

**Week Beginning August 15, 2022**

**Meeting of August 17, 2022**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 17th day of August, 2022, at 10:30 a.m. in the office of said Board, with the following members present:

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

*Ms. Rayna Lambert, 4-H Member, gave a presentation on the Monarch Butterfly (which is now on the endangered list), and the importance of preserving the monarch caterpillar's sole source of food which is milkweed. Ms. Lambert said she did some research with ODOT and asked the Board who she could speak to and present her proposal regarding mowing one pass along the county ditches to better preserve milkweed so the Monarch Butterfly could mature. Rayna's motto is: 'One Pass—Make them Last' Ms. Frenchko asked Mr. Gary Shaffer from the Highway Department if he could help Ms. Lambert. Mr. Shaffer said it would be best for Ms. Lambert to come to the Highway Department to meet with the proper officials to help Ms. Lambert with her proposal.*

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**RE: MINUTES**

**1. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated August 10, 2022 and approve them as distributed/printed.

*Ms. Frenchko said there were some things omitted and incorrect within the minutes stating she mentioned creating a joint economic development district for the Mercy Health District that was not within the minutes, water capacity was written as discussed with the Highway Engineer when it should have been the Sanitary Engineer, and the minutes also stated that Commissioners Fuda and Cantalamessa allegedly signed their resignation letter and the word allegedly needed to be removed because she has a true, accurate authentic copy of the letter. Mr. Fuda said over the last year and a half, Ms. Frenchko has placed things on the signing area and he did not sign the letter she was referring to. Mr. Fuda said she snuck into the office at night and he feels that she committed fraud. Ms. Frenchko said Mr. Fuda was lying. Mr. Fuda said the secretaries place material on the table to be signed and she doesn't sign them. Ms. Frenchko called, Point of Order asking Mr. Fuda to stick to the Agenda Item. Mr. Fuda said he was responding to her allegations and said he was going to continue to speak about the matter. Mr. Fuda stated Ms. Frenchko lies meeting after meeting.*

Yeas: Cantalamessa, Fuda  
Nays: Frenchko

*Ms. Frenchko voted no because there were some things omitted and incorrect within the minutes stating she mentioned creating a joint economic development district for the Mercy Health District. She said they stated the water capacity was discussed with the Highway Engineer when it should have been the Sanitary Engineer, and the minutes also stated that Commissioners Fuda and Cantalamessa allegedly signed their resignation letter and the word allegedly needed to be removed because she has a true, accurate authentic copy of the letter.*

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**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

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RE: TRANSFER MONIES

3. MOTION: Made by Mr. Frenchko, seconded by Mr. Cantalamessa, Pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor’s Office between the dates of August 8, 2022 through August 12, 2022. Complete list of money transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer monies:

- Sanitary Engineers \$ 97,248.25 Fund # 602
- Auditor (Casino Tax) \$ 2,000,000.00 Fund # 943

Mr. Cantalamessa made the original Motion. Ms. Frenchko made a motion to Modify for the Board to read the Motion and not the Clerk stating it needs to be done this way so we are in compliance with Roberts Rules. There was confusion regarding the motions and the Clerk said she would listen to the tape for the proper motions.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

Document(s) recorded on Journal Page(s)\_\_\_\_\_.

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RE: ADDITIONAL APPROPRIATIONS

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 August 8, 2022 through August 12, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

- Dom Rel/Juv Court \$ 15,000.00 Fund # 052
- County Courts \$ 6,000.00 Fund # 051
- TAG FY21 \$ 4,882.55 Fund # 105

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

Document(s) recorded on Journal Page(s)\_\_\_\_\_.)

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RE: TRANSFER APPROPRIATIONS

5. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of August 8, 2022 through August 12, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

• Youth Serv Grant	\$ 426.42	Fund # 136
• Sanitary Engineers	\$ 352.77	Fund # 600
	\$ 350.00	Fund # 600
	\$ 12,790.00	Fund # 602
	\$ 3,500.00	Fund # 612
• Worker’s Comp	\$ 5,175.00	Fund # 926
• Comm Devel FY20	\$ 414.78	Fund # 225
• Recorder	\$ 1,677.00	Fund # 001
• Dog Kennel	\$ 3,000.00	Fund # 010
• Highway Department	\$ 105,000.00	Fund # 002
• Veteran’s Serv Com	\$ 3,000.00	Fund # 001
• Senior Services Com	\$ 107,685.00	Fund # 065
• Children’s Services	\$ 60,000.00	Fund # 012

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Document(s) recorded on Journal Page(s)\_\_\_\_\_.)

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RE: AMENDED CERTIFICATE NO. 21-2022  
COUNTY BUDGET COMMISSION

6. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 21 - 2022, for the fiscal year beginning January 1, 2022, dated August 17, 2022, increasing estimated resources in the funds listed:

- Senior Citizen Service Levy Fund # 065

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: MONTHLY ACTIVITIES REPORT-JULY 2022  
DOG KENNEL**

**7. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive and place on file the Monthly Activities Report for the TRUMBULL COUNTY DOG KENNEL for the month of JULY 2022.

**NOTE:** Monthly Report shall be recorded on the Journal for record purposes.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

Report recorded on Journal Page(s)\_\_\_\_\_.)

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**RE: LIQUOR PERMIT**

**8. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to notify the Ohio Department of Liquor Control that a public hearing is not requested on the Liquor Permit Application listed.

***TRANSFER CLASS C***

<b>FROM:</b>	<b>KRAVITZ DELICATESSEN INC.</b> 3135 Belmont Avenue Liberty Township Youngstown, Ohio 45505
<b>TO:</b>	<b>RYDER GROUP LLC</b> 3135 Belmont Avenue Liberty Township Youngstown, Ohio 45505

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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**RE: APPROVE PROMOTIONS LISTED  
DEPARTMENT OF JOB & FAMILY SERVICES**

**9. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel actions for the following PROMOTIONS within the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES as listed. The posting and bidding process, per AFSCME 458 Collective Bargaining Agreement Article 12, has been completed for one (1) vacant bargaining Clerical Specialist 3, and two (2) vacant bargaining Case Control Reviewer’s positions.

**TCDJFS PROMOTIONS:**

- 1. **MS. ALEXA DICESARE -- Clerical Specialist 3, earning \$18.43 per hour effective August 22, 2022.**
- 2. **MR. GUS PAPALAS -- Case Control Reviewer, earning \$23.89 per hour effective September 12, 2022.**
- 3. **MS. WENDY FINCH -- Case Control Reviewer, earning \$24.98 per hour effective September 12, 2022.**

**NOTE:** *The posting and bidding process, per AFSCME 458 Collective Bargaining Agreement, Article 12 has been completed for these vacant positions.*

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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**RE: ADOPT RESOLUTION/AUTHORIZE  
EXPENDITURE FOR USED RESPONSE VEHICLE  
EQUIPPED WITH MARCS RADIO INSTALLATION  
AND PROGRAMMING-EMERGENCY  
MANAGEMENT  
AGENCY**

**10. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to adopt a RESOLUTION Authorizing Expenditure for Responding to or Mitigating the Public Health Emergency from American Rescue Plan Act Funds

**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:

**RESOLUTION AUTHORIZING EXPENDITURE continued on next page**

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**RESOLUTION AUTHORIZING EXPENDITURE (Cont'd)**

[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,” including COVID-19 prevention and treatment equipment, medical and PPE/protective supplies, transportation to reach vaccination or testing sites, or other prevention and mitigation services for vulnerable populations, and emergency response equipment such as emergency response radio systems;

**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:

The purchase of a used response vehicle to be used for COVID-19 related clinics, dispensing COVID-19 personal protective equipment and other directly related issues to the daily operations of the Trumbull County Emergency Management Agency, and the installation of necessary accessories including emergency lighting, MARCS radio installation and programming (the “Project”).

This Project will be categorized as Expenditure Category 1: Public Health – COVID 19 Mitigation and Prevention.

**THEREFORE, BE IT RESOLVED** by the Commissioners that:

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 preventing and mitigating the spread of the virus.
3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of \$58,620.20.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: AWARD PROPOSAL  
KLABEN FORD LINCOLN OF WARREN, INC.  
PURCHASE 2020 FORD F-150-EMERGENCY  
MANAGEMENT AGENCY**

**11. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to award the proposal submitted by KLABEN FORD LINCOLN OF WARREN, INC., 3853 Youngstown Road, Warren, OH 44454 for the purchase of a used 2020 FORD F-150 for use by the Trumbull County Emergency Management Agency (TCEMA) , in the amount of \$ 47,278.00--to be paid from American Rescue Funds, Fund No. 077-011-1000-1000-1-505410; AND to award the proposal for additional necessary equipment and accessories needed to equip the vehicle for use by TCEMA provided by HUDSON COMMUNICATIONS, LLC, 84 Stanhope Kelloggsville, Road, Pierpoint, OH 44082--in the amount of \$ 11,342.20 -- to be paid from American Rescue Funds No. 077-011-1000-1000-1-505417; the total project cost is \$ 58,620.20; this action per the request of John E. Hickey, Executive Director, Trumbull County Emergency Management Agency, and subject to approval of ARPA legal counsel.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Document(s) recorded on Journal Page(s)\_\_\_\_\_.)

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**RE: APPROVE CAPITAL IMPROVEMENT PROGRAM  
THIRTY SEVENTH-37<sup>TH</sup> ROUND OF FUNDING  
FOR STATE CAPITAL IMPROVEMENT  
PROGRAM AND THIRTY-FIFTH ROUND OF  
FUNDING FOR THE LOCAL TRANSPORTATION  
IMPROVEMENT PROGRAM PY 2023-COUNTY  
ENGINEER**

**12. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve Trumbull County’s Capital Improvement Program for the Thirty-Seventh (37th) Round of Funding for the State Capital Improvement Program and the Thirty-Fifth (35th) Round of Funding for the Local Transportation Improvement Program (Program Year 2023) and to submit the Program Pre-applications to the District 6 Public Works Integrating Committee on or before August 29, 2022.

**NOTE:** This Program includes Projects proposed by the County Engineer and the Sanitary Engineer.

**PROJECTS FOR PROGRAM YEAR 2023:**

- 1. 2023 Road Improvement Program**  
(Grant – Highway Engineer)
- 2. Pendleton/Gillmer Sanitary Sewer Improvements Project**  
(Grant – Sanitary Engineers)
- 3. CH 105 South Canal Street Drainage Upgrade**  
(Grant – Highway Engineer)

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**13. 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 in the right-of-way of Johnson Plank Rd NE (C.H. 200 B), in order to install a gas service line for address #980. This will be located 1,700 feet west of Hoagland Blackstub Rd. (C.H 203) in Bazetta Township.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**14. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Annual Supplier Fleet Permits 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 companies listed. The necessary permit fee and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **RAY BROTHERS, INC.**  
8020 State Route 46 South, Orwell, OH 44076  
**Permit No. : AF-050-2022**  
**Permit Effective: August 5, 2022 through August 5, 2023**
- **H. F. EVERETT GAS & OIL, INC.**  
P.O. Box 592, Vienna, OH 44473  
**Permit No.: AF-051-2022**  
**Permit Effective: August 31, 2022 through August 31, 2023**
- **LANE ENTERPRISES, INC.**  
8271 Mercer Street, Pulaski, PA 16143  
**Permit No.: AF-052-2022**  
**Permit Effective: August 11, 2022 through August 11, 2023**

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None



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**RE: SPECIAL HAULING PERMITS-OVERWEIGHT EQUIPMENT-COUNTY ENGINEER**

**15. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permits to Move Overweight Equipment over Trumbull County roadways, requested by the companies listed. The necessary permit fee, bond and insurance have been submitted and approval is subject to the conditions listed on each permit.

➤ **DIAMOND STEEL CONSTRUCTION COMPANY**  
P.O. Box 156, North Lima, OH 44452

**1) Permit No. : 1161**  
**Permit Effective: August 10, 2022 through August 14, 2022**  
To haul or move overweight equipment over Elm Rd. (C.H. 328) in Bazetta and Howland Townships.

**2) Permit No. : 1162**  
**Permit Effective: August 10, 2022 through August 14, 2022**  
To haul or move overweight equipment over Larchmont Ave. (C.H. 1469 A) in Bazetta Township and Larchmont Ave. (C.H. 1469 C & B) and Dietz Rd. (C.H. 145) in Howland Township.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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**RE: AWARD PROPOSAL**  
**WOODFORD EXCAVATING, LLC.**  
**CALDWELL WOODS PLAT NO. 2 DRAINAGE DISTRICT**  
**DETENTION POND IN CHAMPION TOWNSHIP-COUNTY**  
**ENGINEER**

**16. MOTION:** Made by Mr. Cantalamessa,, seconded by Mr. Fuda, to accept and award the lowest cost PROPOSAL submitted by WOODFORD EXCAVATING, LLC, 701 Diehl South Road, Leavittsburg, OH 44430 for the CALDWELL WOODS PLAT NO. 2 DRAINAGE DISTRICT DETENTION POND project located in CHAMPION TOWNSHIP, as specified in the scope of work prepared by the Trumbull County Engineer’s Office upon inspection, including vegetation and sediment removal, rock channel protection, restoration of outlet control structure, linear grading and pond restoration as specified -- in the amount of \$40,850.00 – to be paid from Fund No. 921-130-1100-1100-1-505419; AND to further authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners to execute any/all documents required for this project. Assessments will be made to owners of property within the Caldwell Woods Plat No.2 Drainage District upon completion of the project.

**OTHER PROPOSALS SUBMITTED**

<b>Z TECH BUILDERS &amp; EXCAVATORS, LLC</b> 3301 Hoagland Blackstub Road, Cortland, OH 44410	\$44,150.00
<b>MILLER YOUNT PAVING, INC.</b> 2295 Hoagland Blackstub Road, Cortland, OH 44410	\$53,850.00

*Mr. Fuda said they have been working on this for long time along with Mr. Misocky and the Highway Department, stating there are snakes and snapping turtles 5 feet away from the resident’s house. Ms. Frenchko said she had concerns with Mr. Misocky not going out for bid for this item, discussions with the majority of the Board instructing him to go out for quotes and not include her, and concerns of how the money for the drainage district would be recouped. Mr. Cantalamessa said the property owners would be assessed. Mr. Cantalamessa said under the \$50,000 threshold, they seek proposals—not bids. Ms. Frenchko said two quotes that were submitted, were over \$50,000. Mr. Cantalamessa said Ms. Frenchko was misleading people because no county or state agencies go out for bid under \$50,000 or you would be going out for bid for everything. Ms. Frenchko said the Prosecutor’s Office stated there would be more safety for procurement by going out for bid. Ms. Frenchko said the work for this project was ordered without discussion and that violates Sunshine. Mr. Fuda said he has had several calls on this matter and he and the Highway Department have been to the property several times and she doesn’t have clue as she does not come to work. Ms. Frenchko called, Point of Order stating discussion is not for personal insults. Mr. Fuda said every time they have a public hearing or meeting on things, Ms. Frenchko doesn’t attend. Ms. Frenchko asked what action was taken on the other Drainage Districts as far as assessments.*

Yeas: Cantalamessa, Fuda  
Nays: Frenchko

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*Ms. Frenchko said because this item did not go out for Bid and Mr. Misocky was instructed to move forward without public discussion, her vote was no.*

*Mr. Fuda said this is what Mr. Misocky get paid to do as it is his job. Ms. Frenchko said Point of Order stating there is no discussion after the vote.*

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**RE: MS. HANNAH PETROSKY-MEMBER  
TRUMBULL COUNTY MAYORS' APPOINTMENT  
OHIO REGION 7 REPRESENTATIVE**

**17. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to appoint MS. HANNAH PETROSKY as the TRUMBULL COUNTY MAYORS' APPOINTMENT for the OHIO REGION 7 REPRESENTATIVE.

*NOTE:* Ms. Petrosky received her Bachelor's Degree in Psychology from Kent State University and her Master's Degree in Mental Health Counseling from Youngstown State University. She is currently a Licensed Professional Counselor (LPC) with Allied Behavioral Health and has two (2) years of counseling experience working with children through young adult age.

*Mr. Fuda said Ms. Petrosky will be an excellent appointment. Ms. Frenchko said this was supposed to be done months ago so she took the initiative because staff did not help her to make sure she had the Township representative, the Commissioners' representative and she had to reach out to Hubbard, the Village of West Farmington, Newton Falls and Cortland where they came together and selected the nomination. She corrected Mr. Fuda when he stated that Ms. Petrosky was the Mayor of Cortland stating Ms. Petrosky is a licensed counselor and Mr. Fuda never had a conversation with her. There was a discussion regarding the appointment being an appointee from the majority of the mayors. Ms. Frenchko said she had important material in her office dealing with the Opioid Abatement Process.*

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: ADJUSTMENT TO WATER PERMIT FEES FOR  
ALL WATER DISTRICTS UNDER THE SANITARY  
ENGINEER'S DEPARTMENT EFFECTIVE 09/19/22**

**18. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve an "Adjustment" to the WATER PERMIT FEES for all Water Districts under the jurisdiction of the Trumbull County Sanitary Engineer's Department, effective September 19, 2022. The new rates are necessary to cover actual costs to Trumbull County to connect new customers; this action per the recommendation of the Trumbull County Sanitary Engineers.

*NOTE:* The revised permit cost sheet shall be recorded onto the Journal for record purposes.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

*Ms. Frenchko stated because in an email Mr. Newbrough stated he did not do a study to compare to other counties, her vote is, no. Mr. Cantalamessa said these are material cost that do not need to be compared to other counties. Ms. Frenchko said there is no discussion after the vote unless you vote no—stating you then can state your reason for voting no. Mr. Cantalamessa said he was just trying to educate her.*

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**RE: ADOPT RESOLUTION  
APPLY/ACCEPT/ENTER INTO A WATER  
POLLUTION CONTROL LOAN FUND AGREEMENT  
FOR PROJECTS LISTED**

**19. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to adopt a Resolution authorizing Frank S. Fuda, President of the Board of Trumbull County Commissioners, to nominate, apply for, accept, and enter into a Water Pollution Control Loan Fund Agreement on behalf of the County of Trumbull for planning, design and/or construction of the Projects as listed:

1. Allman's Package WWTP Replacement Project No. 8-S-20
2. Crain Drive Sanitary Sewer Improvements Project No. 7-S-22
3. Heaton Chute Sanitary Sewer Improvements Project No. 5-S-13
4. Meadowbrook Sanitary Sewer Improvements Project No. 29-S-97
5. Sterling Drive Package WWTP /Mecca Package WWTP  
Nutrient Reduction Project No. 8-S-20
6. Scoville Drive Sanitary Sewer Improvements Project No. 5-S-16
7. Smith Stewart Road Sanitary Sewer Improvements Project No. 2-S-17
8. South Henn Hyde Road Sanitary Sewer Improvements Project No. 8-S-18
9. SR 46/Saddlebrook Sanitary Sewer Improvements Project No. 4-S-20
10. Stateline Road Sanitary Sewer Improvements Project No. 1-S-19
11. Yankee Lake Sanitary Sewer Improvements Project No. 5-S-18

**WHEREAS,** the County of Trumbull seeks to upgrade its existing wastewater facilities; and

**WHEREAS,** the County of Trumbull intends to nominate and apply for Water Pollution Control Loan Funds (WPCLF) for the planning, design and/or construction of the wastewater facilities; and

**WHEREAS,** the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; now therefore,

**THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the County of Trumbull, Ohio:

**Section 1.** That Frank S. Fuda be and is hereby authorized to apply for a WPCLF loan, sign all documents to nominate and enter into a Water Pollution Control Loan Fund agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design and/or construction of wastewater facilities on behalf of the County of Trumbull, Ohio.

**Section 2.** That the dedicated source of repayment will be user fees, capital charges and/or special assessments paid by customers from the Trumbull County Combined Sanitary Sewer District.

**Section 3.** That this resolution shall take effect and be in force from and after the earliest period allowed by law.

**Section 4.** That it is found and determined that all formal actions of this Board concerning and relating to the passage of this resolution were passed in an open meeting of the Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

***MR. CANTALAMESSA MOVED FOR ITEM #19 AND MR. FUDA SECONDED THE ITEM.***

*Mr. Fuda stated Mr. Newbrough has been working on these projects for a long time and Mr. Newbrough is looking for all available funding for these projects.*

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**MS. FRENCHKO MOVED TO MODIFY MR. CANTALAMESSA'S MOTION AND REREAD PART OF THE AGENDA ITEM. MR. CANTALAMESSA SAID IT IS THE SAME THING THE CLERK READ, BUT HE WOULD SECOND IT.**

*Mr. Cantalamessa said there are a lot of projects not on this list that will qualify for ARPA Funding, Appalachia Funding, WPCLF which is a 30-year principal forgiveness program—he said it is important to get these projects nominated. Mr. Fuda said Mr. Newbrough and Mrs. Green are some of the best grant writers and since 2007 over 60 million dollars in projects. Mr. Newbrough spoke about Item # 19 stating he would like to do these projects in 2023 and he would like to get as much principal forgiveness before asking for ARPA Funding. He said these projects are it for sewer projects. Mr. Cantalamessa asked Mr. Newbrough to speak about the importance of WPCLF. Mr. Fuda said you want to get the lowest amount of debt as possible for the residents.*

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

**MS. FRENCHKO MADE A MOTION FROM THE FLOOR TO ADVERTISE FOR RFQ TO ADVERTISE FOR AN INDEPENDENT LAW FIRM NOT CURRENTLY RETAINED BY THE COUNTY TO DO AN INDEPENDENT INVESTIGATION OF COMP TIME ACCRUAL AND PAYROLL ISSUES AT THE SANITARY ENGINEERS DEPARTMENT AND OTHER DEPARTMENTS THAT IS DEEMED NECESSARY BY THE LAW FIRM AFTER DISCUSSION WITH THE BOARD OF COMMISSIONERS**

*Ms. Frenchko said the State Auditor suggested before determining what to do with this matter, to consult with legal counsel. Ms. Frenchko said this issue was brought up by a whistleblower regarding problems within the Sanitary Engineers Department. Ms. Frenchko said it has come to her attention that there are problems within other county departments and she doesn't think the Board should ignore it.*

**MOTION DIED FOR A LACK OF A SECOND**

*Mr. Fuda said he would explain it after the meeting.*

**COMMENTS:**

*Mr. Fuda said if you talk to other counties and Mayors they are following the same procedure regarding the signing of documents. He said the clerks do the work and the Board has to sign the material. He further stated that Ms. Frenchko has put things on the signing table that he has taken away. Ms. Frenchko said that was not true. Mr. Fuda asked Mr. Cantalamessa if that statement was true. Mr. Cantalamessa said, it was. Mr. Fuda said Ms. Frenchko is lying on the Commissioners' Floor and the Board should take a polygraph test after the meeting to see who's lying and who's not. Ms. Frenchko said it is not true that other communities do it this way as she visited Ashtabula County and they put everything in a basket to read and review with all supporting documents and their Board signs together after their meeting. She said this is more appropriate and would prevent things being signed without all of the documents attached. Ms. Frenchko said Mr. Fuda's statement is not true that other counties do it the same way as we do, and she found a better way to do it instead of leaving documents on the table. She further stated it could be possible for someone to slip a Bill of Sale and sell our Courthouse for a few dollars. Mr. Fuda said their procedure has worked for many years and no one for the 15 years he has been there has tried to sneak something in to be signed. Mr. Fuda stated he reads what he signs and is there every day at 8:00 a.m. Ms. Frenchko called, Point of Order. Mr. Fuda said that Ms. Frenchko isn't there, doesn't know what is going on at the Sanitary Engineers Department and did something last week at the Dog Pound. Mr. Fuda said he would like the TV stations and the newspaper to come to the office and see what a Commissioner has to do day after day. Mr. Fuda asked if anyone was in the audience had comments.*

*Ms. Sue Hartman approached the podium and said that she is still waiting for Ms. Frenchko to fill her public records request and that four weeks is an excessive amount of time to get information from Ms. Frenchko who said she is the only one who has this information. Ms. Hartman stated she wants this information now. Ms. Hartman said there is a lot of disrespect during the meetings. Ms. Frenchko temporarily left the meeting while Ms. Hartman was speaking. Ms. Hartman said maybe Ms. Frenchko was being disrespectful to her by leaving the meeting because she was older than Ms. Hartman.*

(Continued)

## Week Beginning August 15, 2022

### Meeting of August 17, 2022

#### Comments-(Cont'd)

*Ms. Hartman said Ms. Frenchko was disrespectful to the Clerk and the Clerk that filled in for last week's meeting. Ms. Hartman said it is not their job to do Ms. Frenchko's job. Ms. Hartman said she was an elected official in the past and her Clerk read all of the legislation in title only and it was not reread as their meetings would have been ridiculous, redundant and no one would have listened. Ms. Hartman said she will be calling other counties and the only requirement is that the material is read aloud. Ms. Hartman said the Board is making \$98,000 to do their job. Mr. Fuda said the office is losing a staff member Friday, and the office is down two employees since Ms. Frenchko started. Mr. Fuda told Ms. Frenchko her constant public records requests are putting the workers in a position where they can't get their jobs done. Amanda Hebert spoke about the Board working together. Mr. Fuda said Ms. Frenchko had a list of people she was going to bully or write up until they quit when she started and she attacks staff day after day. Mr. Fuda said Ms. Frenchko wanted to fire two people on her first day so she could hire an administrator because Ms. Frenchko said, Commissioners shouldn't have to work so hard. Ms. Hebert gave examples of the rescue community working together. Ms. Frenchko told Ms. Hebert to sit down as there was someone else waiting to speak.*

*Mr. Tony Deley, who represents 9,000 workers across Mahoning and Trumbull County handed the Board a packet with reports regarding determining the best bid regarding the Chiller Project. He stated the best company for the job was Prout Boiler from Youngstown, Ohio and the worst was the company who was awarded the job was Comfort Systems USA from Cleveland, Ohio. Mr. Deley stated some reasons were: Comfort Systems has thirty sister companies, uncertain financial health, below average credit rating, three state tax liens, one active UCC Lien, high risk, nine OCEA violations, and one open investigation. Mr. Deley said these were some risk factors, but not complete as Comfort Systems has thirty other sister companies. Mr. Deley offered his services to provide a report to the Board for any upcoming projects as the Board cannot access this information, but he can. He said the difference in the lowest and the best is \$15,400.00. Ms. Frenchko thanked Mr. Deley for making the point that the lowest bidder is not always the best bidder. Ms. Frenchko spoke about change orders and the importance of recognizing safety violations. Ms. Frenchko commented on a Resolution that was passed in 2018 before her time in office that talks about experience and the background of contractors be rated. Ms. Frenchko stated the Board cannot say that someone is the lowest and the best if there is not an appropriate ranking system. Ms. Frenchko asked the Board to make sure that all of their departments such as Maintenance, Special Projects, Building, Sanitary Engineers Department do what was passed in 2018. She spoke about Express Underground and Rudzik stating Mr. Newbrough uses his memory to determine if the companies are the best or the worst. She further stated she would like to use these reports and union trade labor has offered to provide them. She said if it cost a little extra to help keep citizens safe and spoke about a situation where a flagger was not in place for a project. She said the Board was misadvised when they were told the selection was always going to be the lowest responsive bidder because that is what the state uses. Ms. Frenchko asked Mr. Cantalamessa to ask Mr. Newbrough to follow this method because she needs another Commissioner and Mr. Fuda will not be here. Mr. Fuda told Ms. Frenchko that she is making assumptions of what people are doing and Mr. Newbrough is doing two jobs now. Ms. Frenchko said that Mr. Newbrough was not doing two jobs and that he just hired a \$100,000 engineer. Mr. Fuda said the County is doing a lot of positive things that she doesn't want to hear about. Mr. Cantalamessa said he was not disagreeing with Ms. Frenchko and the best course of action to get Mr. Misocky, Mr. Newbrough and the Board of Commissioners and make it abundantly clear that they agree on this language in a public meeting. Mr. Cantalamessa further stated that he welcomed members of the trade unions at the meeting and if there is something they don't agree on—they can speak up. Ms. Frenchko asked why in the meantime they weren't doing it the way they just discussed. Mr. Cantalamessa said, they now have a new Sanitary Engineer and when it was first adopted there was a different engineer in place. He said a meeting would be the best way to do this, not at the Commissioners' Meeting where Ms. Frenchko does these, Gotcha Things. Ms. Frenchko said neither Mr. Newbrough or Mr. Misocky will come to any meetings she calls and Mr. Cantalamessa should be instructing them to. Mr. Cantalamessa stated he does not work for Ms. Frenchko as she was separately elected. Mr. Fuda said the Board is always interested in making things better in Trumbull County and she just assumes. Ms. Frenchko said there was no assumption and Mr. Newbrough stated he was not going by 2018 guidelines. Mr. Fuda said Ms. Frenchko doesn't know about the departments. Ms. Frenchko told Mr. Fuda to stop with his personal insults. Mr. Fuda said that Ms. Frenchko has the Highway Department for 1.5 hours at her department head meeting when they have only 10 minutes worth of material and keeps them away from their jobs. Ms. Frenchko called, Point of Order and told Mr. Fuda to control the meeting. Mr. Fuda said she could meet with people and play her silly games. Ms. Frenchko said that was disrespectful to the people that are present.*

*Mr. Fuda said he was not disrespecting anyone—just telling the truth and there is a problem with the truth and lies and he hasn't lied in 32 years as an elected official.*

*Mr. Taylor of building trades read the second paragraph of the report that Mr. Deley didn't get to. He spoke about safety issues apprenticeship programs, bidders record on similar products, using local personnel when possible and bidder's litigation history. Mr. Taylor said this was not against or about Gary Newbrough—this is asking the Commissioners to send this out to all department heads to let them utilize this information. He said if they need the resources of the trades to reach out to ACT Ohio. Ms. Frenchko said this is already a Policy of the County that is not being followed and she wants the responsible bidder's language included and wants to make sure that goes out as well.*

**Week Beginning August 15, 2022**

**Meeting of August 17, 2022**

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**RE: ADJOURN**

**MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Frenchko, to adjourn the Regular Meeting of August 17, 2022, at approximately 11:49 a.m., and to meet again in Regular Session on August 24, 2022.

Yeas: Cantalamessa, Fuda

Nays: None

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

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**FRANK S. FUDA, PRESIDENT**

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**MAURO CANTALAMESSA, COMMISSIONER**

\_\_\_\_\_  
**NIKI FRENCHKO, COMMISSIONER**

**ATTEST:**

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**PAULA J. VIVODA-KLOTZ, CLERK**