

Week of August 29, 2022

Meeting of August 31, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 31st day of August 2022 at 10:30 a.m., in the office of said Board, with the following members present:

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

**** PRESENTATION BY Veregy an Ohio County Client References & Case Studies Company.**

RE: MINUTES

1. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading of the minutes of the Regular Meeting dated August 24, 2022, and approve them as distributed/printed.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE SHE STATED THAT ITEM #15 WAS WRITTEN INCORRECTLY AND THERE WERE SOME OTHER ERRORS

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 Ms. 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 22, 2022 through August 26, 2022. Complete list of money transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer monies:

- Sanitary Engineers \$ 28,635.51 Fund # 493

Yeas: Frenchko, Cantalamessa, 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 August 22, 2022 through August 26, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

- AM Rescue \$ 230,000.00 Fund # 077
- Sm Cap Imp \$ 824,000.00 Fund # 077
- Sm Cap Imp \$ 407.59 Fund # 403

Yeas: Cantalamessa, Fuda

Nays: Frenchko

MS FRENCHKO VOTED NO STATING THAT THE APPROPRIATIONS CAME FROM AN EMPLOYEE WITHIN THE COMMISSIONERS’ OFFICE WITH NO EXPLANATION.

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

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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 August 22, 2022 through August 26, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

- CSEA \$ 15,000.00 Fund # 006
- Prosecutor \$ 1,200.00 Fund # 001
- Sheriff \$ 5,000.00 Fund # 020
- Sheriff \$ 8,997.65 Fund # 045
- Sheriff \$ 1,240.00 Fund # 001
- Sheriff FY22 \$ 1,626.31 Fund # 105
- Youth Sub Gr FY23 \$ 450.00 Fund # 112
- Sanitary Engineers \$ 1,500.00 Fund # 305
- Sanitary Engineers \$ 8,500.00 Fund # 600
- Sanitary Engineers \$ 250.00 Fund # 600
- Sanitary Engineers \$ 10,000.00 Fund # 602
- JFS \$ 3,000.00 Fund # 218
- JFS \$ 37,000.00 Fund # 003
- Community Mental Health Board \$ 50,000.00 Fund # 009
- Children’s Services \$ 13,000.00 Fund # 012
- Comm Dev FY21 \$ 33,000.00 Fund # 229

Yeas: Cantalamessa, Fuda

Nays: Frenchko

MS. FRENCHKO VOTED NO STATING THAT NOT ALL OF THE APPROPRIATIONS HAD EXPLANATIONS INCLUDING THE COMMISSIONERS’ OFFICE

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

RE: AMENDED CERTIFICATE NO. 23-2022
COUNTY BUDGET COMMISSION

6. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to receive the Amended Certificate of the County Budget Commission No. 23 - 2022, for the fiscal year beginning January 1, 2022, dated August 31, 2022, increasing estimated resources in the funds listed:

- FAM DE DRG Fund # 136

Yeas: Cantalamessa, Fuda

Nays: Frenchko

MS FRENCHKO VOTED NO STATING THAT THE BACK-UP INFORMATION WAS NOT PROVIDED.

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**RE: OFFICE POLICY – PROSECUTOR’S APPROVAL
REQUIRING ALL AGREEMENTS, LEASES AND
CONTRACTS REQUIRED TO BE SIGNED BY THE
BOARD BEFORE STAFF PRESENTS DOCUMENTS
TO COMMISSIONERS FOR SIGNATURE**

7. **MOTION:** Made by Ms. Frenchko, to approve an OFFICE POLICY requiring all agreements, leases and contracts, required to be signed by the commissioners, to have all pages, authorizing journal action and to be approved as to form by the Prosecutor’s Office before staff presents documents for signature by Commissioners.

MOTION DIED FOR LACK OF SECOND

8. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Clerk of the Board of Trumbull County Commissioners to ADVERTISE FOR "REQUEST FOR STATEMENT OF QUALIFICATIONS" for LEGAL PROFESSIONAL SERVICES from qualified professionals to provide services related to the negotiation and preparation of JEDD and other financing tools such as a TIF, and other planning guidance relatives to road dedication, replats & utilities in connection with the Mercy Health Campus Development and Educational Highway.

Mr. Fuda stated he was concerned that Ms. Frenchko doesn’t vote on items because she doesn’t get an explanation and he has a meeting every week where Ms. Frenchko refuses to come and explain her Agenda Items. Ms. Frenchko said her item was self-explanatory, and she brought it up in the past. She spoke about the Mercy Health Development in kthe annexation. She spoke about a letter from Attorney Nader, said Randy Smith has been participating in meetings with Mercy Health and she feels they need to move forward with appropriate legal counsel as not to drag this out. Mr. Steve Papyas said he was not present at any of the meeting, but he knows that Mr. Smith was. He said they have not had participation from the Commissioners and it has to be addressed and interested parties would like the Board’s participation. Mr. Fuda said it sounded like they don’t want the Board to have all information. Mr. Cantalamessa said there are two different issues. Mr. Cantalamessa spoke about A JED and a TIFF that he did not want to pay for legal services for. Ms. Frenchko said they need to have someone with economic development experience. Mr. Cantalamessa said the Board’s interest is the statutory dedication of Educational Highway. Mr. Cantalamessa said communities dealing with JED’s and TIFF’s are not the Board’s business. Ms. Frenchko said she has researched and named several law firms that are versed in this area.

MR. CANTALAMESSA MOVED FROM THE FLOOR TO MODIFY ITEM #8 TO READ:

**RE: ADVERTISE FOR "REQUEST FOR STATEMENT OF
QUALIFICATIONS" FOR LEGAL PROFESSIONAL
SERVICES IN CONNECTION WITH MERCY HEALTH
CAMPUS DEVELOPMENT AND FOR PURPOSE OF
MOVING PROJECT FORWARD AND GUIDANCE AS
TO WHAT THE NEXT STEPS ARE IN STATUTORY
DEDICATION EDUCATIONAL HIGHWAY**

8. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to **Modify the language in the original item to read: To authorize the Clerk of the Board of Trumbull County Commissioners to ADVERTISE FOR "REQUEST FOR STATEMENT OF QUALIFICATIONS" for LEGAL PROFESSIONAL SERVICES from qualified professionals to provide services for the purpose of moving this PROJECT forward and guidance as to what the next steps are in the STATUTORY DEDICATION OF EDUCATIONAL HIGHWAY.**

Yeas: Cantalamessa, Fuda

Nays: Frenchko

The discussion continued regarding JED between Commissioners Frenchko and Cantalamessa.

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MS. FRENCHKO VOTED NO BECAUSE SHE BELIEVES IT'S INEFFICIENT TO HIRE TWO (2) ATTORNEYS FOR THIS PROJECT WITHOUT ONE HAVING EXPERTISE IN ECONOMIC DEVELOPMENT

RE: REQUESTED BY COMMISSIONER FRENCHKO TO DESIGNATE MS. PAULETTE GODFREY AS HER APPOINTED ASSISTANT

9. MOTION: Made by Ms. Frenchko moved to approve the personnel action for the 32-hour full-time employment of PAULETTE GODFREY as Administrative Assistant, and to designate Ms. Godfrey as the Appointed Assistant to Commissioner Niki Frenchko, effective October 17, 2022 pursuant to ORC 124.11(A)8 which designates this position as official unclassified service; Ms. Godfrey will be hired at a Pay Range 9, Step 27, \$31.456 per hour.

NOTE: This action is per the recommendation of Commissioner Niki Frenchko, and is in accordance with the ORC 124.11(A)8 which gives each Commissioner the statutory authority to individually designate one Assistant to unclassified service. "... four clerical and administrative support employees for each Board of County Commissioners and one such employee for each County Commissioner...."

Ms. Frenchko said she wanted to go into Executive Session as she got a call from the Board's attorney regarding this Item.

MOTION DIED FOR LACK OF SECOND

RE: APPOINTMENT -- MS. LAUREN THORP AS ALTERNATE FOR MS. APRIL CARAWAY MENTAL HEALTH AND RECOVERY BOARD, FOR THE OHIO REGION 7 COLLABORATIVE

10. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to accept the appointment of MS. LAUREN THORP, Associate Director, Trumbull County Mental Health and Recovery Board, as an ALTERNATE for Ms. April Caraway, Executive Director for the Trumbull County Mental Health and Recovery Board, for the OHIO REGION 7 COLLABORATIVE.

NOTE: Ms. Thorp has extensive background in substance use treatment, intervention and prevention.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

RE: CONCUR WITH MAHONING COUNTY COMMISSIONERS TO NOMINATE MR. JOSEPH ROSSI, PRESIDENT/CEO OF DIRECTION HOME OHIO, FOR OHIO REGION 7 COLLABORATIVE

11. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to concur with the Mahoning County Commissioners and nominate MR. JOSEPH ROSSI, President and CEO of Direction Home Ohio, for the OHIO REGION 7 COLLABORATIVE.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

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RE: APPROVE DETAILED SANITARY SEWER DRAWINGS FOR MEADOWBROOK SANITARY SEWER IMPROVEMENTS PROJECT, WARREN TOWNSHIP, COMBINED SANITARY SEWER DISTRICT, METROPOLITAN SANITARY SEWER SUB-DISTRICT--COUNTY PROJECT NO. 29-S-97

12. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the Detailed Sanitary Sewer Drawings for the MEADOWBROOK SANITARY SEWER IMPROVEMENTS PROJECT, Warren Township, Combined Sanitary Sewer District, Metropolitan Sanitary Sewer Sub-District, known as County Project No. 29-S-97; this action per the recommendation of the Trumbull County Sanitary Engineer and subject to the approval of the Ohio Environmental Protection Agency.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE THE SANITARY ENGINEER DID NOT ATTEND HER WORKSHOP TO EXPLAIN THE ITEM.

MS. FRENCHKO CALLED *POINT OF ORDER* REGARDING DISCUSSION STATING THE VOTE HAD ALREADY TAKEN PLACE

RE: APPROVE MODIFICATION NO. 1 ENGINEERING AGREEMENT WITH BURGESS & NIPLE, INC. FOR CONTRACT K--BLUEPRINT WATERLINE INITIATIVE PROJECT NO. 5-W-15K

13. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve modification No. 1 to the engineering agreement with BURGESS & NIPLE, INC., 100 West Erie Street, Painesville, Ohio 44077 for CONTRACT K of the BLUEPRINT WATERLINE INITIATIVE PROJECT, known as County Project No. 5-W-15K, located in Southington Township. Modification is for an additional \$11,750.00 – revising the total contract amount to \$79,500.00 and includes services above and beyond the original scope of work. This additional work includes services to extend the Water mainline approximately 800 additional feet and install 5 additional service connections. All costs associated with this modification are to be paid from Fund No. 479-080-3000-3030-1-505610; this action per the recommendation of the Trumbull County Sanitary Engineer and subject to the approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the contract with Burgess & Niple, Inc. for professional engineering services in the amount of \$67,570.00 on January 13, 2021, duly recorded in Journal Volume 152, Page 23701.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE THE SANITARY ENGINEER DID NOT ATTEND HER WORKSHOP TO EXPLAIN THE PROJECT AND OVER \$5,000 OF THE CHANGE ORDER WAS RELATED TO DESIGN ENGINEERING AND THE SANITARY ENGINEER HIRED AN ENGINEER AT \$100,000 SALARY PACKAGE TO DO DESIGN WORK AND SAVE THE COUNTY MONEY

Ms. Frenchko called Point of Order when Mr. Fuda started to say something stating the item was already voted on—and to run it right.

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

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RE: REJECT BOTH BIDS FOR WEST FARMINGTON VILLAGE SANITARY LATERAL ASSISTANCE PROGRAM FOR LMI HOUSEHOLDS – PLANNING COMMISSION

14. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, The Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners REJECT BOTH BIDS submitted by J.S. Northeast Excavating, LLC, 1680 ½ Shannon Road, Girard, OH 44420 and MJD Excavating, Inc. 926 Howland Wilson Road, Warren, OH 44484 on July 19, 2022 for the West Farmington Village Sanitary Lateral Assistance Program for LMI Households.

NOTE: A bid tabulation and review was conducted by the Trumbull County Sanitary Engineer’s Office, the Trumbull County Planning Commission and the Trumbull County Prosecutor’s Office. Based on the comments received from the Prosecutor’s Office, the Planning Commission is recommending that the Board of Trumbull County Commissioners reject both bids. Staff has submitted a separate agenda item requesting permission to re-advertise this project.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

RE: MODIFY ADVERTISING PUBLIC NOTICE FOR AND LOCATION OF REQUEST FOR PRICE PROPOSAL PACKAGES -- PY21 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM/PY2022 HSTS RESERVE PROGRAM/WEST FARMINGTON SANITARY LATERAL HOUSEHOLD ASSISTANCE PROJECT – PLANNING COMMISSION-MODIFICATION ADDS LANGUAGE THAT THE \$25 (NON-REFUNDABLE FEE) WILL BE WAVED TO COMPANIES THAT TOOK OUT TECHNICAL SPECIFICATIONS THE FIRST ROUND

15. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, The Trumbull County Planning Commission is requesting that the Board of Trumbull County Commissioners authorize ADVERTISING A PUBLIC NOTICE in a newspaper of general circulation published in the *Tribune Chronicle* on September 3, 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.

Authorization is also required to send letters to be 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-three (43) 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 8:00 a.m. and 4:00 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.

SPECIAL NOTE: The required Cash or check in the amount of \$25 (non-refundable), payable to the Trumbull County Treasurer, plus postage and handling, if applicable, will be WAIVED for companies/contractors that paid for the technical specifications during the first round.

PLANNING COMMISSION -continued on next page

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15. PLANNING COMMISSION (Cont'd)

A pre-bid conference will be held on Friday, September 9, 2022, at 9:00 A.M. in the Trumbull County Planning Commission Conference Room located at 185 East Market Street, 2nd Floor, Suite A, Warren, Ohio 44481.

The Requests for Price Proposals are due by 3:00 p.m. to Paula Vivoda-Klotz, Clerk, 5th Floor, Board of Trumbull County Commissioners' Office, 160 High Street, N.W., Warren, Ohio 44481 no later than Wednesday, September 21, 2022.

Ms. Julie Green spoke and asked to add language to waive the \$25.00 fee to contractors that paid for the technical specs during the first round.

MS. FRENCHKO MADE A MOTION TO MODIFY ITEM # 15 TO WAIVE \$25 FEE FOR CONTRACTORS THAT TOOK OUT SPECS THE FIRST ROUND MR. CANTALAMESSA SECONDED THE MOTION.

Yeas: Frenchko Cantalamessa, Fuda
Nays: None

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

RE: PUBLISH LEGAL NOTICE -- COMBINED NOTICE TO PUBLIC OF FINDING OF NO SIGNIFICANT IMPACT ON ENVIRONMENT (FONSI) AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (NOI/RROF) – PLANNING COMMISSION

16. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda the Trumbull County Planning Commission Request to the Board of Trumbull County Commissioners to authorize:

- 1) The Clerk of Commissioners to publish a Combined Notice To Public of a Finding of No Significant Impact on the Environment (FONSI) and a Notice of Intent To Request Release of Funds (NOI/RROF) in the NON-LEGAL section of the local newspaper on Tuesday, September 6, 2022; required for the Environmental Review Record. The Planning Commission staff compiled an Environmental Review Record for this project. The Heaton Chute Sanitary Sewer Project level of environmental clearance was determined to be an Environmental Assessment subject to 24 CFR Part 58.36 and 58.40(g)(1). The advertisement is to be paid from 225-030-5121-5104-1-505501.
- 2) The President, Frank S. Fuda, Board of Trumbull County Commissioners, to execute the attached Request for Release of Funds (RROF) and Certification for Federally Funded Projects.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

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

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RE: APPROVE SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN COMMISSIONERS, SHERIFF PAUL S. MONROE AND TRUMBULL CAREER AND TECHNICAL CENTER (TCTC)

17. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve a School Resource Officer Agreement by and between the TRUMBULL COUNTY COMMISSIONERS, TRUMBULL COUNTY SHERIFF PAUL S. MONROE and the TRUMBULL CAREER AND TECHNICAL CENTER (TCTC), 528 Educational Highway, Warren, OH 44483, for police protection and services for the Trumbull Career and Technical Center, its buildings and activity of the school, its personnel and students for the 2022-2023 academic fiscal school year (July 1, 2022 through June 30, 2023). The Trumbull Career and Technical Center agrees to pay the Trumbull County Sheriff's Office \$63,578.58 each for two deputies totaling \$127,157.16—due and payable at the end of the term of contract; this action per the request of the Trumbull County Sheriff and is subject to review and approval of the Prosecutor's Office.

SPECIAL NOTE: The Sheriff agrees to furnish two (2) deputy sheriffs to the Trumbull Career and Technical Center for the purpose of security with Statutory Power to enforce the law during times school is in session and shall be subject to use by the Sheriff during the period only in times of emergency. The supervision and discipline of said deputy shall be the responsibility of the Sheriff.

NOTE: Agreement is pursuant to the provisions of amended Ohio Revised Code Section 311.29.

MS. FRENCHKO MADE A MOTION TO TABLE ITEM # 17 & ITEM # 18 STATING THAT THEY CAME TO THE COMMISSIONERS WITH SIGNATURES ON THEM AND SHE WAS NOT SURE IF THE PROSECUTOR'S OFFICE APPROVED THEM TO FORM.

THE CLERK STATED THAT SHE SENT THE AGREEMENTS FOR THE SHERIFF'S OFFICE TO MR. TOTTH OF THE PROSECUTOR'S OFFICE AND THEY WERE APPROVED

VOTE TO TABLE ITEM #17

Yeas: Frenchko
Nays: Fuda, Cantalamessa

The Clerk re-read Item #17

THE VOTE FOR THE ORIGINAL AGENDA ITEM

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO STATING SHE WAS NOT CERTAIN THE PROSECUTOR HAD REVIEWED THIS AGREEMENT AS THE CLERK DID NOT FORWARD ATTY. TOTTH' S EMAIL.

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RE: APPROVE SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN COMMISSIONERS, SHERIFF PAUL MONROE, AND BLOOMFIELD/MESOPOTAMIA LOCAL SCHOOL DISTRICT BOARD OF EDUCATION

18. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve a School Resource Officer Agreement by and between the TRUMBULL COUNTY COMMISSIONERS, TRUMBULL COUNTY SHERIFF PAUL MONROE, and the BLOOMFIELD/MESOPOTAMIA LOCAL SCHOOL DISTRICT BOARD OF EDUCATION, 2077 Park Road, W., North Bloomfield, OH 44450, for police protection and services for the Bloomfield Mespo Local Schools, its buildings and activity of the school, its personnel and students for the 2022/2023 academic year (July 1, 2022 through June 30, 2023). The Bloomfield/Mesopotamia Local School District Board of Education agrees to pay the Trumbull County Sheriff's Department the amount of \$63,578.98—due and payable at the end of the term of contract; this action per the request of the Trumbull County Sheriff and is subject to review and approval of the Prosecutor's Office.

SPECIAL NOTE: The Sheriff agrees to furnish one (1) deputy sheriff to the Bloomfield Mespo Local Schools for the purpose of security with Statutory Power to enforce the law during times school is in session and shall be subject to use by the Sheriff during the period only in times of emergency. The supervision and discipline of said deputy shall be the responsibility of the Sheriff.

NOTE: Agreement is pursuant to the provisions of amended Ohio Revised Code Section 311.29.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

MS. FRENCHKO VOTED NO STATING SHE WAS NOT CERTAIN THE PROSECUTOR HAD REVIEWED THIS AGREEMENT AS THE CLERK DID NOT FORWARD ATTY. TOTH' S EMAIL.

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

RE: AUTHORIZE CLERK TO ADVERTISE FOR BIDS FOR TRU-SR 5 KINSMAN SIDEWALKS IMPROVEMENT PROJECT, PID #112607 – COUNTY ENGINEER

19. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed bids for the TRU-SR 5 KINSMAN SIDEWALKS IMPROVEMENT PROJECT, PID #112607. The project consists of the installation of sidewalks, curb ramps, crosswalks, and signage along SR 5 in Kinsman Township The project is being partially funded by an 80% Transportation Alternatives Program (TAP) Grant obtained through the Eastgate Regional Council of Governments, with the 20% Local Match to be provided by Kinsman Township—*no General Revenue Funds are required*; this action per the recommendation of the Trumbull County Engineer.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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RE: RIGHT-OF-WAY PERMITS -
COUNTY ENGINEER

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

- VILLAGE ENERGY COOPERATIVE ASSOCIATION, 4100 Holiday St., N.W., Suite 201, Canton, OH 44718, to bore under and work in the right of way of Bushnell Campbell Rd. (C.H. 185A), in order to install a natural gas service connection. This will be located beginning approximately 3,560 feet north of Bradley Brownlee Rd. (C.H. 192) in Vernon Township.
- DOMINION EAST OHIO, 320 Springside Dr., Akron, OH 44333, Akron, OH 44433, to bore under and work in the right of way of Damascus Newton Falls Rd., (aka E. River Rd.) (C.H. 1171 A), in order to install a gas service line approximately 950' north of Prichard Ohltown Rd. in Newton Falls.

Discussion--Mr. Fuda Stated that no one from the Engineer's Office attends his transparent Workshop; however, he knows the importance of these items, so he will vote for the Engineer's item.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

RE: SPECIAL ANNUAL SUPPLIER FLEET PERMIT-
COUNTY ENGINEER

21. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, 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.

- McCOY EXCAVATING AND TRUCKING LLC.
3350 S. Duck Creek Road, North Jackson, OH 44451
Permit No.: AF-055-2022
Permit Effective: September 12, 2022 through September 12, 2023
- COOPER AND SONS CARTAGE, INC.
3911 Barclay-Messerly Road, Southington, OH 44470
Permit No.: AF-056-2022
Permit Effective: August 23, 2022 through August 23, 2023
- DELLIQUADRI LAWN MAINTENANCE AND LANDSCAPING CONTRACTORS
1270 Trumbull Ave., Girard, OH 44420
Permit No.: AF-057-2022
Permit Effective: September 14, 2022 through September 14, 2023

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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RE: APPROVE CONTRACT #3919204 BETWEEN THE LAMAR COMPANIES AND DEPT. OF JOB AND FAMILY SERVICES FOR PROMOTIONAL ADVERTISING SIGNS AND DISPLAY PANELS

22. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve Contract #3919204 by and between THE LAMAR COMPANIES and the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES for Production of thirty-nine (39) poster flex advertising signs to be promoted on thirty-nine (39) various outdoor display panels in multiple locations throughout the Trumbull County area as described in the Contract during each of the identified service periods during the Term October 3, 2022 through September 3, 2023, amount not to exceed \$22,620.00; to be paid by Ohio ARPA Adult Protective Services – Supplemental Funds with Absolutely No County General Revenue Funds requested.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE THE CONTRACT WAS NOT PRE-APPROVED BY THE PROSECUTOR’S OFFICE.

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

RE: ADOPT RESOLUTION RELEASING FUNDS TO DEPT. OF JOB AND FAMILY SERVICES CHILD SUPPORT ENFORCEMENT RELATED TO PROVIDING SERVICES FOR REMAINDER OF FUNDING PERIOD

23. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adopt a Resolution in the Matter of Releasing Funds to Trumbull County Department of Job and Family Services Child Support Enforcement Division. Trumbull County Department of Job and Family Services’ Child Support Enforcement Agency Division has determined that it is in need of an adjustment to its funding in order to maintain sufficient funding levels to provide services for the remainder of the funding period; and the Ohio Department of Job and Family Services has determined that it has the specified grant (JFSFSF22) available within its JFSCACPS budget to assist the Trumbull County Child Support Enforcement Agency Division with maintaining a sufficient funding level for service provision. As such, the following action to adopt a Resolution to approve the release of these available funds by the Ohio Department of Job and Family Services and acceptance of the funds by Trumbull County Department of Job & Family Services and its Child Support Enforcement Agency Division is hereby requested:

The Trumbull County Department of Job and Family Services, by order of its Board of County Commissioners, agrees to the acceptance of \$55,435.57 from the Ohio Department of Job and Family Services’ JFSFSF22 grant and JFSCACPS budget to be released to the Trumbull County Department of Job and Family Services’ Child Support Enforcement Agency Division per the State Fiscal Year 2022-2023 Subgrant Agreement # G-2223-11-6995.

This described release and acceptance of funds is permitted under the current Subgrant Agreement # G-2223-11-6995 between the Trumbull County Department of Job and Family Services and the Ohio Department of Job and Family Services and shall be approved by Resolution of the Trumbull County Board of Commissioners. All other funding allocations will remain unchanged.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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RE: AUTHORIZE CLERK TO ADVERTISE FOR BIDS FOR SHERIFF’S OFFICE TO ACCEPT PAYMENTS FOR CONCEALED CARRY PERMITS BY FINANCIAL TRANSACTION DEVICE

24. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize the Board of Trumbull County Commissioners’ Clerk to advertise for sealed bids for the TRUMBULL COUNTY SHERIFF’S OFFICE TO ACCEPT PAYMENTS FOR CONCEALED CARRY PERMITS BY A FINANCIAL TRANSACTION DEVICE.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

RE: RECEIVE PETITION FOR ANNEXATION FOR APPROXIMATELY 0.9397 ACRES OF LAND LOCATED IN BAZETTA TOWNSHIP TO CITY OF CORTLAND, OHIO

25. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adopt a Resolution of the Board of Commissioners of Trumbull County, Ohio, entering upon its Journal the Filing of a Petition for Annexation seeking to annex approximately 0.9397 acres of land located in Bazetta Township to the City of Cortland, Ohio; Establishing the Board Hearing date of Wednesday, October 26, 2022 at 11:30 a.m., Warren Ohio time, for said Petition—AND to Refer the Legal Description of the Perimeter and the Map or Plat of the Territory Proposed to be annexed to the Trumbull County Engineer for review.

NOTE: The Agent for the Petitioners, Attorney Thomas C. Nader, Nader and Nader and the Title Agency, 7011 East Market Street, Warren, OH 44484 filed said Petition with the Clerk of the Board on August 22, 2022 at 9:36 a.m. *Under the new Annexation Law, the Agent filed this Petition as a “Regular” Annexation—which requires a Public Hearing.*

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

RE: RESIGNATION -- MR. THOMAS WATSON TELECOMMUNICATOR -- 911 CENTER

26. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to accept the Resignation of Mr. Thomas Watson, as a TELECOMMUNICATOR with the TRUMBULL COUNTY 911 CENTER, effective August 14, 2022; this action per the recommendation of the Human Resources Department in conjunction with Ms. Patty Goldner, Interim 911 Director.

NOTE: Mr. Watson’s resignation letter will be recorded on the Commissioners’ Journal.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

Letter recorded on Journal Page(s)_____.)

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**RE: EMPLOYMENT -- KELSEY GOSTOMSKI
TELECOMMUNICATOR -- 911 CENTER**

27. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to approve the personnel action for the full-time employment of KELSEY GOSTOMSKI as a TELECOMMUNICATOR with the TRUMBULL COUNTY 911 CENTER, effective September 6, 2022. Ms. Gostomski will be paid \$19.431 per hour and serve a 180-day probationary period; this action per the recommendation of Ms. Patty Goldner, Interim 911 Director.

NOTE: Ms. Gostomski successfully passed a pre-employment drug screen, physical and background check.

MR. FUDA COMMENTED THAT THIS PERSON HAS TWO YEARS EXPERIENCE AND WILL BE A GREAT ADDITION TO THE 911 CENTER.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

RE: CLOSE ROAD LISTED – COUNTY ENGINEER

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

➤ **WARREN RAVENNA ROAD (C.H. 848), near the Turnpike located in the Village of Newton Falls.** Work being performed by the Village of Newton Falls Electric Company.

Closing Dates: Thursday, September 8, 2022

Closing Times: 7:00 a.m. to 3:00 p.m.

RECOMMENDED DETOUR: *West on State Route 5; South on First Street; East on Ticknor Avenue*

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

MS. FRENCHKO MADE A MOTION FROM THE FLOOR AGAIN REGARDING ITEM #8 – REGARDING JEDD/TIF AND EDUCATIONAL HWY CAMPUS:

FRENCHKO' S SPECIAL NOTE: WHENEVER YOUR ENTERING A JEDD, YOU WOULD INCLUDE THE COUNTY BECAUSE IT WOULD ALSO DEFINE WHICH SERVICES ARE BEING PROVIDED BY THE COUNTY.

*****MS. FRENCHKO STATED THAT ONLY HERSELF AND MR. FUDA SHOULD BE DISCUSSING BECAUSE MR. CANTALAMESSA'S SIBLING (ENZO CANTALAMESSA) IS THE CITY OF WARREN'S LAW DIRECTOR**

MR. CANTALAMESSA AGREED TO RECUSE HIMSELF FROM THE NEGOTIATIONS. MS. FRENCHKO ASKED IF HE WANTED TO CHANGE HIS VOTE THEN FOR #8 AND MR. CANTALAMESSA ASKED MS. FRENCHKO TO QUIT INTERRUPTING HIM -- HE ALSO STATED THAT THE NEGOTIATIONS SHOULD ONLY BE BETWEEN THE MUNICIPALITY AND TOWNSHIP AND THAT WE SHOULD NOT HIRE AN ATTORNEY TO FACILITATE THAT.

MR. FUDA STATED MS. FRENCHKO HAS VOTED WITH CT CONSULTANTS MANY TIMES AND ASKED MS. FRENCHKO IF SHE WANTED HIM TO EXPLAIN THAT CONFLICT TO THE PEOPLE. MS. FRENCHKO CALLED POINT OF ORDER

Yeas: Frenchko

Nays: Fuda

Abstain: Cantalamessa

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RE: GO INTO EXECUTIVE SESSION

29. MOTION: Made by Mr. Frenchko, seconded by Ms. Cantalamessa, to enter into executive session at approximately 11:42 a.m. pursuant to R.C. 121.22(G)(3) for a conference with an attorney for the Trumbull County Board of Commissioners concerning a dispute involving the Board that is the subject of pending court action. In attendance were Attorney Gallucci, Mr. Timothy Shaffner, Major Tony Villanueva, Ms. April Caraway, Commissioner Frenchko, Commissioner Cantalamessa and Commissioner Fuda.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: RECONVENE FROM EXECUTIVE SESSION

30. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to reconvene from executive session at approximately 12:10 p.m. pursuant to R.C. 121.22(G)(3) for a conference with an attorney for the Trumbull County Board of Commissioners concerning a dispute involving the Board that is the subject of pending court action.

Yeas: Cantalamessa, Fuda
Nays: None

COMMENTS:

--Mr. Fuda commented on the altering of documents by Ms. Frenchko and he doesn't think it's legal that she alters them after he signs them.

-Mr. Fuda spoke about candidate #62 and filling the human resource director position. He said he spoke to the panel and they were all in agreement that he was one of the top two candidates. He asked Ms. Frenchko if she interviewed #62. Ms. Frenchko spoke about the applicant's qualifications. She said one applicant slipped in that had been working in management, but not in Human Resources since 2004—no skill sets relating to investigation or hiring or firing. She spoke about the salary for the applicants that turned down the position. She said the salary is capped at 85,000 which is less than the former director. She suggested increasing the salary to at least what the former director made and consider relocation packages so they can reach out to the highly qualified applicants that are no longer interested. She said if the Board doesn't agree with those recommendations, then they need to look at the next tier. Ms. Frenchko said she asked the Panel to give her individually their next top two recommendations. Mr. Fuda asked Ms. Frenchko again if she interviewed Candidate #62 and if she wanted to interview him. Ms. Frenchko said she would not like to interview just one candidate, but several. Mr. Fuda said the salary is comparable to the salary of the former director. Ms. Frenchko said it was \$10,000 less than the former director. Mr. Fuda said that was incorrect, it is comparable. Mr. Fuda said he called the Panel and they are in agreement that Candidate #62 was one of the top two selected. Mr. Fuda stated he is interested in moving forward with choosing a human resources director. Ms. Frenchko spoke about candidate #38. Mr. Fuda asked Ms. Frenchko about a document he signed stating she altered it after he signed it. Ms. Frenchko said that was an error she marked and not an alteration. Ms. Frenchko asked the Board if he signed the Meadowbrook Agreement because of a deadline. Mr. Fuda said it was signed in a timely manner. Mr. Phil Peg spoke about wind and solar farms on a commercial level for the 14 townships in the southern portion of Trumbull County to assist with the airbase. Mr. Peg also spoke about being 10 months away from a new water contract with the southeast water district and is requesting other sources to be looked at it. Mr. Peg also spoke about a records request he gave Commissioner Frenchko in May stating he is going to file as she is not complying and he was going to follow the law. Mr. Fuda said he had a record's request that Ms. Frenchko has not fulfilled since April 7, 2021 that has not been responded to. Ms. Frenchko said the County has a custodian of records that is responsible for responding to the requests. Ms. Frenchko said that is why she put on the Agenda to hire an assistant and the ORC allows her to do that. She stated the staff refuses to respond to certain public records requests for her. She said the Board has caused staff not to work for her. Commissioner Cantalamessa called, Point of Order. Mr. Fuda asked Ms. Frenchko to stop lying. Ms. Frenchko said the solution is to hire an Assistant that knows county government. She said the Board is refusing to allow her to have an assistant, but the staff doesn't have to respond on her behalf of things. The Clerk stated she gives Ms. Frenchko all of her records requests and stated she doesn't have access to your cellphone or the documents requested of Ms. Frenchko and Ms. Frenchko's statements regarding the record's request were not true.

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Mr. Fuda told Ms. Frenchko the Clerk had information that she needs and to let her speak. Ms. Frenchko said Point of Order that the Clerk was not part of the meeting and Ms. Godfrey just read and did not assert herself in the meeting. Ms. Frenchko the dynamics will be changing in Trumbull County. Mr. Papalas addressed Mr. Fuda's comments regarding the Highway Department not attending his meetings. Mr. Papalas said the Highway Department was not attending two separate meetings and he felt disrespected during Mr. Fuda's meeting. Mr. Fuda said he wasn't disrespectful, but expects the truth. Mr. Papalas said Mr. Fuda always gets the truth. Mr. Papalas said the Highway Department will attend one meeting and suggested the Board have their meeting together. Ms. Frenchko stated the staff was complaining about having too much work to do and they didn't want to take minutes for the Workshop. Ms. Frenchko stated when Mauro attends Mr. Fuda's meeting, there are no minutes taken so they are not in compliance. The Clerk said the meeting were being recorded and minutes will be done. Mr. Gerberry spoke about the Highway Department agenda items. Mr. Cantalamessa said every meeting should be public. Ms. Frenchko said she wants to be able to review things without badgering or interference. Amanda Hebert spoke about a time-line relating to an incident at the Dog Kennel where a deputy dog warden did not feed the dogs at the Kennel, AWL and the Board not taking action regarding the incident. Ms. Hebert spoke about the dog that was taken to the vet by a volunteer and she is documenting everything she is doing that is union related because they all help each other. Mr. Cantalamessa spoke about placing the deputy dog warden on unpaid administrative leave until such charges are viewed. Mr. Fuda said he agreed with Mr. Cantalamessa. Ms. Frenchko said they need to look at the totality of how County government does business. She said she values animals, rescues them and her daughter served on an animal rescue board. Ms. Frenchko made statements regarding the former 911 Director and an incident involving someone being hit while on a skateboard. She said the director was not put on Administrative Leave as they waited until the charges were addressed. Mr. Cantalamessa said this is different as there is documented evidence. Ms. Frenchko further stated she thinks the Board should make sure the case is adjudicated prior to taking action.

MR. CANTALAMESSA MADE A MOTION FROM THE FLOOR TO PLACE THE DEPUTY DOG WARDEN IN QUESTION ON UNPAID ADMINISTRATIVE LEAVE PENDING CHARGES THAT WILL BE RENDERED IN THE COURTROOM.

Ms. Frenchko stated that the Deputy Dog Warden's name needed to be read to make the Motion stand correct.

RE: PLACE DEPUTY DOG WARDEN ON UNPAID ADMINISTRATIVE LEAVE PENDING CHARGES THAT WILL BE RENDERED IN THE COURTROOM

MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to place the Deputy Dog Warden in question on unpaid Administrative Leave pending charges that will be rendered in the Courtroom.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

FRENCHKO VOTED NO BECAUSE THE MOTION WAS MADE IMPROPERLY AND BECAUSE THE COUNTY NEEDS TO BE CONSISTENT AND CAUTIOUS WITH HOW THESE MATTERS ARE HANDLED. SHE DOESN'T BELIEVE THE MOTION IS VALID AND ALSO SO THE COUNTY DOES NOT GET SUED.

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Comments – (Cont'd)

Ms. Megan Myers asked the Board what they would do if the dogs were human beings because animals have no voice. Ms. Myers said the deputy dog warden should be on administrative leave without pay. Mr. Cantalamessa said that action just happened, and said the kennel has made great strides and he is not going backwards. There was a discussion questioning if the deputy dog warden's name should have been stated within the motion. Mr. Cantalamessa said they have terminated and suspended without names in the past with this Board. Ms. Frenchko stated the Board does take these things seriously and spoke about a management problem at the kennel stating proper controls are not being implemented. Ms. Frenchko spoke about a prior incident at the kennel when a driver was bitten by a dog and a training manual she requested last year that was never implemented. Mr. Fuda said the Dog Warden has to follow the ORC. Mr. Cantalamessa said they need to work with the AWL who brought these charges and need to move forward. There was discussion about working with AWL, the positive changes that have occurred at the kennel, the volunteers doing union activities, liability, union grievances, animal cruelty, transferring the deputy dog warden to another department and being consistent.

RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adjourn the Regular Meeting of August 31, 2022, at approximately 11:57 a.m., and to meet again in Regular Session on September 8, 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