

Week Beginning September 12, 2022

Meeting of September 14, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 14th day of September, 2022 at approximately 10:30 a.m., in the office of said Board, with the following members present:

Frank S. Fuda, Commissioner
Mauro Cantalamessa, Commissioner

Mr. Fuda read a letter to public regarding the Marc’s Tower stating Attorney Gil Rieger worked on this for the County in 2010. Mr. Rieger’s letter stated the state of Ohio would be willing to move forward with an Easement to transfer said county property for the benefit of the Marc’s tower. Mr. Fuda said he would like to retain Attorney Gil Rieger at a rate of \$150.00 to move forward. Mr. Cantalamessa said he would like to move forward, but wanted to make sure a survey wasn’t necessary before they did the transfer.

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated September 8, 2022, and approve them as distributed/printed.

Yeas: Cantalamessa, Fuda
Nays: None

RE: APPROVE BILLS

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

Yeas: Cantalamessa, Fuda
Nays: None

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

RE: TRANSFER MONIES

3. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, Pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor’s Office between the dates of September 5, 2022 through September 9, 2022. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

❖ Departments/Offices requesting to transfer monies:

• Sanitary Engineers	\$	51,794.65	Fund # 604
	\$	2,920.49	Fund # 608

Yeas: Cantalamessa, Fuda
Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

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 September 5, 2022 through September 9, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

- Sheriff \$ 5,000.00 Fund # 022
- Auditor (Commissioners) \$ 40,850.00 Fund # 921

Yeas: Cantalamessa, Fuda

Nays: None

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

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 September 5, 2022 through September 9, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

- Auditor \$ 3,300.00 Fund # 007
- Prosecutor \$ 1,250.00 Fund # 024
- \$ 300.00 Fund # 001
- \$ 400.00 Fund # 001
- \$ 300.00 Fund # 001
- Sheriff \$ 546.40 Fund # 045
- \$ 1,208.50 Fund # 001
- Common Pleas Court \$ 300.00 Fund # 001
- Youth Subsidy Grant FY23 \$ 2,000.00 Fund # 136
- \$ 2,000.00 Fund # 136
- \$ 2,500.00 Fund # 136
- \$ 953.03 Fund # 136
- Sanitary Engineers \$ 3,346.00 Fund # 436
- \$ 500.00 Fund # 600
- \$ 3,193.00 Fund # 434

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

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

6. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to receive and place on file the Monthly Activities Report for the TRUMBULL COUNTY DOG KENNEL for the month of AUGUST 2022; as submitted by Michelle Goss, Chief Executive Dog Warden.

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

Yeas: Cantalamessa, Fuda

Nays: None

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

**RE: ADVERTISE FOR BIDS
FOR FURNISHING OF ALL LABOR,
MATERIALS, AND EQUIPMENT NECESSARY
FOR TRUMBULL COUNTY FAMILY COURT –
BOILER REPLACEMENT PROJECT**

7. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, Authorize the Clerk of the Board of Commissioners to Advertise for Sealed Bids for the furnishing of all labor, materials, and equipment necessary for TRUMBULL COUNTY FAMILY COURT – BOILER REPLACEMENT PROJECT, 220 Main Avenue, SW, Warren, OH 44481 in accordance with the project specifications, will be received by the Board of Commissioners, at the office of the Board, in the County Administration Building, 5th Floor, 160 High Street NW, Warren, OH 44481; this action per the recommendation of Mr. William Hart, Building and Vehicle Operations Manager.

NOTE: This Project is eligible for ARPA Funding.

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

**RE: CHANGE ORDER NOS. 1 THROUGH 4
SHELLY & SANDS, INC. FOR TRU-CH 56
NILES VIENNA ROAD PROJECT: PID 104642
COUNTY ENGINEER**

8. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve Change Order Nos. 1 through 4 as submitted by SHELLY & SANDS, INC., 1450 N. Bailey Road, North Jackson, OH 44451 for the TRU-CH 56 NILES VIENNA ROAD PROJECT: PID 104642 Change Order No. 1 is for an additional \$113,716.20; Change Order No. 2 in the amount of \$1,338.75; Change Order No. 3 in the amount of \$3,925.00 and Change Order No. 4 which is a deduct in the amount of -\$20,324.01 resulting in an increase of \$98,655.94 to the Contract—revising the total contract amount to \$1,030,456.00-- partially funded by an 80% STBG Grant received through Eastgate Regional Chamber of Governments, which is a direct pay. The 20% local match for the grant in addition to a federally ineligible amount of \$145,507.29 will be provided by Trumbull County Engineer Fund No. 002-030-1700-1700-1-505548--*no County General Revenue Funds are required.* Change Order Nos. 1 through 4 are necessary to adjust the contract to reflect the final quantities of the project; this action per the recommendation of the Trumbull County Engineer.

NOTE: The Board of Commissioners approved the original contract with Shelly & Sands, Inc. in the amount of \$931,800.66 on August 18, 2021, duly recorded in Journal Volume 152, Page 23397. The Journal Action was Amended on February 23, 2022, Journal Volume 154, Page 24599.

Yeas: Cantalamessa, Fuda
Nays: None

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

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

9. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, 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.

- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to work in the right-of-way of North Park Avenue (C.H. 263 B), in order to install a gas service line for address #3666. This will be located 3,600 feet south of Airport Rd. (T.H. 202) in Bazetta Township.
- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to work in the right-of-way of West Market Street (C.H. 322), in order to install a gas service line for address #4355. This will be located 1,750 feet east of Leavitt Rd. (C.H. 83) in Warren Township.
- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to bore under and work in the right-of-way of State Rd. NW (C.H. 206 D), in order to install a gas service line at service address #679. This will be located approximately 895 feet west of Woodrow Ave., NW (T.H. 32) in Champion Township.

Yeas: Cantalamessa, Fuda
Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

**RE: RESCIND AGENDA ITEM DATED 07/13/1977,
JOURNAL VOLUME 71, PAGE 252, APPROVING
10-TON LOAD LIMIT FOR C.H. 220 B & C
HERNER COUNTY LINE ROAD AS DESCRIBED
COUNTY ENGINEER**

10. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to concur with the Trumbull County Engineer to RESCIND Agenda Item dated July 13, 1977, Journal Volume 71, Page 252, approving the 10-Ton Load Limit for C.H. 220 B & C Herner County Line Road, between C.H. 127 Phalanx Mills Herner Road and Leiby Osborne Rd; this recommendation is based on a recent improvement made to this road by the Trumbull County Engineer.

Yeas: Cantalamessa, Fuda
Nays: None

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

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

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

- **LAKE ERIE GOLF CARS LLC.**
26565 Miles Road, Suite 200, Warrensville, OH 44128
Permit No.: AF-059-2022
Permit Effective: September 7, 2022 through September 7, 2023

Yeas: Cantalamessa, Fuda
Nays: None

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

**RE: SPECIAL HAULING PERMIT TO HAUL STEEL
COILS —COUNTY ENGINEER**

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

- **JARO TRANSPORTATION SERVICES, INC.**
975 Post Road, NW Warren, OH 44483
Permit No.: 2022-082
Permit Effective: September 7, 2022 through September 7, 2023

Yeas: Cantalamessa, Fuda
Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

RE: AGREEMENT BETWEEN COMMISSIONERS, PLANNING COMMISSION AND THE REGIONAL CHAMBER FOR ECONOMIC DEVELOPMENT SERVICES AND AUTHORIZE JULIE M. GREEN TO EXECUTE AGREEMENT FOR ECONOMIC DEVELOPMENT SERVICES FOR A PERIOD OF TWELVE (12) MONTHS

13. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the Agreement by and between the BOARD OF TRUMBULL COUNTY COMMISSIONERS, THE PLANNING COMMISSION and THE REGIONAL CHAMBER, 100 E. Federal Street, Suite 500, Youngstown, OH 44503, and authorize Director Julie M. Green, in accordance with ORC Section 307.07 (B) (3), to execute the Agreement for Economic Development Services for the period commencing September 8, 2022 and continuing for a period of twelve (12) months. Trumbull County’s share for the contract will be \$45,000.00 paid in four (4) equal installments of \$11,250.00. This Agreement will be in accordance with Ohio Revised Code Section 307.07 and is subject to review and approval by the Prosecutor’s Office.

NOTE: The estimated cost of the services during the term of this Agreement is \$125,000.00. Costs shall be shared between the County and the Regional Chamber. Trumbull County shall contribute \$45,000.00 payable in four (4) equal installments of \$11,250.00.

Yeas: Cantalamessa, Fuda

Nays: None

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

RE: RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF A LAND USE RESTRICTION AGREEMENT (HARBOR RIDGE) RELATING TO THE COUNTY’S MULTIFAMILY HOUSING REVENUE BONDS (KB PORTFOLIO, LLC PROJECTS), SERIES 2003A

14. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adopt the following Resolution:

RESOLUTION

WHEREAS, KB Portfolio, LLC, an Ohio limited liability company (the “Original Owner”), Trumbull County, Ohio (the “County”) and The Huntington National Bank, as trustee (the “Prior Bonds Trustee”) have entered into that certain Land Use Restriction Agreement (the “Prior LURA”) dated as of July 1, 2003, recorded on July 18, 2003 as Official Record Book 258, page 2341 in the Recorder's Office of Ashtabula County, Ohio (the "Official Records"); and

WHEREAS, the Original Owner’s obligations under the Prior LURA were assigned by the Original Owner to, and assumed by, KB Owner, LLC, a Delaware limited liability company (the “KB Owner”) pursuant to that certain Assignment and Assumption of Land Use Restriction Agreement dated as of April 3, 2018, and recorded April 3, 2018, as Official Record Book 656, page 2155 in the Official Records; and

WHEREAS, the Prior LURA was executed for the purposes of imposing restrictions on the real property identified therein to preserve the status of the County’s Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and its Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original aggregate principal amount of \$7,385,183 (collectively, the “Prior Bonds”); and

RELEASE OF A LAND USE RESTRICTION AGREEMENT (HARBOR RIDGE) BONDS -continued on next page

Week Beginning September 12, 2022

Meeting of September 14, 2022

14. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT (HARBOR RIDGE) (Cont'd)

WHEREAS, the KB Owner has conveyed the property identified in the Prior LURA (the "Property"), which Property was subject to the lien of the Prior LURA, to WG Westgate Gardens LLC, a Delaware limited liability company (the "Owner"), pursuant to that certain Assignment of Land Use Restriction Agreement dated as of August 9, 2019 and filed for record August 29, 2019 as Official Record Book 690, page 975, in the Official Records; and

WHEREAS, the Prior Bonds have been retired in full and are no longer outstanding; and

WHEREAS, the Owner intends to convey the Property to an affiliated entity and to substantially rehabilitate the Property; and

WHEREAS, new tax-exempt bonds (the "OHFA Bonds") will be issued by the Ohio Housing Finance Agency ("OHFA") for the purposes of financing a portion of the cost of the acquisition and substantial rehabilitation of the Property; and

WHEREAS, a new land use restriction agreement will be entered into by the new owner, OHFA and the fiscal agent identified therein that will impose substantially identical restrictions on the Property as the Prior LURA and such new land use restriction agreement will inure to the benefit of the Prior Bonds as well as the OHFA Bonds;

WHEREAS, the Owner has requested that the Prior LURA be released of record by execution of a Release of Land Use Restriction by the County, the Prior Bonds Trustee and the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Trumbull, in the State of Ohio:

Section 1. This Board of County Commissioners does hereby find and determine that any member of this Board, alone or in conjunction with any other member of this Board, is authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Release of Land Use Restriction Agreement (Harbor Ridge) (the "Release") in substantially the form thereof submitted to this Board.

The Release is approved with changes that are not inconsistent with this Resolution that are not adverse to the County, and that are approved by the officer or officers executing the Release. The approval of those changes by the officer or officers and the character of those changes, as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the Release by the officer or officers

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect immediately upon its adoption.

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

RE: A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF A LAND USE RESTRICTION AGREEMENT (RIDGEWOOD PLACE) RELATING TO THE COUNTY'S MULTIFAMILY HOUSING REVENUE BONDS (KB PORTFOLIO, LLC PROJECTS), SERIES 2003A

15. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adopt the following Resolution:

RESOLUTION

WHEREAS, KB Portfolio, LLC, an Ohio limited liability company (the "Original Owner"), Trumbull County, Ohio (the "County") and The Huntington National Bank, as trustee (the "Prior Bonds Trustee") have entered into that certain Land Use Restriction Agreement (the "Prior LURA") dated as of July 1, 2003, recorded on July 18, 2003, as Official Record Volume 581, page 437 in the Recorder's Office of Jefferson County, Ohio (the "Official Records"); and

WHEREAS, the Original Owner's obligations under the Prior LURA were assigned by the Original Owner to, and assumed by, KB Owner, LLC, a Delaware limited liability company (the "KB Owner") pursuant to that certain Assignment and Assumption of Land Use Restriction Agreement dated as of March 29, 2018, and recorded April 3, 2018, as Official Record Volume 1297, page 221 in the Official Records; and

WHEREAS, the Prior LURA was executed for the purposes of imposing restrictions on the real property identified therein to preserve the status of the County's Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and its Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original aggregate principal amount of \$7,385,183 (collectively, the "Prior Bonds"); and

WHEREAS, the KB Owner has conveyed the property identified in the Prior LURA (the "Property"), which Property was subject to the lien of the Prior LURA, to WG Ridgewood Place LLC, a Delaware limited liability company (the "Owner"), pursuant to that certain Assignment of Land Use Restriction Agreement dated as of August 9, 2019 and recorded August 30, 2019, as Official Record Volume 1380, page 821 in the Official Records; and

WHEREAS, the Prior Bonds have been retired in full and are no longer outstanding; and

WHEREAS, the Owner intends to convey the Property to an affiliated entity and to substantially rehabilitate the Property; and

WHEREAS, new tax-exempt bonds (the "OHFA Bonds") will be issued by the Ohio Housing Finance Agency ("OHFA") for the purposes of financing a portion of the cost of the acquisition and substantial rehabilitation of the Property; and

WHEREAS, a new land use restriction agreement will be entered into by the new owner, OHFA and the fiscal agent identified therein that will impose substantially identical restrictions on the Property as the Prior LURA and such new land use restriction agreement will inure to the benefit of the Prior Bonds as well as the OHFA Bonds;

RELEASE OF A LAND USE RESTRICTION AGREEMENT (RIDGEWOOD PLACE)-continued on next page

Week Beginning September 12, 2022

Meeting of September 14, 2022

**15. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT
(RIDGEWOOD PLACE) (Cont'd)**

WHEREAS, the Owner has requested that the Prior LURA be released of record by execution of a Release of Land Use Restriction by the County, the Prior Bonds Trustee and the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Trumbull, in the State of Ohio:

Section 1. This Board of County Commissioners does hereby find and determine that any member of this Board, alone or in conjunction with any other member of this Board, is authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Release of Land Use Restriction Agreement (Ridgewood Place) (the "Release") in substantially the form thereof submitted to this Board.

The Release is approved with changes that are not inconsistent with this Resolution that are not adverse to the County, and that are approved by the officer or officers executing the Release. The approval of those changes by the officer or officers and the character of those changes, as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the Release by the officer or officers

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect immediately upon its adoption.

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

**RE: A RESOLUTION AUTHORIZING
THE EXECUTION OF A RELEASE OF A
LAND USE RESTRICTION AGREEMENT
(PEARL VILLAGE) RELATING TO THE
COUNTY'S MULTIFAMILY HOUSING
REVENUE BONDS (KB PORTFOLIO, LLC
PROJECTS), SERIES 2003A**

16. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adopt the following Resolution:

RESOLUTION

WHEREAS, KB Portfolio, LLC, an Ohio limited liability company (the "Original Owner"), Trumbull County, Ohio (the "County") and The Huntington National Bank, as trustee (the "Prior Bonds Trustee") have entered into that certain Land Use Restriction Agreement (the "Prior LURA") dated as of July 1, 2003, recorded on July 18, 2003 as Instrument Number 20030931802 in the Recorder's Office of Lorain County, Ohio (the "Official Records"); and

WHEREAS, the Original Owner's obligations under the Prior LURA were assigned by the Original Owner to, and assumed by, KB Owner, LLC, a Delaware limited liability company (the "KB Owner") pursuant to that certain Assignment and Assumption of Land Use Restriction Agreement dated as of April 3, 2018, and recorded April 3, 2018, as Instrument Number 2018-0667021 in the Official Records; and

WHEREAS, the Prior LURA was executed for the purposes of imposing restrictions on the real property identified therein to preserve the status of the County's Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and its Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original aggregate principal amount of \$7,385,183 (collectively, the "Prior Bonds"); and

WHEREAS, the KB Owner has conveyed the property identified in the Prior LURA (the "Property"), which Property was subject to the lien of the Prior LURA, to WG Pearl Village LLC, a Delaware limited liability company (the "Owner"), pursuant to that certain Assignment of Land Use Restriction Agreement dated as of August 9, 2019 and filed for record August 30, 2019 as Instrument Number 2019-0728402, in the Official Records; and

WHEREAS, the Prior Bonds have been retired in full and are no longer outstanding; and

WHEREAS, the Owner intends to convey the Property to an affiliated entity and to substantially rehabilitate the Property; and

WHEREAS, new tax-exempt bonds (the "OHFA Bonds") will be issued by the Ohio Housing Finance Agency ("OHFA") for the purposes of financing a portion of the cost of the acquisition and substantial rehabilitation of the Property; and

WHEREAS, a new land use restriction agreement will be entered into by the new owner, OHFA and the fiscal agent identified therein that will impose substantially identical restrictions on the Property as the Prior LURA and such new land use restriction agreement will inure to the benefit of the Prior Bonds as well as the OHFA Bonds;

**RELEASE OF A LAND USE RESTRICTION AGREEMENT (PEARL VILLAGE)-
continued on next page**

Week Beginning September 12, 2022

Meeting of September 14, 2022

16. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT (PEARL VILLAGE) (Cont'd)

WHEREAS, the Owner has requested that the Prior LURA be released of record by execution of a Release of Land Use Restriction by the County, the Prior Bonds Trustee and the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Trumbull, in the State of Ohio:

Section 1. This Board of County Commissioners does hereby find and determine that any member of this Board, alone or in conjunction with any other member of this Board, is authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Release of Land Use Restriction Agreement (Pearl Village) (the "Release") in substantially the form thereof submitted to this Board.

The Release is approved with changes that are not inconsistent with this Resolution that are not adverse to the County, and that are approved by the officer or officers executing the Release. The approval of those changes by the officer or officers and the character of those changes, as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the Release by the officer or officers

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect immediately upon its adoption.

Yeas: Cantalamessa, Fuda
Nays: None

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

RE: A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF A LAND USE RESTRICTION AGREEMENT (WILLOW CREEK) RELATING TO THE COUNTY'S MULTIFAMILY HOUSING REVENUE BONDS (KB PORTFOLIO, LLC PROJECTS), SERIES 2003A

17. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adopt the following Resolution:

RESOLUTION

WHEREAS, KB Portfolio, LLC, an Ohio limited liability company (the "Original Owner"), Trumbull County, Ohio (the "County") and The Huntington National Bank, as trustee (the "Prior Bonds Trustee") have entered into that certain Land Use Restriction Agreement (the "Prior LURA") dated as of July 1, 2003, recorded on July 18, 2003 as Official Record Book 217, page 149 in the Recorder's Office of Seneca County, Ohio (the "Official Records"); and

RELEASE OF A LAND USE RESTRICTION AGREEMENT (WILLOW CREEK)-continued on next page

Week Beginning September 12, 2022

Meeting of September 14, 2022

17. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT (WILLOW CREEK) (Cont'd)

WHEREAS, the Original Owner's obligations under the Prior LURA were assigned by the Original Owner to, and assumed by, KB Owner, LLC, a Delaware limited liability company (the "KB Owner") pursuant to that certain Assignment and Assumption of Land Use Restriction Agreement dated as of March 29, 2018, and recorded April 3, 2018, as Official Record 397, page 2445 in the Official Records; and

WHEREAS, the Prior LURA was executed for the purposes of imposing restrictions on the real property identified therein to preserve the status of the County's Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and its Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original aggregate principal amount of \$7,385,183 (collectively, the "Prior Bonds"); and

WHEREAS, the KB Owner has conveyed the property identified in the Prior LURA (the "Property"), which Property was subject to the lien of the Prior LURA, to WG Willow Creek Village LLC, a Delaware limited liability company (the "Owner"), pursuant to that certain Assignment of Land Use Restriction Agreement dated as of August 9, 2019 and filed for record August 29, 2019 as Official Record Book 412, page 1150, in the Official Records; and

WHEREAS, the Prior Bonds have been retired in full and are no longer outstanding; and

WHEREAS, the Owner intends to convey the Property to an affiliated entity and to substantially rehabilitate the Property; and

WHEREAS, new tax-exempt bonds (the "OHFA Bonds") will be issued by the Ohio Housing Finance Agency ("OHFA") for the purposes of financing a portion of the cost of the acquisition and substantial rehabilitation of the Property; and

WHEREAS, a new land use restriction agreement will be entered into by the new owner, OHFA and the fiscal agent identified therein that will impose substantially identical restrictions on the Property as the Prior LURA and such new land use restriction agreement will inure to the benefit of the Prior Bonds as well as the OHFA Bonds;

WHEREAS, the Owner has requested that the Prior LURA be released of record by execution of a Release of Land Use Restriction by the County, the Prior Bonds Trustee and the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Trumbull, in the State of Ohio:

Section 1. This Board of County Commissioners does hereby find and determine that any member of this Board, alone or in conjunction with any other member of this Board, is authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Release of Land Use Restriction Agreement (Willow Creek) (the "Release") in substantially the form thereof submitted to this Board.

The Release is approved with changes that are not inconsistent with this Resolution that are not adverse to the County, and that are approved by the officer or officers executing the Release. The approval of those changes by the officer or officers and the character of those changes, as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the Release by the officer or officers

RELEASE OF A LAND USE RESTRICTION AGREEMENT (WILLOW CREEK)-continued on next page

17. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT (WILLOW CREEK) (Cont'd)

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect immediately upon its adoption.

Yeas: Cantalamessa, Fuda

Nays: None

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

RE: A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF A LAND USE RESTRICTION AGREEMENT (WESTGATE GARDENS) RELATING TO THE COUNTY'S MULTIFAMILY HOUSING REVENUE BONDS (KB PORTFOLIO, LLC PROJECTS), SERIES 2003A.

18. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adopt the following Resolution:

RESOLUTION

WHEREAS, KB Portfolio, LLC, an Ohio limited liability company (the "Original Owner"), Trumbull County, Ohio (the "County") and The Huntington National Bank, as trustee (the "Prior Bonds Trustee") have entered into that certain Land Use Restriction Agreement (the "Prior LURA") dated as of July 1, 2003, recorded on July 18, 2003 as Instrument Number 20030931802 in the Recorder's Office of Lorain County, Ohio (the "Official Records"); and

WHEREAS, the Original Owner's obligations under the Prior LURA were assigned by the Original Owner to, and assumed by, KB Owner, LLC, a Delaware limited liability company (the "KB Owner") pursuant to that certain Assignment and Assumption of Land Use Restriction Agreement dated as of April 3, 2018, and recorded April 3, 2018, as Instrument Number 2018-0667024 in the Official Records; and

WHEREAS, the Prior LURA was executed for the purposes of imposing restrictions on the real property identified therein to preserve the status of the County's Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and its Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original aggregate principal amount of \$7,385,183 (collectively, the "Prior Bonds"); and

WHEREAS, the KB Owner has conveyed the property identified in the Prior LURA (the "Property"), which Property was subject to the lien of the Prior LURA, to WG Westgate Gardens LLC, a Delaware limited liability company (the "Owner"), pursuant to that certain Assignment of Land Use Restriction Agreement dated as of August 9, 2019 and filed for record August 30, 2019 as Instrument Number 2019-0728364, in the Official Records; and

WHEREAS, the Prior Bonds have been retired in full and are no longer outstanding; and

RELEASE OF A LAND USE RESTRICTION AGREEMENT (WESTGATE GARDENS)-continued on next page

Week Beginning September 12, 2022

Meeting of September 14, 2022

**18. RESOLUTION RELEASE OF A LAND USE RESTRICTION AGREEMENT
(WESTGATE GARDENS) (Cont'd)**

WHEREAS, the Owner intends to convey the Property to an affiliated entity and to substantially rehabilitate the Property; and

WHEREAS, new tax-exempt bonds (the "OHFA Bonds") will be issued by the Ohio Housing Finance Agency ("OHFA") for the purposes of financing a portion of the cost of the acquisition and substantial rehabilitation of the Property; and

WHEREAS, a new land use restriction agreement will be entered into by the new owner, OHFA and the fiscal agent identified therein that will impose substantially identical restrictions on the Property as the Prior LURA and such new land use restriction agreement will inure to the benefit of the Prior Bonds as well as the OHFA Bonds;

WHEREAS, the Owner has requested that the Prior LURA be released of record by execution of a Release of Land Use Restriction by the County, the Prior Bonds Trustee and the Owner;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Trumbull, in the State of Ohio:

Section 1. This Board of County Commissioners does hereby find and determine that any member of this Board, alone or in conjunction with any other member of this Board, is authorized and directed to execute, acknowledge and deliver, for and in the name and on behalf of the County, the Release of Land Use Restriction Agreement (Westgate Gardens) (the "Release") in substantially the form thereof submitted to this Board.

The Release is approved with changes that are not inconsistent with this Resolution that are not adverse to the County, and that are approved by the officer or officers executing the Release. The approval of those changes by the officer or officers and the character of those changes, as not being adverse to the County, shall be evidenced conclusively by the execution and delivery of the Release by the officer or officers

Section 2. This Board finds and determines that all formal actions of this Board concerning and relating to the adoption of this resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution shall be in full force and effect immediately upon its adoption.

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

**RE: EMPLOYMENT – MS. BROOK MOISIO
TELECOMMUNICATOR – 9-1-1 CENTER**

19. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the personnel action for the employment of BROOKE MOISIO as a TELECOMMUNICATOR with the TRUMBULL COUNTY 911 CENTER, effective September 18, 2022. Ms. Moisio will be paid the rate of \$19.431 per hour and serve a 180-day probationary period; this action per the recommendation of the Human Resources Department in conjunction with the Trumbull County Interim 911 Director.

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

Yeas: Cantalamessa, Fuda

Nays: None

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

**RE: EMPLOYMENT – MS. KIMBERLY FOX
TELECOMMUNICATOR – 9-1-1 CENTER**

20. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve the personnel action for the employment of KIMBERLY FOX as a TELECOMMUNICATOR with the TRUMBULL COUNTY 911 CENTER, effective September 25, 2022. Ms. Fox will be paid the rate of \$16.514 per hour and serve a 180-day probationary period; this action per the recommendation of the Human Resources Department in conjunction with the Trumbull County Interim 911 Director.

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

Yeas: Cantalamessa, Fuda

Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

RE: APPROVE AMENDMENT TO AGREEMENT BETWEEN KEEFE COMMISSARY NETWORK, LLC AND COMMISSIONERS FOR THE BENEFIT OF THE SHERIFF’S OFFICE. AMENDMENT IS MADE TO EXTEND COMMISSARY SERVICES UNTIL 09/14/2025

21. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, approve Amendment to Agreement with KEEFE COMMISSARY NETWORK LLC, 10880 Linpage Place, Saint Louis, MO 63132-1008, effective September 14, 2022. Amendment is made between KEEFE COMMISSARY NETWORK, LLC and the BOARD OF TRUMBULL COUNTY COMMISSIONERS for the benefit of the Trumbull County Sheriff’s Office. The Parties entered into the Commissary Agreement dated October 27, 2016, whereby Keefe provides commissary services for the Client. The Parties desire to amend the Agreement to extend Commissary Services until September 14, 2025. Commissary Supplies to be paid from Fund # 045-020-1400-1415-1-505214. The Parties agree to amend the Agreement as follows:

- 1. Section 7 – Term and Termination, is deleted in its entirety and replaced as follows:
“7. Term and Termination
This Agreement shall continue for a period of three (3) years (the base term) from the date of this Amendment with unlimited one (1) year renewals thereafter, unless either party to this Agreement shall give notice in writing to the other party on or prior to 90 days prior to the expiration of any term or extended term that the party so giving notice does not wish to extend this Agreement.”
2. Except as expressly stated herein, all of the terms and conditions of the Agreement will remain in full force and effect.

Yeas: Cantalamessa, Fuda
Nays: None

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

RE: CONCUR WITH PLANNING COMMISSION FOR COMMISSIONERS TO ENTER INTO TEMPORARY ACCESS AGREEMENT WITH ERIC PETROLEUM CORPORATION FOR ACCESS TO PARCEL NO. 45-903262 TO MAKE REPAIRS TO CULVERT/ACCESS ROAD NEAR SOUTHWEST BOUNDARY LINE OF SAID PARCEL

22. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, the Trumbull County Planning Commission is recommending that the Board of Trumbull County Commissioners enter into a Temporary Access Agreement with Eric Petroleum Corporation, 6075 Silica Road, #A, Youngstown, Ohio 44515 for the purposes of allowing Eric Petroleum Corporation access to Parcel No. 45-903262 to make repairs to a culvert and an access road near the southwest boundary line of said parcel. Repairs are necessary as a result of recent heavy rainfall. The rainfall also washed out an access road to the GM #8 & GM #22 production facilities. The access road is located on Foxconn EV Systems property along the western side of Trumbull County Commissioners property Parcel No. 45-903262 in the vicinity of Hallock-Young Rd. and State Route 45. In order to replace culverts, rebuild the road and restore water flow in the creek the Eric Petroleum Corporation requires access to the Board of Trumbull County Commissioners’ property.

Yeas: Cantalamessa, Fuda
Nays: None

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

Week Beginning September 12, 2022

Meeting of September 14, 2022

**RE: RETAIN ATTORNEY GIL RIEGER AS
 LEGAL COUNCIL TO DETERMINE BEST
 COURSE OF ACTION FOR THE COUNTY
 AS TO LEASE, SALE OR TRANSFER BY
 EASEMENT COUNTY-OWNED PROPERTY
 IN REFERENCE TO A MARCS TOWER**

MOTION: MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to retain Attorney Gil Rieger for professional legal services to determine the best course of action regarding a lease, sale or transfer by easement county-owned property in reference to a Marc's Tower.
NOTE: Attorney Rieger will be paid at a rate of \$ 150.00 per hour.

Yeas: Cantalamessa, Fuda
Nays: None

Summarized Comments:

Mr. Cantalamessa thanked the Regional Chamber and stated he appreciated the partnership with the County. Mr. Jason Cooke, of Brookfield, stated he already sees the adverse effects on the dogs since the volunteers were prohibited from helping at the kennel as they used to do. He went on to say that the dog wardens do not have the time to do what the volunteers do for the dogs. He asked the Board to consider letting the volunteers help again and also to discuss a new pound for the dogs.

Mr. Fuda spoke about the volunteers and the importance of their efforts stating the dog kennel is so much better than it was in past years. Mr. Fuda commended Michelle Goss, Dog Warden, stating she has been doing everything correctly and shouldn't be attacked. Mr. Cantalamessa said we can't let personal animosity get in the way of the wellbeing of the dogs. Mr. Cantalamessa stated the dog warden is compassionate and phenomenal in the way she turned the pound around. He said the pound is now considered an adoption center and they want to bring more volunteers to help at the pound. Ms. Beth Nolan of Warren, asked Mr. Cantalamessa and Mr. Fuda if a meeting was going to be set to bring the volunteers back or were they just going to talk about it every Wednesday during the meeting. Mr. Fuda said they need to sit down and talk to the Union and explain the need for volunteers. Ms. Nolan asked how long they have to wait for this to happen. Mr. Cantalamessa said he is not of the opinion they needed to have the volunteers stop helping. Mr. Cantalamessa said the pound has come this far because of the help of the volunteers. He said they don't need to be demonized and this is just his opinion. Ms. Nolan asked if they could continue what they have been doing. Mr. Cantalamessa answered, yes. Mr. Cantalamessa said they have been doing this for years with no problem. Mr. Fuda asked why would you want to stop something positive. Ms. Amanda Herbert asked if she can call the trainer for Baxter. Mr. Cantalamessa asked Ms. Herbert to refer to Michelle Goss (Dog Warden) who was present at the meeting. Ms. Goss spoke about the importance of having the volunteers present at the pound and said that one Commissioner has not been on board. She said every issue that has been happening at the dog pound has stemmed from a disciplinary action that happened in May, and the volunteers and the dog kennel are paying the price. Ms. Goss said because everyone wants transparency, she reported the incident to the Board and to the authorities and now she is being targeted, harassed and retaliated against. Ms. Goss asked when it was going to stop and said she has every email that is public record to prove it. Ms. Goss said she followed every procedure including the TC Policy and Procedures, the Collective Bargaining Agreement and she reported everything she needed to. Ms. Goss said it's been horrible and she has poured her whole life into her job and has been treated so unfairly. Ms. Amanda Hebert thanked Mr. Cantalamessa and Mr. Fuda and said the volunteers have had so much support from across the Country, receiving calls from New York, California and Florida.

Week Beginning September 12, 2022

Meeting of September 14, 2022

Summarized Comments-(Cont'd)

Mr. Cantalamessa said CBA's and following union guidelines are important, but union employees and volunteers all have compassion so he asked why wouldn't everyone work together to try to make things the best they can. Mr. Cantalamessa spoke about division and how nothing is getting done and they need people working together as they had for years. Mr. Fuda spoke about the past reputation of the County stating they were known as working as a team. He said he received a call from a lady from Florida that said she can't wait to get the newspaper to see what crazy things are happening in Trumbull County. Mr. Fuda said this was an embarrassment to this County. He said there are so many positive things happening in the County stating the county is in better financial shape presently- they are making necessary improvements to county buildings, sales tax is coming in at one million dollars more than before, the county has a carryover of 3.5 million dollars, and millions of dollars in sanitary sewer projects have been completed. Mr. Fuda said all he sees on television and the newspaper is how bad Trumbull County is. Mr. Fuda said he invited the newspaper and the editors to come and see all the work that is being done in Trumbull County. Mr. Fuda said there is cruelty to the women of the office. He went on to say Ms. Frenchko was upset he called the staff girls and asked if anyone knew what kind of names she was calling the staff and what she does to them every day. Ms. Michelle Goss (Dog Warden) stated Ms. Frenchko came to the pound the day before for the first time, not to tour the facility, not to see the dogs, but to have two Dog Kennel employees fill out a questionnaire and Ms. Frenchko refused to tour the facility.

Mr. Fuda said the newspaper writes that Ms. Frenchko has good ideas and he doesn't consider attacking people a good idea. He said there has been no team work for the last twenty months.

Mr. Fuda said Ms. Frenchko told him when she took office, she wanted to fire Mr. James Misocky and Mr. Jackson and to hire an Administrator because Commissioners shouldn't have to work so hard. Mr. Fuda said when she took office she said she had a list of people she was going to bully out of their job and has bullied out two. He further stated Ms. Frenchko said she was going to write employees up until they were fired. Mr. Fuda stated there is no company that would get away with those things. Mr. Fuda said Ms. Frenchko is asking for office staff to be written up and he spoke about an incident with an office employee that happened last week. Ms. Marty Conklin, of Warren, read the last part of a letter she sent to Ms. Frenchko regarding morale with regards to pound employment and volunteer work. Ms. Conklin said this drama and potential destruction is incomprehensible to her. Ms. Conklin said a simple thank you would be appropriate especially because the volunteers are not being paid. Ms. Conklin said the disrespect shown by Ms. Frenchko has been absolutely shocking. Ms. Conklin said she is 72 years old and has never seen anything like this. Mr. Fuda stated that he had some problems, a couple of weeks ago, as his wife was ill and his brother passed away, and Commissioner Frenchko and her attorney accused him of arresting her. He went on to state he had no idea someone was going to arrest her. Mr. Fuda stated Ms. Frenchko makes things up every time she is at a meeting. He spoke about how Mr. Newbrough and Mrs. Greene are two of the most important people in the County and stated Ms. Frenchko has attacked them both meeting after meeting. Mr. Fuda stated the press and television stations don't get it and they just let her go on television and say what she wants. Mr. Fuda spoke about the Ron Verb Radio Show and also stated Ms. Frenchko's attorney accused him of having Ms. Frenchko arrested. Mr. Cantalamessa spoke and said she accused both of them of having Ms. Frenchko arrested. Mr. Fuda went on to speak about Ms. Frenchko accusing him of signing a document she created once and Mauro of signing it three times. Mr. Fuda said Ms. Frenchko snuck the document in somewhere because he doesn't remember signing it. Mr. Fuda said in his 32 years as an elected official he has never seen anything this crazy in his life. He further stated this has been going on for twenty months.

Week Beginning September 12, 2022

Meeting of September 14, 2022

Summarized Comments-(Cont'd)

Mr. Shawn Shook asked the Board if they knew why Ms. Frenchko was not at the meeting. Mr. Fuda stated he received a picture of someone taking his gavel away and replacing with something else. Mr. Shook stated it was a shame of the obstruction Ms. Frenchko causes and the chaos she wants. Mr. Shook spoke about a video he saw of Ms. Frenchko's visit to the pound yesterday. He said he saw a video of her trip to the dog kennel and said Ms. Frenchko went there to stick her camera in people's faces just as she does there so she can get a reaction, then take that reaction back to Facebook so she can claim she is a victim. Mr. Shook stated he has seen videos where Commissioner Frenchko has bullied, intimidated and harassed Paula, and cornered her in office interrogating her for almost six minutes. Mr. Fuda and Mr. Shook spoke about the Clerk reading a letter stating Ms. Frenchko interrupted 16 times. Mr. Fuda spoke about his upcoming retirement. Mr. Cantalamessa spoke about cooperation and morale stating department heads are afraid to come to meetings. He said people aren't supposed to walk away in fear and they are going to lose quality people. Ms. LeAnn Rimar, of Warren, said Trumbull County is on Google News and stated friends from Arizona asked her what was going on with the Commissioners. Ms. Remar said it's only one Commissioner and asked how Ms. Frenchko gets away with bullying employees in the Commissioners' Office constantly and calling people liars. Ms. Rimar asked how Ms. Frenchko gets away with bullying people at the pound. Mr. Fuda said on Ms. Frenchko's first day on the job, she had a list of people she was going to bully to get them out. Mr. Fuda said that if Ms. Frenchko worked for a company, these things would never happen, but as an elected official you can do what you want. Ms. Rimar asked if Ms. Frenchko could fire anyone on her own. Mr. Cantalamessa and Mr. Fuda answered, no. Mr. Fuda said Ms. Frenchko tells people constantly that, as soon as one of her friends gets elected, they are not going to have a job. Ms. Rimar said grievances should be filed against Ms. Frenchko. Mr. Fuda said it doesn't do any good.

Ms. Miller thanked Mr. Fuda for helping him in the past with a sewage water problem. Ms. Miller stated Ms. Frenchko's sticking point seemed to the county's liability issue along with the issue with the dog warden. Ms. Miller said everyone signs a waiver before they do anything. She asked if Ms. Frenchko could stop the volunteers as Ms. Frenchko stated the volunteers couldn't do certain things because of the union. Ms. Miller said these issues are embarrassing and have been on Fox and Google News.

Ms. Miller went on to say everyone tries so hard to work together. Mr. Fuda said they have always worked together in the past without raising any rates and as the Board watches the county's money very closely. Mr. Fuda brought up an incident with Ms. Frenchko's cat when it visited the office. Mr. Cantalamessa brought up the Marc's tower that was brought up at the beginning of the meeting and wanted to make a formal Motion from the Floor. The Clerk asked Mr. Cantalamessa specifics regarding his motion. Mr. Cantalamessa gave specifics regarding his motion regarding the Marc's Tower for the Clerk. Mr. Fuda spoke about the importance of the Marc's Tower.

Week Beginning September 12, 2022

Meeting of September 14, 2022

Summarized Comments-(Cont'd)

A member from the audience asked if the volunteers could resume their normal activities. Mr. Cantalamessa said, yes. He said they have been doing it for years and there is no reason to stop now. Mr. Cantalamessa said they will discuss it with the union and the Collective Bargaining Agreements are very important and they have a Commissioner who is violating CBA with women in the Commissioners' Office. He said Ms. Frenchko is telling union workers to do non-union work. Mr. Cantalamessa said the hypocrisy has to stop and they need uniform cooperation along the way and he doesn't see a problem with the volunteers assisting as it is a benefit. Mr. Cantalamessa said he is in favor of having the volunteers continue to do what they do and in his opinion, it looks retaliatory. A member from the audience said the union was threatening Michelle Goss and she thought unions were there to protect their employees.

She went on to speak about union matters of the past relating to a rusted valve used for the gas chamber that was at the pound. Mr. Fuda said unions are important and very valuable, but he doesn't understand in this case. Mr. Cantalamessa said the Board, the Union and the volunteers should have the same thing in mind that is the forward movement of the pound and the animals of the pound and if they all keep that in mind everything is going to be fine as it was for years.

Mr. Shook asked about ARPA Funding for the pound. Mr. Cantalamessa said they are looking into different things and initial contact. Mr. Fuda said they can't expand at the current pound because it's on a flood plain. Mr. Cantalamessa envisions a private partnership with Animal Welfare League and thanked Michelle Goss for helping the process move along. Mr. Fuda and Cantalamessa spoke about economic development and people not wanting to come to communities with chaos.

RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Ms. Fuda, to adjourn the Regular Meeting of September 14, 2022, at approximately 11:35 a.m. and to meet again in Regular Session on September 21, 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