

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 25th day of January 2023, at approximately 10:30 a.m., in the office of said Board, with the following members present:

Mauro Cantalamessa, Commissioner  
Niki Frenchko, Commissioner  
Dennis Malloy, Commissioner

***Invocation led by Pastor Tom Jochman – Believers Church***

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**RE: MINUTES**

**1. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to dispense with reading the minutes of the Regular Meeting dated January 19, 2023 and approve them as distributed/printed.

Yeas: Cantalamessa, Malloy

Nays: Frenchko

**MS. FRENCHKO VOTED “NO” STATING THE MINUTES ARE MISSING THE LIST OF ITEMS THAT ARE USED TO MAKE DECISIONS**

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**RE: APPROVE BILLS**

**2. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, 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, Malloy, Frenchko

Nays: None

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**RE: ENTER INTO EXECUTIVE SESSION  
CONCERNING DISPUTES INVOLVING THE  
PUBLIC BODY THAT ARE THE SUBJECT OF  
PENDING OR IMMINENT COURT ACTION**

**3. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to go into Executive Session at approximately 10:36 a.m., pursuant to Ohio Revised Code 121.22(G)(3) for a conference with an attorney for the Board of Commissioners concerning a dispute involving the Board that is subject of pending court action. In attendance were: Commissioners Cantalamessa, Frenchko and Malloy who were on a conference call with Attorney Frank Gallucci.

Yeas: Frenchko, Cantalamessa, Malloy

Nays: None

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**RE: MOTION TO RECONVENE**

**4. MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to go Reconvene from Executive Session pursuant to Ohio Revised Code 121.22(G)(3), at approximately 10:56 a.m.

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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**RE: APPOINT MR. JAKE JONES, EXECUTIVE DIRECTOR, NORTHEAST OHIO COMMUNITY ALTERNATIVE PROGRAM (NEOCAP) FOR OHIO REGION 7 COLLABORATIVE**

**5. MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to appoint MR. JAKE JONES, Executive Director, Northeast Ohio Community Alternative Program (NEOCAP) for the OHIO REGION 7 COLLABORATIVE.

**NOTE:** The Board of Commissioners passed a Resolution on November 30, 2022, Vol. 155, Page 25248-25249, Amending the Resolution to appoint an additional member along with the Mahoning County Commissioners for a total of two additional representatives to the Collaborative to ensure diversity, equity and inclusion.

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

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**RE: RECEIVE/FILE MONTHLY FINANCIAL REPORTS TRUMBULL COUNTY TOURISM BUREAU – NOVEMBER AND DECEMBER 2022**

**6. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to receive and place on file the NOVEMBER and DECEMBER 2022 Monthly Financial Reports for the TRUMBULL COUNTY TOURISM BUREAU, as submitted by Beth Carmichael, Executive Director.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

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RE: TABLE ITEM  
ADOPT POLICY THAT ALL ITEMS PROPOSED  
TO BE PLACED ON AGENDA BE SUBMITTED TO  
COMMISSIONERS' CLERK BY THURSDAY, 2:00 PM

7. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Malloy, TO TABLE ITEM #7 WHICH READS AS FOLLOWS:

To Adopt a Policy that All Items proposed to be placed on the Agenda be submitted to the Board of Commissioners' Clerk by Thursday, 2:00 p.m., prior to the date of the next Regular scheduled meeting.

NOTE: Any items submitted after the deadline will only be placed on the Agenda with the approval of the majority of the Board.

MR. CANTALAMESSA MADE A MOTION TO TABLE ITEM #7 IN LIGHT OF NEW INFORMATION HE JUST RECEIVED. HE STATED HE IS SEEKING AN OPINION FROM THE PROSECUTOR'S OFFICE AS THEY ONLY RESPONDED TO ONE COMMISSIONER AND THEY WILL BE WORKING ON A NEW OPINION--IN ORDER TO MAKE THE ITEM MORE EFFICIENT, MORE EFFECTIVE AND DO THE RESEARCH SO THEY ARE PREPARED FOR THE MEETINGS. HE FURTHER STATED HE DIDN'T WANT TO RUN A FOUL WITH THE PROSECUTOR'S OFFICE BY PASSING IT WITHOUT THE OPINION SO HE IS TABLING THE ITEM.

*Ms. Frenchko asked who asked for the opinion stating the majority is needed to request an opinion. Mr. Malloy said he asked for the opinion. Mr. Cantalamessa said asked for it on a separate occasion and referenced the email sent to the Prosecutor's Office. Ms. Frenchko asked for the Board to consider getting an opinion as to an item that was placed on the Agenda in the past relating to allowing a Commissioner to place an item on the agenda no more than three times. She stated she wanted to make sure the language within that item wasn't running a foul. There was discussion regarding a past opinion from the Prosecutor's Office, ways to properly communicate outside of meetings, letting the entire Board read the email from Mr. Danso before moving forward, reaching out to other counties for their procedure regarding placing items on the agenda, e-mail voting, sunshine law training, and public comments at the beginning of meetings,*

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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RE: RETIREMENT OF MR. RONALD SIMONE  
FROM POSITION AS CUSTODIAN –  
SANITARY ENGINEER'S DEPARTMENT

8. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to acknowledge the retirement of MR. RONALD SIMONE from his position as CUSTODIAN with the Trumbull County Sanitary Engineer's Department, effective January 31, 2023. Ron will be retiring after 21 years of dedicated service to the citizens of Trumbull County. The Board of Commissioners joins Gary Newbrough, Trumbull County Sanitary Engineer; Scott Verner, Assistant Sanitary Engineer; Bob Maiorano, Controller; Bill Durst, Wastewater Superintendent, and staff in thanking Ron for his years of hard work and dedication to the Sanitary Engineer's Department and congratulates him upon his retirement!

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

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RE: APPOINT INDIVIDUALS AS LISTED -- MEMBERS THE WORKFORCE DEVELOPMENT BOARD OF TRUMBULL COUNTY

9. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Malloy, to appoint the individuals listed as Members of the WORKFORCE DEVELOPMENT BOARD OF TRUMBULL COUNTY for two-year initial terms; per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County

- MS. ANGELA BREWER Business Representative, (Executive Director, Niles Treatment Services) (January 1, 2023 through January 1, 2025)
➤ MR. TOM HARVEY Business Representative, (Business and Learning Manager, Foxcomm) (January 1, 2023 through January 1, 2025)
➤ MR. BRET POWELL Business Representative, (Chief Growth Officer, First Leadership Group) (January 1, 2023 through January 1. 2025)
➤ MR. RASHAD TERRY Business Representative (Owner, Express Employment Professionals) (January 1, 2023 through January 1. 2025)

There was discussion regarding advertising, getting new people to apply for open board seats, applicants coming in from the Chamber without proof of advertising, Mr. Turner was asked where he was advertising in regards to board members. He stated they were using Facebook, OMJ website, Commissioners' Website, Chamber, MDMC, and the Better Business Bureau. Discussion continued regarding his advertising venues being sufficient, all applicants recommended coming from Chamber, not telling Chamber how to do their job, only four people applied for four open board seats, suggestion to call Ms. Mariano from Chamber, and hand selecting instead of advertising within the Chamber. Mr. Turner stating he is comfortable with his responsibility.

Yeas: Cantalamessa, Malloy, Frenchko
Nays: None

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RE: ADOPT RESOLUTION AUTHORIZING INCREASE IN MICRO-PURCHASE THRESHOLD (2023)

10. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Malloy, to adopt the Resolution as follows:

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

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

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

WHEREAS, expenditure of ARPA funds is subject to the federal Uniform Guidance requirements set forth in 2 C.F.R. 200; and

(Continued)

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

**10. ADOPT A RESOLUTION AUTHORIZING INCREASE IN MICRO-PURCHASE THRESHOLD (2023) (Cont'd)**

**WHEREAS**, the County is a non-Federal entity under the definition set forth in 2 C.F.R. § 200.1; and

**WHEREAS**, pursuant to 2 C.F.R. 200.320(a)(1)(ii), a non-Federal entity may award micro-purchases without soliciting competitive price or rate quotations if the non-Federal entity considers the price to be reasonable based on research, experience, purchase history or other information and documents that the non-Federal entity files accordingly; and

**WHEREAS**, pursuant to 2 C.F.R. 200.320(a)(1)(iii), a non-Federal entity is responsible for determining and documenting an appropriate micro-purchase threshold based on internal controls, an evaluation of risk, and its documented procurement procedures; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), a non-Federal entity may self-certify on an annual basis a micro-purchase threshold not to exceed \$50,000 and maintain documentation to be made available to a Federal awarding agency and auditors in accordance with 2 C.F.R. § 200.334; and

**WHEREAS**, pursuant to 2 C.F.R. § 200.320(a)(1)(iv), such self-certification must include (1) a justification for the threshold, (2) a clear identification of the threshold, and (3) supporting documentation, which, for public institutions, may be a “higher threshold consistent with State law”; and

**WHEREAS**, pursuant to Section 307.86, Counties are required to conduct competitive bidding purchases and contracts only if such purchases and contracts exceed \$50,000.00; and

**WHEREAS**, pursuant to 2 C.F.R. 200.320(a)(1)(iv), the County desires to adopt higher micro-purchase thresholds than those identified in 2 C.F.R. §§200.67, 200.321(a), and 48 C.F.R. § 2.101.

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

1. In accordance with 2 C.F.R. § 200.320(a)(1)(iv) and R.C. 307.86, the County hereby self-certifies the micro-purchase threshold to \$50,000, which is the “higher threshold consistent with State law” under 2 C.F.R. §200.320(a)(1)(iv)(C).
2. The self-certification made herein shall be effective as of January 1, 2023, and shall be applicable through the end of 2023 but shall be applicable only to ARPA expenditures.
3. In the event that the County receives funding from a federal grantor agency that adopts a threshold more restrictive than those contained herein, the County shall comply with the more restrictive threshold when expending such funds.
4. The County shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

*There was discussion regarding the Micro-Purchase Resolution being retroactive in order to order to correct last week's ARPA agenda items, ARPA counsel, no guarantee retro resolution is audit proof, revote on last week's agenda items. Ms. Frenchko said she wanted to record preserved that she wasn't associated with it,*

Yeas: Cantalamessa, Malloy

Nays: Frenchko

**FRENCHKO VOTED 'NO' BECAUSE OF REASONS ALREADY STATED AND WHEN A RETRO MICRO PURCHASE RESOLUTION IS ADOPTED, YOU ARE PREVENTING THE REQUIREMENT OF OBTAINING THREE QUOTES AND THAT'S NOT BEING A STEWARD OF TAXPAYERS MONEY NOT TO GET THREE QUOTES**

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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**RE: ADOPT RESOLUTION AUTHORIZING EXPENDITURE FOR RESPONDING TO OR MITIGATING THE PUBLIC HEALTH EMERGENCY FROM AMERICAN RESCUE PLAN ACT FUNDS-TRUMBULL COUNTY HISTORICAL SOCIETY**

**MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adopt the Resolution as follows:

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

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

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

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

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

The interim final rule provided for, and the final rule maintains, the ability for recipients to provide direct assistance to nonprofits that experienced public health or negative economic impacts of the pandemic. Specifically, recipients may provide direct assistance to nonprofits if the nonprofit has experienced a public health or negative economic impact as a result of the pandemic.

**WHEREAS**, the Rule further observes that:

Direct assistance may take the form of loans, grants, inkind assistance, technical assistance, or other services that respond to the negative economic impacts of the COVID–19 public health emergency; and

**WHEREAS**, the Rule further states that nonprofits located within a Qualified Census Tract are presumed to be disproportionately impacted by the public health emergency; and

**WHEREAS**, the Trumbull County Historical Society is a 501(c) nonprofit located within a Qualified Census Tract and which provides historical preservation and education for the community; and

(Continued)

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

**11. ADOPT RESOLUTION AUTHORIZING EXPENDITURE FOR TRUMBULL COUNTY HISTORICAL SOCIETY-(Cont'd)**

**WHEREAS**, the Trumbull County Historical Society has demonstrated that its adverse economic impact resulting from the COVID-19 public health emergency amounted to \$280,000 in lost revenue due to lost fundraising, lost grant writing due to lack of staffing, and lost volunteer hours, which has impacted its ability to move forward with its Morgan History Center Building Expansion project; and

**WHEREAS**, the County has determined that the Trumbull County Historical Society's request for funding to replace its lost revenue to move forward with its Building Expansion project qualifies under the Final Rule as it involves mitigating the adverse economic impact of the pandemic and therefore the County has determined that, in the judgment of the Board, the following grant qualifies as a type of project which will respond to and mitigate the adverse economic effects of the pandemic which consists of the following:

A one-time grant to the Trumbull County Historical Society in the amount of \$280,000 to be used toward the Morgan History Center Building Expansion project (the "Project")

This Project will be categorized as Expenditure Category EC 2.34 – Assistance to Impacted Nonprofit Organizations (Impacted or Disproportionately Impacted)

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

1. The Project is hereby authorized and shall be paid for from the ARPA Funds.
2. The Project described herein serves the objectives of the Act by providing assistance to a nonprofit in a Qualified Census Tract which was disproportionately impacted economically by the COVID 19 pandemic.
3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The Project, a one-time grant to the Historical Society, is hereby authorized and shall be paid for from the ARPA Funds in the amount of \$280,000.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

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**RE: AGREEMENT BETWEEN COMMISSIONERS AND TRUMBULL COUNTY HISTORICAL SOCIETY FOR MORGAN HISTORY CENTER EXPANSION PROJECT**

**12. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to enter into an Agreement by and between the Board of Commissioners, Trumbull County, Ohio (“BTCC”) and the TRUMBULL COUNTY HISTORICAL SOCIETY (“TCHS”), 303 Monroe Street, NW, Warren, OH 44483, as approved by Baker, Dublikar, Beck, Wiley and Matthews, ARPA Legal Counsel, for the *Morgan History Center Expansion Project* as fully described in Exhibit ‘A’ attached hereto and incorporated by reference (“the Project”), AND the BTCC allocates the sum of Two Hundred Eighty Thousand Dollars (\$280,000.00) to TCHS from ARPA Fund 077-011-1000-1000-1-505506 received under H.B 481, for the exclusive use of (the “Project”) and in full compliance with the terms of this Agreement.

*There was discussion regarding the progress of the Trumbull County Historical Society under the direction of Ms. Meghan Reed, the increased membership, Trumbull County having the most historical societies than any other county in Ohio, center to aid other societies, helping with short-term economic development, and putting Trumbull County on the map for something special.*

Yeas: Frenchko, Cantalamessa, Malloy  
Nays: None

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

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

**13. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to concur with the Trumbull County Engineer to grant the Special Hauling Permits 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.

- **OHIO INTRA EXPRESS**  
301 McKees Lane  
Niles, OH 44446  
**Permit Nos.: 2023-005 through 2023-032**  
**Permit Effective: January 20, 2023 through January 20, 2024**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

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

**14. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, 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.

- **KINTER TRUCKING**  
P.O. Box 79, Andover, OH 44003  
**Permit No.: AF-007-2023**  
**Permit Effective: January 22, 2023 through January 22, 2024**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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

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

- **NORTH EAGLE, LLC**  
P.O. Box 499, Chardon, OH 44024  
**Permit No.: QF-001-2023**  
**Permit Effective: February 16, 2023 through February 16, 2024**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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

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

- **NORTHEAST OHIO NATURAL GAS CORP.**, 8470 Station Street, Mentor, OH 44060, to bore under and work in the right of way of Bristol Champion Townline Rd. (C.H. 198 D), in order to install a gas line. This will be located approximately 2,800 feet east of State Route 45 in Champion and Bristol Townships.

Yeas: Frenchko, Cantalamessa, Malloy  
Nays: Non

Week Beginning January 23, 2023

Meeting of January 25, 2023

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**RE: PROFESSIONAL SERVICES AGREEMENT BETWEEN COMMISSIONERS AND MR. TIMOTHY P. BERGHOFF WILL GENERATE -- 2022 SELF INSURANCE ACTUARY REPORT FOR TRUMBULL COUNTY AND TO AUTHORIZE DENNY MALLOY TO EXECUTE SAID AGREEMENT**

**17. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve the Professional Services Agreement by and between the BOARD OF TRUMBULL COUNTY COMMISSIONERS and MR. TIMOTHY P. BERGHOFF, 8216 Millview Drive, Cincinnati, OH 45249. MR. BERGHOFF, Health Actuary, will generate the 2022 Self Insurance Actuary Report for Trumbull County; in accordance with Ohio Revised Code Section 9.833; AND to authorize Denny Malloy, President of the Board of Trumbull County Commissioners, to execute said Agreement. The fee for this service is \$1,500.00—to be paid for from the Human Resources Department’s Fund No.720-120-8300-8310-1-505607; this action per the request of the Trumbull County Human Resources Department and is subject to review and approval of the Prosecutor’s Office.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

*There was discussion regarding Item #17 related to reviewing Agreements and Contracts 90 days in advance to make sure there is no one else interested, good practice, policy not relating to going out for Bid for professional services agreements, administrative decisions, doing investigation for Attorney General’s Office to seek opinion, and auto-renewal agreements.*

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

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**RE: RESIGNATION -- MS. JANE BOUTWELL MEMBER –MENTAL HEALTH AND RECOVERY BOARD**

**18. MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to acknowledge the resignation of MS. JANE BOUTWELL as a member of THE MENTAL HEALTH AND RECOVERY BOARD, effective immediately: this action per the recommendation of April Caraway, Executive Director of the Trumbull County Mental Health & Recovery Board.

**NOTE:** *The Board of Commissioners wishes to thank Ms. Boutwell for her faithful commitment and dedicated service to The Mental Health and Recovery Board.*

Yeas: Cantalamessa, Frenchko, Malloy  
Nays: None

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**RE: REAPPOINT MR. SCOTT LEHMAN--MEMBER SENIOR SERVICES ADVISORY COUNCIL**

**19. MOTION:** Made by Ms. Frenchko to Reappoint MR. SCOTT LEHMAN as a member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2023 and ending December 31, 2025.

**NOTE:** Lehman is recommended by the Sr. Levy Administrator, has been running meetings smoothly as is the current chairman. He has a Master’s Degree in counseling, has served on a number of boards & councils and has experience administering grants.

**MOTION DIED FOR LACK OF SECOND**

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

\*\*\*\*\*

**RE: APPOINT MR. ANTHONY F. LAPROCINA-  
MEMBER SENIOR SERVICES ADVISORY  
COUNCIL**

**20. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to appoint MR. ANTHONY F. LAPROCINA as a member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2023 and ending December 31, 2025.

**NOTE:** Mr. Laprocina has a Master's Degree and is a licensed social worker who retired from DJFS where he worked in grant applications and oversight, and also in Adult Protective Services.

*There was discussion related to appointing board members related to experience, ranking them, considering input of director, disappointment not selecting board member who was recommended by director, discussion with current board members and applicants, reviewing resumes, and deferring to department heads.*

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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**RE: APPOINT MS. JULIE MATYLEWICZ - MEMBER  
SENIOR SERVICES ADVISORY COUNCIL**

**21. MOTION:** Made by Ms. Frenchko to appoint MS. JULIE MATYLEWICZ as a member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2023 and ending December 31, 2025.

**NOTE:** Ms. Matylewicz has a Master's Degree and is an adaptive physical activity specialist who has worked with seniors and those with special needs that affect our aging population. She has worked in the public and non-profit field and was referred by the director of SCOPE.

**MOTION DIED FOR LACK OF SECOND**

Week Beginning January 23, 2023

Meeting of January 25, 2023

\*\*\*\*\*

RE: FILE AN APPLICATION WITH COURT OF COMMON PLEAS FOR APPOINTMENT OF ATTORNEY JOHN MCLANDRICH AND LAW FIRM OF MAZANEC, RASKIN & RYDER CO., L.P.A. AS LEGAL COUNSEL FOR TRUMBULL COUNTY BOARD OF ELECTIONS FOR CASE NUMBER 2022-CV-1174 ALL RELATED APPEALS AND ACTIONS AS LISTED

22. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize the Trumbull County Board of Commissioners to join with the Trumbull County Prosecuting Attorney to file an application with the Trumbull County Court of Common Pleas for the appointment of Attorney John McLandrich and the law firm of Mazanec, Raskin & Ryder Co., L.P.A. as legal counsel for Trumbull County Board of Elections in Trumbull County Court of Common Pleas case number 2022-CV-1174, State of Ohio ex rel. Sarah Thomas Kovoov v. Trumbull County Board of Elections, and for all related appeals and actions including, but not limited to, Eleventh District Court of Appeals case number 2022-TR-101.

NOTE: This case was initially defended under Trumbull County’s coverage agreement with CORSA as a declaratory or injunctive action. However, that coverage has a yearly aggregate limit of \$25,000 which Trumbull County has reached. Because Attorney McLandrich and his firm have handled this matter and are familiar with the facts, procedure, and legal arguments, they are best suited to see this matter to its conclusion. Attorney McLandrich and his firm will provide legal counsel and representation at the rate of \$195.00 per hour.

Yeas: Cantalamessa, Frenchko, Malloy  
Nays: None

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RE: FILE AN APPLICATION WITH COURT OF COMMON PLEAS FOR APPOINTMENT OF ATTORNEY SUSAN S. R. PETRO AND LAW FIRM OF WILLIAMS & SCHOENBERGER AS LEGAL COUNSEL FOR EASTERN DISTRICT COURT PROBATION DEPARTMENT, JUDGE NOSICH, AND COMMISSIONERS IN TRUMBULL COUNTY COURT OF COMMON PLEAS FOR CASE NUMBER 2022-CV-1365 AS LISTED FOR ALL RELATED APPEALS AND ACTIONS

23. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Malloy, to authorize the Trumbull County Board of Commissioners to join with the Trumbull County Prosecuting Attorney to file an application with the Trumbull County Court of Common Pleas for the appointment of Attorney Susan S. R. Petro and the law firm of Williams & Schoenberger as legal counsel for the Trumbull County Eastern District Court Probation Department, Judge Nosich, and the Trumbull County Board of Commissioners in Trumbull County Court of Common Pleas case number 2022-CV-1365, John D. O’Brien, et al. v. Brookfield Township Trustees/Police Department, et al., and for all related appeals and actions.

NOTE: This case was initially defended under Trumbull County’s coverage agreement with CORSA as a declaratory or injunctive action. However, that coverage has a yearly aggregate limit of \$25,000 which Trumbull County has reached. Because Attorney Petro and her firm have handled this matter and are familiar with the facts, procedure, and legal arguments, they are best suited to see this matter to its conclusion. Attorney Petro and her firm will provide legal counsel and representation at the rate of \$190.00 per hour for partners and \$175.00 per hour for associates.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

\*\*\*\*\*

**RE: FILE AN APPLICATION WITH COURT OF COMMON PLEAS FOR APPOINTMENT OF ATTORNEY RICHARD WILLIAMS AND LAW FIRM OF WILLIAMS & SCHOENBERGER AS LEGAL COUNSEL FOR COUNTY SHERIFF AND COMMISSIONERS IN TRUMBULL COUNTY COURT OF COMMON PLEAS FOR CASE NUMBER 2022-CV-1034 AS LISTED FOR ALL RELATED APPEALS AND ACTIONS**

**24. MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize the Trumbull County Board of Commissioners to join with the Trumbull County Prosecuting Attorney to file an application with the Trumbull County Court of Common Pleas for the appointment of Attorney Richard Williams and the law firm of Williams & Schoenberger as legal counsel for the Trumbull County Sheriff and the Trumbull County Board of Commissioners in Trumbull County Court of Common Pleas case number 2022-CV-1034, Phillip Evans v. Trumbull County Sheriff’s Department, and for all related appeals and actions.

**NOTE:** This case was initially defended under Trumbull County’s coverage agreement with CORSA as a declaratory or injunctive action. However, that coverage has a yearly aggregate limit of \$25,000 which Trumbull County has reached. Because Attorney Williams and his firm have handled this matter and are familiar with the facts, procedure, and legal arguments, they are best suited to see this matter to its conclusion. Attorney Williams and his firm will provide legal counsel and representation at the rate of \$190.00 per hour for partners and \$175.00 per hour for associates.

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

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**RE: AUTHORIZE DENNY MALLOY TO EXECUTE ON BEHALF OF PROSECUTOR'S OFFICE -- ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT**

**25. MOTION:** Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize Denny Malloy, President of the Board of Trumbull County Commissioners, to execute on behalf of the Trumbull County Prosecutor's Office, the ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT and CERTIFICATION REPORT for the Fiscal Year ending December 31, 2022, this action per the recommendation of Trumbull County Prosecutor Dennis Watkins.

Yeas: Cantalamessa, Frenchko, Malloy

Nays: None

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

Week Beginning January 23, 2023

Meeting of January 25, 2023

26. **MOTION: Made by Ms. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page(s) 25374-25375:**

**ADOPT A RESOLUTION AUTHORIZING EXPENDITURE FOR RESPONDING TO OR MITIGATING THE PUBLIC HEALTH EMERGENCY FROM AMERICAN RESCUE PLAN ACT FUNDS- ELECTRICAL UPGRADES FOR BOARD OF ELECTIONS AND TRANSFER SWITCH FOR FAMILY COURT**

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

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

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

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

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

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

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

**WHEREAS**, the Rule further observes that:

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

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

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a type of project which will respond to and mitigate the effects of the pandemic which consists of the following:

Upgrade of the transfer switch in the Family Court Building to ensure that generator will automatically be operational if the Family Court Building experiences a power outage to ensure the continued operation of the HVAC system for essential air quality, as well as ensured continuity of all security facilities – \$24,949.40.

Electrical upgrades for the Board of Elections building to ensure that the electrical system continues to operate as intended, including optimal continuity of the HVAC system to ensure continued air quality for employees and members of the public - \$43,800

This Project will be categorized as Expenditure Category EC 1.4 – Prevention in Congregate Settings.

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

1. The Project is hereby authorized and shall be paid for from the ARPA Funds.

(Continued)

Week Beginning January 23, 2023

Meeting of January 25, 2023

**26. Rescind -- Upgrade of the transfer switch in the Family Court Building and Electrical upgrades for the Board of Elections building (Cont'd)**

2. The Project described herein serves the objectives of the Act by improving ventilation and mitigating the spread of the virus in congregate settings.

3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.

4. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$24,949.40 for the transfer switch and \$43,800 for the electrical upgrades.

5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

*There was discussion regarding ARPA Counsel's advice regarding last week's ARPA agenda items that are on this week to be rescinded related to the expiration of the Micro-Purchase Threshold Resolution. Mr. Malloy requested to rescind items 26-34 and then revote on them. Ms. Frenchko said that is the cleanest way to address ARPA items for audit purposes, doing two of three suggestions by counsel*

**MR. MALLOY MADE A MOTION TO RESCIND ITEMS 26 THROUGH 34 AND REVOTE ON THEM AS THEY WERE PRESENTED ON THE AGENDA THE PRIOR WEEK**

*There was a question if the Retro Active Resolution would be Rescinded. The Board agreed that item would not be rescinded, rescinding items 26-34 as a group and to vote on the items separately.*

Yeas, Malloy, Frenchko, Cantalamessa

Nays: None

**MR. MALLOY MADE A MOTION FOR THE CLERK TO READ ITEMS #26 THROUGH 34 AS THEY WERE WRITTEN ON THE AGENDA DATED JANUARY 19, 2023 WITHOUT THE WORDS RESCIND WITHIN THEM IN ORDER FOR THE BOARD TO VOTE ON THE ITEMS AGAIN AFTER THE RETRO ACTIVE MICRO-THRESHOLD RESOLUTION WAS PASSED**

Yeas, Malloy, Frenchko, Cantalamessa

Nays: None

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**RE: ADOPT A RESOLUTION AUTHORIZING EXPENDITURE FOR RESPONDING TO OR MITIGATING THE PUBLIC HEALTH EMERGENCY FROM AMERICAN RESCUE PLAN ACT FUNDS -- ELECTRICAL UPGRADES FOR BOARD OF ELECTIONS AND TRANSFER SWITCH FOR FAMILY COURT**

**MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to adopt the Resolution as follows:

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

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

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

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

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

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

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

**WHEREAS**, the Rule further observes that:

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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

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

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a type of project which will respond to and mitigate the effects of the pandemic which consists of the following:

Upgrade of the transfer switch in the Family Court Building to ensure that generator will automatically be operational if the Family Court Building experiences a power outage to ensure the continued operation of the HVAC system for essential air quality, as well as ensured continuity of all security facilities – \$24,949.40.

Electrical upgrades for the Board of Elections building to ensure that the electrical system continues to operate as intended, including optimal continuity of the HVAC system to ensure continued air quality for employees and members of the public - \$43,800

This Project will be categorized as Expenditure Category EC 1.4 – Prevention in Congregate Settings.

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

1. The Project is hereby authorized and shall be paid for from the ARPA Funds.
2. The Project described herein serves the objectives of the Act by improving ventilation and mitigating the spread of the virus in congregate settings.
3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$24,949.40 for the transfer switch and \$43,800 for the electrical upgrades.
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Frenchko, Malloy, Cantalamessa

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

27. **MOTION:** Made by Ms. Malloy, seconded by Ms. Frenchko, to **RESCIND** the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page(s) 25376:

To accept and award the proposal submitted by BECDEL CONTROLS, INC., 1869 Warren Avenue, Niles, OH 44446, to provide all labor, materials and equipment necessary for installation of an 800 amp service for the Trumbull County Board of Elections Building, 2947 Youngstown Rd., SE, Warren, OH 44484, a new 800 amp CT cabinet for power company metering, 800 amp Eaton Panel with main breaker and sub breakers to feed existing interior loads, electrical permit and inspection, copper conductors and grounding and all other items as specified in the proposal, from ARPA Fund No. 077-01-1000-1000-1-505506, Category 1, in the amount of \$43,800.00; and subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of Trumbull County Board of Elections and William Hart, Facilities Manager-Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa

Nays: None

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**RE: AWARD PROPOSAL – BECDEL CONTROLS, INC.  
TO PROVIDE ALL LABOR, MATERIALS AND  
EQUIPMENT NECESSARY FOR INSTALLATION  
OF AN 800 AMP SERVICE--BOARD OF ELECTIONS  
BUILDING**

27. **MOTION:** Made by Mr. Malloy, seconded by Mr. Frenchko, to accept and award the proposal submitted by BECDEL CONTROLS, INC., 1869 Warren Avenue, Niles, OH 44446, to provide all labor, materials and equipment necessary for installation of an 800 amp service for the Trumbull County Board of Elections Building, 2947 Youngstown Rd., SE, Warren, OH 44484, a new 800 amp CT cabinet for power company metering, 800 amp Eaton Panel with main breaker and sub breakers to feed existing interior loads, electrical permit and inspection, copper conductors and grounding and all other items as specified in the proposal, from ARPA Fund No. 077-01-1000-1000-1-505506, Category 1, in the amount of \$43,800.00; and subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of Trumbull County Board of Elections and William Hart, Facilities Manager-Maintenance Department.

**MS. FRENCHKO MADE A MOTION TO APPROVE AND MODIFY ITEM #26 BECAUSE THREE QUOTES WERE NOT OBTAINED AND IT WAS NOT ITEMIZED. SHE SAID IF YOU DON'T HAVE DOLLAR AMOUNTS, YOU MAY NOT BE ABLE TO APPROVE IT WAS FAIR AND REASONABLE SO SHE WOULD LIKE TO MODIFY IT TO BE CONTINGENT TO BE ITEMIZED ASSOCIATED WITH THE QUOTE**

*There was a discussion relating to the approval of ARPA counsel and what they are approving related to the ARPA items, local procurement policy, administrative decisions where it is allowable to obtain one quote, coming up with a better number by getting three quotes, Maintenance director tried to obtain additional quotes, drawing up proper request for quotes, sending an email or fax to show quotes were requested, vendors stop responding when they don't receive projects. Ms. Frenchko responded to a caller that spoke on the conference bridge stating she worked in housing for 20 something years, and was a HUD consultant overseeing construction management. Mr. Malloy said his curiosity was satisfied during the public meeting and as he drilled Mr. Hart relating to his agenda items. Discussion continued regarding not holding projects up any further and being at risk for moving early voting location, doing things the right way, procurement policy and violating bidding practice, Mr. Hart having supporting paperwork with approval from Mr. Misocky, verifying items in a short period because agenda is only received the day before the public workshop.*

**MOTION TO MODIFY DIED FOR LACK OF SECOND**

Yeas: Malloy, Frenchko, Cantalamessa

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

28. **MOTION:** Made by Ms. Malloy, seconded by Ms. Frenchko, To **RESCIND** the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page 25376.

To accept and award the proposal submitted by Ohio Machinery, dba, OHIO CAT, 3993 East Royalton Road, Broadview Heights, OH 44147, for the installation of a transfer switch for Trumbull County Family Court generator, necessary to enable a transfer of power to the generator during outages to maintain electrical power to the HVAC, bi-polar ionization, lighting and essential services to the Juvenile Detention Facility and Family Court operations from ARPA Fund No. 077-011-1000-1000-1-505506, Category 1, in the amount of \$24,949.40; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of the Trumbull County Family Court Judges and William Hart, Facilities Manager, Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa

Nays: None

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**RE: AWARD PROPOSAL-OHIO CAT  
FAMILY COURT GENERATOR  
PROJECT AS LISTED**

28. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to accept and award the proposal submitted by Ohio Machinery, dba, OHIO CAT, 3993 East Royalton Road, Broadview Heights, OH 44147, for the installation of a transfer switch for Trumbull County Family Court generator, necessary to enable a transfer of power to the generator during outages to maintain electrical power to the HVAC, bi-polar ionization, lighting and essential services to the Juvenile Detention Facility and Family Court operations from ARPA Fund No. 077-011-1000-1000-1-505506, Category 1, in the amount of \$24,949.40; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of the Trumbull County Family Court Judges and William Hart, Facilities Manager, Maintenance Department.

Yeas: Frenchko, Cantalamessa, Malloy

Nays: None

29. **MOTION:** Made by Ms. Malloy, seconded by Ms. Frenchko, to **RESCIND** the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page(s) 25377-25378:

**ADOPT A RESOLUTION AUTHORIZING EXPENDITURE FOR REVENUE  
LOSS FROM AMERICAN RESCUE PLAN ACT FUNDS-REMOVAL AND  
REPLACEMENT OF ALL ROOF PIPE STACKS BOARD OF ELECTIONS  
ROOF TOP**

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

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

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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

**WHEREAS**, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services.” [The “standard allowance”].

**WHEREAS**, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

**WHEREAS**, some common examples of “government services” expressly recognized by Treasury are as follows:

- General government administration, staff, and administrative facilities
- Maintenance or pay-go funded building infrastructure

**WHEREAS**, “Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;” and

**WHEREAS**, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions to financial reserves or “rainy day” funds

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services, which consists of the following:

Replacement of the roof stacks on the Board of Elections Building Roof as part of the roof replacement project. (the “Project”).

**NOW THEREFORE**, it is hereby RESOLVED by the County that:

1. The County elected to use the standard allowance by way of the Resolution adopted on April 27, 2022 and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$25,115.00
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:
  - Public infrastructure support

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

- General government administration and administrative facilities

4. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.

5. This Project will be categorized as Expenditure Category EC 6.1 – Provision of Government Services.

6. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Frenchko, Malloy, Cantalamessa

Nays: None

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**RE: ADOPT A RESOLUTION AUTHORIZING EXPENDITURE FOR REVENUE LOSS FROM AMERICAN RESCUE PLAN ACT FUNDS-REMOVAL AND REPLACEMENT OF ALL ROOF PIPE STACKS BOARD OF ELECTIONS ROOF TOP**

**29. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Adopt the Resolution as follows:

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

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

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

**WHEREAS**, Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022, provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount

(Continued)

**Resolution authorizing for Replacement of All Roof Pipe Stacks Board of Elections Roof Top (Revenue Loss) (Cont’d)**

(not to exceed the award amount) to fund “government services.” [The “standard allowance”].

**WHEREAS**, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise.

**WHEREAS**, some common examples of “government services” expressly recognized by Treasury are as follows:

- General government administration, staff, and administrative facilities
- Maintenance or pay-go funded building infrastructure

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

**WHEREAS**, “Government services is [deemed by Treasury] the most flexible eligible use category under the SLFRF program, and funds are subject to streamlined reporting and compliance requirements;” and

**WHEREAS**, funds utilized pursuant to the standard revenue loss allowance continue to have certain restrictions, including:

- Deposit into pension funds
- Satisfaction of settlements or judgments
- Contributions to financial reserves or “rainy day” funds

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services, which consists of the following:

Replacement of the roof stacks on the Board of Elections Building Roof as part of the roof replacement project. (the “Project”).

**NOW THEREFORE**, it is hereby RESOLVED by the County that:

1. The County elected to use the standard allowance by way of the Resolution adopted on April 27, 2022 and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund government services.
2. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed: \$25,115.00
3. The Project described herein serves the objectives of the Act by providing services traditionally provided by a government, namely:
  - Public infrastructure support
  - General government administration and administrative facilities
4. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
5. This Project will be categorized as Expenditure Category EC 6.1 – Provision of Government Services.
6. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Frenchko, Cantalamessa, Malloy  
Nays: None

- 30. MOTION: Made by Ms. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page 25379.**

**To accept and award the proposal submitted by WESTERN RESERVE MECHANICAL 3041 South Main Street, Niles, OH 44446, to provide all labor, material and equipment necessary for the removal and replacement of all roof pipe stacks and vents required for the Trumbull County Board of Elections Roof Project, 2947 Youngstown Warren Road, SE. Warren, OH 44484, from ARPA Fund Revenue Loss Category, in the amount of \$25,115.00; and subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action pursuant to the request of the Trumbull County Board of Elections and William Hart, Facilities Manager-Maintenance Department.**

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

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**RE: AWARD PROPOSAL -  
WESTERN RESERVE MECHANICAL  
BOARD OF ELECTIONS ROOF PROJECT  
AS LISTED**

**30. MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to accept and award the proposal submitted by WESTERN RESERVE MECHANICAL 3041 South Main Street, Niles, OH 44446, to provide all labor, material and equipment necessary for the removal and replacement of all roof pipe stacks and vents required for the Trumbull County Board of Elections Roof Project, 2947 Youngstown Warren Road, SE. Warren, OH 44484, from ARPA Fund Revenue Loss Category, in the amount of \$25,115.00; and subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action pursuant to the request of the Trumbull County Board of Elections and William Hart, Facilities Manager-Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

**31. MOTION: Made by Mr. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page (s) 25390-25391:**

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

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

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

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

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

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

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

**WHEREAS**, the Rule further observes that:

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

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

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

**WHEREAS**, the U.S. Treasury Final Rule Overview includes in its list of specifically enumerated eligible uses: “Ventilation system installation and improvement;” and

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a type of project which will respond to and mitigate the effects of the pandemic which consists of the following:

- Replacement of 911 Facility Generator - \$37,804
- 911 Facility Generator Installation Costs - \$13,480
- Trumbull County Highway Engineer Building, engineering costs for paneling upgrades to ensure that all rooms have adequate airflow - \$38,625

This Project will be categorized as Expenditure Category EC 1.4 – Prevention in Congregate Settings.

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

1. The Project is hereby authorized and shall be paid for from the ARPA Funds.
2. The Project described herein serves the objectives of the Act by improving ventilation and mitigating the spread of the virus in congregate settings.

(Continued)

**31. RESCIND THE JOURNAL ACTION - 911 FACILITY GENERATOR, HIGHWAY ENGINEER BUILDING (Cont’d)**

3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed \$89,909
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

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**RE: AUTHORIZING EXPENDITURE FOR RESPONDING TO OR MITIGATING THE PUBLIC HEALTH EMERGENCY FROM AMERICAN RESCUE PLAN ACT FUNDS— REPLACEMENT OF 911 FACILITY GENERATOR, 911 FACILITY GENERATOR INSTALLATION COSTS, AND HIGHWAY ENGINEER BUILDING, ENGINEERING COSTS FOR PANELING UPGRADES**

**31. MOTION:** Made by Ms. Malloy, seconded by Mr. Frenchko, to Adopt the Resolution as follows:

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

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

**WHEREAS**, Section 603 created the Coronavirus Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (Covid-19); and,

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

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

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

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

**WHEREAS**, the Rule further observes that:

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

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

**WHEREAS**, the U.S. Treasury Final Rule Overview includes in its list of specifically enumerated eligible uses: “Ventilation system installation and improvement;” and

**WHEREAS**, the County has identified a project which, in the judgment of the Board, qualifies as a type of project which will respond to and mitigate the effects of the pandemic which consists of the following:

Replacement of 911 Facility Generator - \$37,804  
911 Facility Generator Installation Costs - \$13,480  
Trumbull County Highway Engineer Building, engineering costs for paneling upgrades to ensure that all rooms have adequate airflow - \$38,625

This Project will be categorized as Expenditure Category EC 1.4 – Prevention in Congregate Settings.

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

1. The Project is hereby authorized and shall be paid for from the ARPA Funds.
2. The Project described herein serves the objectives of the Act by improving ventilation and mitigating the spread of the virus in congregate settings.
3. Accordingly, the Project is in the best interests of the County and is deemed a priority for the community.
4. The Project is hereby authorized and shall be paid for from the ARPA Funds in the amount of/an amount not to exceed \$89,909
5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021.

Yeas: Malloy, Frenchko, Cantalamessa

Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

32. **MOTION: Made by Mr. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action** taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page(s) 25391-25392:

**To accept and award the proposal submitted by PHILLIPS SEKANICK ARCHITECTS, INC., 142 East Market Street, Warren, OH 44481, to provide engineering services, project design drawings, plans and specification for bid documents and construction administration for Trumbull County Engineer's Office Improvements Project located at 650 North River Road, Warren, OH 44483; project improvements include a new heat pump, air conditioning, windows, bi-polar ionization to promote elimination of Covid-19 virus in the office air quality and new electrical panels necessary to support the project improvements needed to maintain the essential services and operations of the Engineer's Offices, from ARPA Fund No. 077-011-1000-1000-1-505610 Category 1, in the amount of \$38,625.00; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of the Trumbull County Engineer and William Hart, Facilities Manager-Maintenance Department.**

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

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**RE: AWARD PROPOSAL- PHILLIPS SEKANICK ARCHITECTS, INC. TO PROVIDE ENGINEERING SERVICES AS LISTED – COUNTY ENGINEER'S OFFICE**

32. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to accept and award the proposal submitted by PHILLIPS SEKANICK ARCHITECTS, INC., 142 East Market Street, Warren, OH 44481, to provide engineering services, project design drawings, plans and specification for bid documents and construction administration for Trumbull County Engineer's Office Improvements Project located at 650 North River Road, Warren, OH 44483; project improvements include a new heat pump, air conditioning, windows, bi-polar ionization to promote elimination of Covid-19 virus in the office air quality and new electrical panels necessary to support the project improvements needed to maintain the essential services and operations of the Engineer's Offices, from ARPA Fund No. 077-011-1000-1000-1-505610 Category 1, in the amount of \$38,625.00; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of the Trumbull County Engineer and William Hart, Facilities Manager-Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

Week Beginning January 23, 2023

Meeting of January 25, 2023

33. **MOTION: Made by Mr. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action** taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page 25392:

**To accept and award the proposal submitted by Ohio Machinery, dba, OHIO CAT, 3993 East Royalton Road, Broadview Heights, OH 44147 to provide a new generator for Trumbull County 911 Center Building, 911 Howland Wilson Rd., Warren, OH 44484, necessary to maintain power during power outages for the essential services and operations of the 911 center, as well as to the HVAC, bi-polar ionization, lighting and essential equipment of the 911 Center from ARPA Fund No. 077-011-1000-1000-1-505402 , Category 1, in the amount of \$37,804.00; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of William Hart, Facilities Manager-Maintenance Department.**

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

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**RE: AWARD PROPOSAL – OHIO CAT  
TO PROVIDE NEW GENERATOR AS LISTED  
911 CENTER BUILDING**

34. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to accept and award the proposal submitted by Ohio Machinery, dba, OHIO CAT, 3993 East Royalton Road, Broadview Heights, OH 44147 to provide a new generator for Trumbull County 911 Center Building, 911 Howland Wilson Rd., Warren, OH 44484, necessary to maintain power during power outages for the essential services and operations of the 911 center, as well as to the HVAC, bi-polar ionization, lighting and essential equipment of the 911 Center from ARPA Fund No. 077-011-1000-1000-1-505402 , Category 1, in the amount of \$37,804.00; subject to approval from Baker, Dublikar, Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of William Hart, Facilities Manager-Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

34. **MOTION: Made by Mr. Malloy, seconded by Ms. Frenchko, to RESCIND the Journal Action** taken by the Board of Trumbull County Commissioners on January 19, 2023, duly recorded in Journal Volume 155, Page 25392:

**To accept and award the proposal submitted by BECDEL CONTROLS, INC., 1869 Warren Avenue, Niles, OH 44446 to provide all labor, materials and equipment necessary for the installation of a new generator and transfer switch for the Trumbull County 911 Building, 911 Howland Wilson Rd., Warren, OH 44484, as specified in the proposal, from ARPA Fund No. 077-011-1000-1000-1-505506, Category 1, in the amount of \$13,480.00; and subject to approval from Baker, Dublikar Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of William Hart, Facilities Manager-Maintenance Department.**

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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**RE: AWARD PROPOSAL  
BECDEL CONTROLS, INC FOR INSTALLATION OF  
GENERATOR AS LISTED – COUNTY 911 CENTER**

**34. MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to accept and award the proposal submitted by BECDEL CONTROLS, INC., 1869 Warren Avenue, Niles, OH 44446 to provide all labor, materials and equipment necessary for the installation of a new generator and transfer switch for the Trumbull County 911 Building, 911 Howland Wilson Rd., Warren, OH 44484, as specified in the proposal, from ARPA Fund No. 077-011-1000-1000-1-505506, Category 1, in the amount of \$13,480.00; and subject to approval from Baker, Dublikar Beck, Wiley & Matthews, ARPA Legal Counsel; this action per the request of William Hart, Facilities Manager-Maintenance Department.

Yeas: Frenchko, Malloy, Cantalamessa  
Nays: None

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**RE: REAPPOINT MR. DOMINIC MARCHESE  
- MEMBER SENIOR SERVICES ADVISORY  
COUNCIL**

**35. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to Reappoint MR. DOMINIC MARCHESE as a member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2023 and ending December 31, 2025.

Yeas: Cantalamessa, Malloy  
Nays: Frenchko

*Ms. Frenchko asked the Board to consider Tabling Item #35. Discussion continued regarding seeking an advisory opinion from Ethics Commission, members that are involved with Scope voting on issues, making sure that Board members are abstaining when need be, Senior Advisory Admin recommendations,*

**MS. FRENCHKO MADE A MOTION TO TABLE ITEM NO. #35 TO SPEAK TO SENIOR LEVY ADMIN TO GATHER MORE INFORMATION REGARDING DISCUSSION RELATED TO MR. MARCHESE’S APPOINTMENT**

**MOTION TO TABLE DIES FOR LACK OF A SECOND**

Yeas: Cantalamessa, Malloy  
Nays: Frenchko

**MS. FRENCHKO VOTED NO BECAUSE OF CONCERNS OF A CONFLICT AND THE REPORT FROM SENIOR SERVICES ADMIN**

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**RE: APPOINT MR. JOHN J. BARTKO -MEMBER  
SENIOR SERVICES ADVISORY COUNCIL**

**36. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to appoint MR. JOHN J. BARTKO as a member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2023 and ending December 31, 2025.

Week Beginning January 23, 2023

Meeting of January 25, 2023

*There was discussion regarding Item #36 related to reviewing Mr. Bartko's resume, speaking to him, experience in construction, groups he is involved with, community centers, negotiating leases with building for senior centers, categories for evaluation, other candidates who have master's degrees and work with social services and special needs population, Senior Levy Board being a diverse Board, and Mr. Bartko being a pillar of the community, qualifications. Due diligence, overlooking candidates., political decisions, and offering media candidates resumes.*

**MS. FRENCHKO VOTED NO STATING BECAUSE MORE QUALIFIED CANDIDATES WERE OVERLOOKED THAT HAVE DIRECT EXPERIENCE RELATED TO THE NEEDS OF THE SENIORS. SHE SAID SHE HAS SERVED ON THE BOARD AND IS AWARE OF WHAT THEY NEED**

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**RE: REAPPOINT ATTORNEY DAVID DETEC-MEMBER  
WESTERN RESERVE PORT AUTHORITY BOARD**

**37. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to Reappoint ATTORNEY DAVID DETEC as a member of the WESTERN RESERVE PORT AUTHORITY BOARD effective for a four (4) year term commencing January 1, 2023 and ending December 31, 2026.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

***PUBLIC SUMMARIZED COMMENTS***

*Ms. Janet Hazelette, an advocate for public transportation passed out a handout to the Board. She spoke about fix routes in Trumbull County and explained the numbers over the last six months. She spoke about the Warren Express, WRTA canceling routes to Akron, veterans rides, and ridership numbers for Trumbull County. Discussion continued regarding Routes determined by ridership, ODOT, impact on economic development, ridership depending the day of the month, time of day, time of month, recognizing the numbers, routes were stopped to extend the time of the grant to save money, individual routes within Mahoning County. Impact public transportation has on economic development, people deciding where they're going to locate major industry based on whether there's public transportation, developers coming from Asia wanting reliable public transit, population decline over several decades, multiple listings for housing, Board joining WRTA letting people vote if they wanted to join, causing labor by needing a transit vehicle barn, transit hub center, and stimulating the economy. Mr. Malloy requested a public meeting to be brought up to date related to WRTA and transit issues. Discussion continued related to how people in the past with booming industry made it to work without public transportation. Ms. Haezlette said there were dedicated busses that went to Packard Electric and that YSU is able to bring in international students because of public transportation. She recommended getting on a bus and talking to riders. Discussion continued regarding costs and usage, Belmont routes where Trumbull County receives most of the sales tax when they shop at Wal-Mart.*

Week Beginning January 23, 2023

Meeting of January 25, 2023

**SUMMARIZED PUBLIC COMMENTS**

*Mr. Phil Pegg spoke about the Southeast Water Contract with the City of Niles that is expiring, EPA Testing Water Systems, contaminants that could cause various diseases, , water/sewer agreements being reviewed, problems not receiving information from staff related to the information Mr. Pegg provided. Commissioner Frenchko asked where Mr. Pegg received his information. Mr. Pegg said Mr. Newbrough spoke about the issue at a prior Commissioners' Meeting. Discussion continued regarding the City of Warren not being able to be considered due to capacity and Aqua was who the Trustees reached out to in the beginning, businesses needing to install new systems because of the scale from the water. Mr. Newbrough spoke about the City of Niles supplying the county's bulk water, reduced levels of THM and HAA5's, Niles having best quality of water, Aqua, Ohio and bulk water cost, 30-40 percent discount when they switched to the Niles for bulk water, Aqua was able to increase water rate with little input, water rate study being compared to communities that still use Aqua, effort to compare public utilities to public utilities, raised sewer rates, briefing the Board on rate study at future Workshop to show need and rates, having presentation at Regular Meeting because public can't call in, and suggestion of special meeting regarding rate study. Discussion continued regarding the best time to hold the rate study meeting, Mr. Newbrough wanted to get the new rate increase finalized by the end of the year, but wanted to wait for the new Commissioner's input. A resident spoke about consideration of the working man's schedule. Discussion continued about consideration of a Public Hearing for the rate increase of the current and proposed rates, public input and hardness of the water, scale is nowhere it used to be, and Sanitary responding to complaints they receive.*

*There was discussion regarding the Route 82/46 project regarding a waterline that needs to be moved, and the deadline of March 11<sup>th</sup> for the County to have their legislation submitted. Discussion continued regarding a meeting with ODOT, moving things along, statements made regarding legislation that will be put on the Commissioners' Agenda soon, reimbursement of public utilities, state right of ways, conditions for reimbursement.... Attorney Matt Blair stated this was a pending legal matter, and said Ms. Frenchko's entire conversation was improper and she should not discuss the County's position. Attorney Blair asked Ms. Frenchko to cease and desist, stating it is the second time he has had to ask. He said she was present at the meeting, did not speak at the meeting and only counsel spoke. Ms. Frenchko said Attorney Blair didn't speak at the meeting and shouldn't be speaking now. Discussion continued regarding heeding Attorney Blair's advice in order to protect the County, Administration matter and not legal matter, email from ODOT from Sept. 2022 suggesting applying for funding from Eastgate. Attorney Blair interjected stating Ms. Frenchko's comments were inaccurate and improper. Discussion continued regarding Eastgate having no email request, possibilities of delays, consideration of using Category 4 ARPA money for project, waiting for Prosecutor's recommendation, fiscal responsibility, contingency fund if needed, looking into shared cost, negotiating against the county's interest, putting safety first, safety regarding rerouting traffic on Howland Wilson Rd., offers of land to be donated on Route 46 for detour, not sharing information with Ms. Frenchko, and funding that could have been received through Eastgate. Mr. Newbrough said there are no grant funds from Eastgate available except OPWC Grants, and conversations with Mr. Ken Simpson, Mr. Smith spoke on the conference bridge to make a comment. Mr. Newbrough spoke about Eastgate not having funds, and blanket accusations. Discussion continued about Mercy Health, not bashing department heads, circumventing competitive bidding, dropping the ball, holding department heads accountable to the public, protecting the best interest and safety of the community. Mr. Newbrough said they would be best served if Ms. Frenchko wasn't there.*

Week Beginning January 23, 2023

Meeting of January 25, 2023

**SUMMARIZED PUBLIC COMMENTS**

*Ms. Frenchko asked for Mr. Newbrough to be removed from the meeting. There was discussion regarding disrespect, barking back, addressing the chair, disciplinary actions not done in public, not allowing employees to talk to Commissioners in a certain manner, not allowing Commissioners to talk to employees in a certain manner, requesting the Board to do something regarding Mr. Newbrough's comments, badgering and pointing at Mr. Newbrough, and expressing an opinion that was not accusatory, violent or aggressive, Ms. Frenchko asked the Board if they knew what liability could be had for commenting on mental illness--referring to statements that were made at last week's meeting. Mr. Smith spoke about the 82/46 stating it was a standalone project with several projects that will follow, the ones that are funded are moving forward, some projects are projected. Discussion continued regarding rerouting traffic around the project, multitude of public meetings and input, thousands of comments regarding corridor as a whole which were taken into consideration with the initial project. Ms. Frenchko asked Mr. Smith his opinion regarding an employee calling an elected official. (inaudible). Mr. Malloy asked Mr. Smith not to answer the question out of respect for the office. Discussion continued regarding department heads not speaking to an elected official in a certain manner or saying certain types of things, filing formal complaint to HR, elected officials not being above the law, elected officials being above the hierarchy of the County, and not allowing employees to make disrespectful comments to elected officials. Ms. Amanda Herbert gave the Board a comprehensive list of training, emergency medical, and rescues. She spoke of some recent instances where a dog was left wrapped up in a blanket. She stated she would be present the handout at the Warren City Council Meeting as well. She spoke about an employee of the Dog Kennel that is on unpaid leave, complaint on the case came from AWL, video, journal records that show the employee was put on Admin leave by a motion from the floor at the Commissioners' Meeting of March 30, 2022. Mr. Malloy said this was personnel issue the Board couldn't address at the present time. He further stated that protocol was addressed and worked out at the Public Workshop last week regarding the first place citizens should call if they have a rescue or bite situation is the Trumbull County Dog Pound and if there not there the 911 has a reference sheet. He spoke about moving the Dog Kennel to a better facility. Ms. Frenchko stated there were issues regarding management that needed addressed. Mr. Jim Taylor spoke about bridges that were going to be acquired for Trumbull County for the Metro Parks and that \$300,000 has been acquired by the state to rehabilitate them to bike trail bridges, and the Mayor of Niles has referenced having \$20,000 towards the project. He expressed concerns on not wanting to lose the money from the state and wanted to Board to address the project with Mr. Zach Svette. Mr. Malloy stated he had a meeting with Mr. Svette later in the day.*

*Ms. Kathy Johnson from Bristol called on the conference bridge line and stated there were comments earlier in the meeting related to the Marchese Christmas Party and she asked who hosted the Christmas Party. She asked if it was Dominic Marchese or another family member. Mr. Malloy answered, another family member hosted the party. Ms. Roberta Cykon thanked the Board for allowing her to serve as secretary to the Senior Services Advisory Council. She requested the Board to Rescind and Table Item #19 related to the Lack of a Second appointing Mr. Scott Lehman to the Senior Levy Advisory Council. She said he does an amazing job and is floored he is not going to be on the Board. She wanted the opportunity for the Advisory Council to give their thoughts on the matter.*

**MS. FRENCHKO MADE A MOTION FROM THE FLOOR RESCIND AND TABLE ITEM #19 FOR A WEEK BECAUSE THE SENIOR LEVY COUNCIL HAS A REORGANIZATIONAL MEETING, SHE DOESN'T KNOW HOW THEY WILL FUNCTION WITHOUT THE CHAIRMAN**

Week Beginning January 23, 2023

Meeting of January 25, 2023

*There was a discussion regarding Boards changing for new input, feedback, attendance issues, the diversity of the Senior Levy Board, looking through resumes, vision of resident in rural areas, underserved in northern part of the county, appreciation of all applicants, concerns of few applicants for WRPA, Planning Commission applicants were abundant, looking beyond resumes to find best representation, and diversity being important related to having men, women, rural and urban representation. Ms. Cykon stated she is terrified as her reappointment is coming up next year and she works hard for the organization and she doesn't understand why Mr. Lehman is being let go. Mr. Malloy said she had nothing to be terrified about and do the job to the best of her ability and that is all he would ask of anyone. They are looking for the best candidate to serve the needs of residents and have a diverse Board with new seniors being brought to the program. Ms. Frenchko said she thought the Board should look into political activity of the Board members.*

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

*Mr. Shawn Shook shared his concerns with the order of the meeting stating it almost had to be adjourned, meetings of 2022 are no different than 2023, and having a conference bridge line for the public workshops. Discussion continued regarding the Workshops, employees listening that need to be working, persons with agenda items are encouraged to attend the meeting, hiding behind phone line prevents individuals from seeing documentation, Commissioners' employees needed to do minutes and run conference line, office understaffed, eventually the meetings will get to YouTube and be videotaped, calls over the last couple of years from people who were not Trumbull County residents, eliminating digs by callers, residents contributing their suggestions on Workshop day, Facebook request to pack the room with comments and complaints, workshop and meetings taking two to three hours, individuals taking up to six hours of their work day, residents having the opportunity to call in, it takes twenty minutes to get to any part of the county to attend the meetings, allowing residents to call in during the Workshop to hear how decisions are being made, fairness to the public, fairness to have all three Commissioners to attend Public Workshop, and Ms. Frenchko holding a private closed workshops with no press or phone line. Ms. Frenchko said she is following advice from Counsel regarding attending the public workshop because of recent conversations that ran a foul at the public workshop meetings. Discussion continued regarding Workshops being transparent.*

*Ms. Frenchko stated an employee disparaged her when she walked into the Public Workshop, Commissioners considered Administrators of the County in absence of one, asking questions on behalf of taxpayers, employees not being allowed to call someone mentally ill, as in a workplace it is unacceptable, pending litigation surrounding these matters, employee that was upset about comments regarding mental illness and how it affected them personally, the Board communicating more, suggestion of receiving agendas a week before the meeting, workshops proceeding the meeting by a week, documents and items being time sensitive, and Motions from the Floor.*

*Mr. Shook said there are lots of reasons why people can't attend meetings and wanted to know when the meetings would be live streamed to the public.*

**Week Beginning January 23, 2023**

**Meeting of January 25, 2023**

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**RE: ADJOURN**

**MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to adjourn the Regular Meeting of January 25, 2023 @ approximately 1:20 p.m., and to meet again in Regular Session on February 1, 2023.

Yeas: Cantalamessa, Malloy

Nays: Frenchko

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

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**DENNY MALLOY, PRESIDENT**

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**MAURO CANTALAMESSA, COMMISSIONER**

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**NIKI FRENCHKO, COMMISSIONER**

**ATTEST:**

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