the Board gave a pay increase to someone in Commissioners' Office-- close to \$30/hr for additional duties, and the Auditor's Office has traditionally been doing this. She said the Auditor's Office just received Jim Misocky from the Commissioners' Office so he could help out with these types of things. She referenced the spendable allowance of up to \$250,000.00 and the rates of pay stating the managers are making more than the ARPA attorneys who give the Board legal guidance regarding ARPA eligible uses. Ms. Frenchko stated she wanted to assert that the opinion the Board received was not based on the majority of the Board. She said the topic came up for discussion once and no-one said is what the Board wanted to move forward with and she takes exception to her Board doing things without public discussion. Mr. Fuda told Ms. Frenchko that she doesn't attend any of the meetings the Board has when they discuss these items. Mr. Fuda told Ms. Frenchko is at home--working as a Commissioner from home. Ms. Frenchko called, Point of Order. Mr. Fuda said it is, Point of Order and he is telling the facts and that she doesn't know anything there doing at these meetings. Ms. Frenchko called, Point of Order and told Mr. Fuda to focus on the Agenda. Mr. Fuda told the Clerk to move on.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

Week of July 4, 2022

Meeting of July 7, 2022

Ms. Frenchko voted NO stating that it is a waste of money when they have people in-house that can do this. Mr. Cantalamessa said just about every county their size is using an accounting firm. Mr. Fuda said it is done by most counties in the state of Ohio, but Ms. Frenchko doesn't know that.

RE: ADOPT RESOLUTION AUTHORIZING EXPENDITURE FOR ADMINISTRATIVE EXPENSE TO MANAGE ARPA MONIES AS LISTED

26. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to Resolution authorizing expenditure for Administrative Expense

WHEREAS, the County has received a distribution of monies (the “ARPA Funds”) from the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, the Treasury Department Reporting and Compliance Guidance, last updated February 28, 2022, requires the County to submit regular reports, including quarterly reports, relating to ARPA funds and compliance; and

WHEREAS, the County Auditor’s Office has requested assistance in preparing said quarterly reports; and

WHEREAS, the Treasury Department’s January 6, 2022 Final Rule expressly allows recipients to utilize ARPA funds for administrative of said ARPA funds, including “consultants to support effective management and oversight, including consultation for ensuring compliance with legal, regulatory, and other requirements. (Final Rule, Article IV, Section E: p. 4435); and

WHEREAS, the Board has determined that retaining an accounting firm is the best method to ensure compliance with all ARPA reporting requirements.

THEREFORE, BE IT RESOLVED by the Commissioners that:

1. The Project is hereby authorized and shall be paid for from the ARPA Funds under Expenditure Category 7.1, Administrative Expenses.
2. The Project described herein serves the objectives of the Act by ensuring effective management and oversight of ARPA funds and compliance with all reporting requirements.
3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The County therefore agrees to enter into a contract with Ernst & Young LLP for an amount not to exceed \$250,000.
5. The County shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

Ms. Frenchko asked why the wording read, the best interest in the Township. The Clerk said the language is provided by the ARPA attorneys and that they probably deal with a lot of Townships and the language will be changed to county.

Mr. Cantalamessa stated to let the record reflect that under Part #3 – the wording will be amended to say “County” instead of “Township” as written.

Ms. Frenchko voted no, stating this lacks transparency, the decision to do this was made before the meeting and she disagrees with it.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

Week of July 4, 2022

Meeting of July 7, 2022

Before Executive Session, Mr. Fuda asked the Clerk to read a letter from Sheriff Paul Monroe. The letter was sent to the Board of Commissioners dated July 5, 2022. The Clerk started reading the letter when Ms. Frenchko got up from the bench and sat in front row of chairs in front of the Clerk filming her on her 'live feed' (FaceBook) with her cellphone while she was reading the letter. Ms. Frenchko stated the statements were not true, Mr. Fuda called, Point of Order telling Ms. Frenchko she wants to follow Roberts Rules, she is using her cell phone and the rules say not to interrupt. He went on to ask why she wants the Board to follow Roberts Rules and she doesn't follow them. He told the Clerk to continue reading. The Clerk began reading and Ms. Frenchko again began speaking. Mr. Fuda asked Ms. Frenchko to stop. Ms. Frenchko said the Sheriff's Office wouldn't send her a copy of their Policy. Mr. Fuda asked Ms. Frenchko to stop and again told the Clerk to continue. The Clerk started reading the letter again. Ms. Frenchko asked the Clerk if this was upsetting. The Clerk stated, yes and that being here is upsetting--being here in this position, yes, Ma'am. The Clerk said it was causing her a great deal of stress. Ms. Frenchko told the Clerk that she probably shouldn't be doing it and that she understood. The Clerk paused the reading of the letter. Commissioner Frenchko said, nice. The Clerk told Ms. Frenchko she was uncomfortable being videotaped by Ms. Frenchko's cell phone. Ms. Frenchko told the Clerk it was a public meeting and if she was uncomfortable being on camera then she shouldn't be the Clerk. The Clerk said, "I am uncomfortable being on your camera, Ma'am. The Clerk continued to read the letter and covered her face with the letter turning away from Ms. Frenchko's camera. Ms. Frenchko got out of her chair and moved to the side of the Clerk to recording her closer. The Clerk turned her chair away from Ms. Frenchko and finished the letter. Ms. Frenchko said "This is ridiculous—that this is being read", and walk behind the Clerk back to her chair on the bench. Ms. Frenchko stated she would like to respond to the letter. Ms. Frenchko said there was a letter written by an inmate's mother about an individual that requested medical treatment. She said they were told the kiosk was broken, they were unable to get treatment, ended up getting meningitis, going to the hospital and are now in rehab. Ms. Frenchko said the individual now has Bell's palsy and is blind. Ms. Frenchko said she sent a copy of the letter to the mother and she emphatically said that her son did not say that the Sheriff was doing a great job and there were witnesses that asked for help, and phone calls--Ms. Frenchko's said from her understanding. Ms. Frenchko said once she brought this up at a public meeting, she received more complaints about things that have happened in the jail --one of them was an inmate who was taken off of his medicine and ended up dying within a few days because he was taken off of a heart medicine. Mr. Cantalamessa said this was disruptive that Ms. Frenchko was talking about the Chief Law Enforcement Officer in Trumbull County and it's not acceptable. Ms. Frenchko told Mr. Cantalamessa not to interrupt her. Mr. Fuda told Ms. Frenchko that she interrupted everybody the entire time and he is tired of it. Ms. Frenchko said what happened is that she asked the Sheriff for his Operating and Procedures Manual. Mr. Fuda told Ms. Frenchko that she has a choice to either apologize to the Sheriff or not, but they were moving on. He said again, we are going to move on and told the Clerk to move on. Ms. Frenchko said the Sheriff wouldn't even provide an operating procedure and how the process works to get someone treatment. Mr. Fuda told the Clerk to move on. Ms. Frenchko stated she had another thing regarding county business and said, the Department of Job and Family Services is not posting. Mr. Fuda said again for the Clerk to move on three more times while Ms. Frenchko continued speaking about Jobs and Family Services. Mr. Cantalamessa made a comment (barely audible) about Commissioner Frenchko being disruptive in the meeting. Two Trumbull County Sheriff's Deputies (Sgt. Harold Wix and Sgt. Robert Ross) approached the bench where Ms. Frenchko was sitting. Mr. Wix asked Ms. Frenchko to please stand up. Ms. Frenchko asked why. Sgt. Wix asked her to please stand up and said they were not going to deal with this as she was disrupting the meeting. Sgt. Wix asked Ms. Frenchko again to please stand up. Ms. Frenchko said, disrupting a meeting? Sgt. Wix told Ms. Frenchko that was correct and she was being disruptive. Mr. Cantalamessa said, you can be removed for being disruptive at a meeting. Ms. Frenchko said she was not being disruptive. Sgt. Wix and Sgt. Ross escorted Ms. Frenchko through the east door of the hearing room at approximately 11:20 a.m.

The Clerk asked for a Motion for Executive Session.

Week of July 4, 2022

Meeting of July 7, 2022

Mr. Cantalamessa asked Mr. Fuda if he could discuss a few urgent pressing matters. Mr. Cantalamessa spoke about couple of projects that have been on the back burner that need to get done. Mr. Cantalamessa said the Courthouse Phase 1 HVAC System will cost approximately \$380,000.00 and needs a legal opinion from ARPA counsel. He said the second being the new roof for the Board of Elections that will cost \$980,000.00, and he also would like to submit this project to legal counsel for an opinion for use of ARPA Funds. He went on to say that a couple of months ago, the Board unanimously supported the demolition of the Wean Building and the demolition of a building at the fairgrounds—both requiring match funds and would like an opinion regarding those items. He said those three things are pressing and he wanted to talk about them publicly in a public forum. Mr. Fuda said these are three things they believe qualify and want to get done. Mr. Cantalamessa said for full transparency, he wanted to discuss those publicly. Mr. Fuda asked if anyone else had a comment before going into Executive Session. Amanda Hebert thanked the Board for sending the street sweeper to Anderson Road where the Dog Kennel is located. Mr. Cantalamessa said to thank Gary Newbrough for having the road cleaned. Amanda also spoke about the need for new location for the dog kennel.

**RE: EXECUTIVE SESSION TO CONSIDER DISCIPLINE
OF EMPLOYEE - SANITARY ENGINEER'S
DEPARTMENT**

27. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to go into Executive Session at approximately 11:25 a.m. pursuant to Ohio Revised Code 121.22(G)(1) to consider the discipline of a public employee of the Trumbull County Sanitary Engineer's Department. Present were Mr. Cantalamessa, Mr. Fuda, Mr. Gary Newbrough, and Mr. Robert Maiorano.

Yeas: Cantalamessa, Fuda
Nays: None

The Clerk left the room during Executive Session.

Lisa Denunzio Blair, Assistant Clerk called the role for item #28 and adjourned the meeting.

RE: RECONVENE FROM EXECUTIVE SESSION

28. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to reconvene from Executive Session at approximately 11:28 a.m. pursuant to Ohio Revised Code 121.22(G)(1) to consider the dismissal or discipline of a public employee within the Trumbull County Sanitary Engineer.

Yeas: Cantalamessa, Fuda
Nays: None

Week of July 4, 2022

Meeting of July 7, 2022

RE: ADJOURN

29. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adjourn the Regular Meeting of July 7, 2022, and to meet again in Regular Session on July 13, 2022.

Yeas: Cantalamessa, Fuda

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