

Week Beginning May 23, 2022

Meeting of May 25, 2022

President's remarks

Mr. Fuda observed a moment of silence for all of the violence and tragedies especially the one in Texas. Mr. Fuda spoke about his next Department Head Meeting and said the Highway Department did not show up. Ms. Frenchko asked Mr. Fuda if both Commissioners were present at his department head meeting. Mr. Fuda said her meetings are closed and his meetings are open.

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 25th day of May 2022, in the office of said Board, with the following members present:

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

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated May 18, 2022.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

Ms. Frenchko voted no because she said the minutes were incorrectly prepared and she did not receive them in a timely manner.

RE: APPROVE BILLS

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

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: ADDITIONAL APPROPRIATIONS

3. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of May 16, 2022 through May 20, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

- Community Development FY22 \$ 150,000.00 Fund # 258
- Community Development FY21 \$ 1,657.00 Fund # 258
- Sanitary Engineers \$ 559,300.93 Fund # 496

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

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

RE: TRANSFER APPROPRIATIONS

4. 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 May 16, 2022 through May 20, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

- Common Pleas Court \$ 480.00 Fund # 001
- Dom Rel & Juv Court \$ 2,000.00 Fund # 068
- Community Dev FY21 \$ 3,200.00 Fund # 258
- Community Dev FY21 \$ 2,500.00 Fund # 258
- Community Dev FY20 \$ 356.40 Fund # 225
- Sanitary Engineer \$ 94,868.13 Fund # 496
- \$ 433,338.12 Fund # 487
- \$ 2,000.00 Fund # 600
- \$ 1,000.00 Fund # 600
- \$ 49,520.82 Fund # 602
- \$ 15,000.00 Fund # 602
- \$ 25,000.00 Fund # 602
- \$ 5,000.00 Fund # 602
- \$ 5,000.00 Fund # 602
- Board of Elections \$ 14,137.51 Fund # 001

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: AMENDED CERTIFICATE NO. 10
COUNTY BUDGET COMMISSION**

5. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 10 - 2022, for the fiscal year beginning January 1, 2022, dated May 25, 2022, increasing estimated resources in the funds listed:

- **Community Dev FY22** **Fund # 258**
- **Community Dev FY21** **Fund # 258**

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: EXECUTIVE SESSION FOR ATTORNEY
CONFERENCE CONCERNING A DISPUTE
INVOLVING THE BOARD OF COMMISSIONERS**

**MS. FRENCHKO MADE A MOTION TO MOVE THE EXECUTIVE SESSIONS
TO THE END OF THE AGENDA AFTER THE NON EXECUTIVE
DISCUSSIONS**

MOTION DIED FOR LACK OF SECOND.

6. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to enter into executive session at approximately 10:35 a.m. pursuant to R.C. 121.22(G)(3) for a conference with an attorney for the Trumbull County Board of Commissioners concerning a dispute involving the Board that is the subject of pending court action. Present in Executive Session were: Attorney Gallucci, Commissioner Frenchko, Commissioner Cantalamessa and Commissioner Fuda.

Yeas: Fuda, Cantalamessa, Frenchko
Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: RECONVENE FROM EXECUTIVE SESSION
FOR ATTORNEY CONFERENCE CONCERNING
A DISPUTE INVOLVING THE BOARD OF
COMMISSIONERS**

7. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to reconvene from executive session at approximately 10:51 a.m. pursuant to R.C. 121.22(G)(3) for a conference with an attorney for the Trumbull County Board of Commissioners concerning a dispute involving the Board that is the subject of pending court action.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

**RE: EXECUTIVE SESSION TO DISCUSS
IMMINENT LITIGATION INVOLVING
THE SANITARY ENGINEERS DEPARTMENT**

8. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to enter into executive session at approximately 10:51 a.m., pursuant to Ohio Revised Code 121.22(G)(3) to discuss imminent litigation regarding a matter involving the Trumbull County Sanitary Engineer's Department. Present in Executive Session were Gary Newbrough, Bob Maiorano, Attorney Fredericka, Commissioner Cantalamessa, Commissioner Frenchko and Commissioner Fuda.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

**RE: RECONVENE FROM EXECUTIVE SESSION TO
DISCUSS IMMINENT LITIGATION INVOLVING
THE SANITARY ENGINEERS DEPARTMENT**

9. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to reconvene from executive session at approximately 11:01 a.m, pursuant to Ohio Revised Code 121.22(G)(3) to discuss imminent litigation regarding a matter involving the Trumbull County Sanitary Engineer's Department.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: LIQUOR PERMIT

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

TRANSFER CLASS C

FROM:	T & D DAVIS, INC. d/b/a WAGON WHEEL 46 South Leavitt Rd. & Patio Warren Township Leavittsburg, OH 44430
TO:	B & V WAGON WHEEL LLC d/b/a WAGON WHEEL 46 South Leavitt Rd. & Patio Warren Township Leavittsburg, OH 44430

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

RE: NOTICE TO PROCEED
CONTRACT 'K'-BLUEPRINT WATERLINE
INITIATIVE PROJECT NO. 5-W-15K

11. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Gary E. Newbrough, PE, Sanitary Engineer, to issue the "Notice to Proceed" to X-PRESS UNDERGROUND, INC., P.O. Box 345, 11640 Stateline Road, Petersburg, Ohio 44454 for construction of CONTRACT 'K' of the BLUEPRINT WATERLINE INITIATIVE PROJECT, known as County Project No. 5-W-15K in Southington Township; 'Notice to Proceed' shall be recorded on the Journal for record purposes; this action per the recommendation of the Trumbull County Sanitary Engineer.

NOTE: Construction is to begin on Monday, June 13, 2022 with a substantial completion date of August 11, 2022 and a final completion date of September 30, 2022.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Notice recorded on Journal Page(s)_____.)

Week Beginning May 23, 2022

Meeting of May 25, 2022

The Clerk stated that the Sanitary Engineers Department omitted the rate of \$14.96 an hour for both positions in Item #12 and asked if she could insert that information within the Agenda Item.

**RE: EMPLOYMENT TRANSFER
MR. JASON WELLS FROM POSITION OF
SEWER LINE MAINTENANCE CREW ASSISTANT
TO POSITION OF TV INSPECTOR-SANITARY
ENGINEERS DEPARTMENT**

12. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment transfer of MR. JASON WELLS from the position of SEWER LINE MAINTENANCE CREW ASSISTANT Pay Range 4 (0 years) \$14.96/hour to the position of TV INSPECTOR/GROUTING ASSISTANT TECHNICIAN Pay Range 4, (0 years)\$14.96/hour with the Trumbull County Sanitary Engineer’s Department, effective Thursday, May 26, 2022, pursuant to the authorized job posting of May 12 through May 20, 2022; this action per the recommendation of the Human Resources Department in conjunction with the Sanitary Engineer’s Department.

NOTE: This vacancy is due to an employee transfer. Mr. Wells has a valid Class A CDL License.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: ESTABLISH CREATION- FUND 472
CHAMPION-BAZETTA BOOSTER
STATION PROJECT NO. 1-W-22-SANITARY
ENGINEERS DEPARTMENT**

13. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to establish the CHAMPION-BAZETTA BOOSTER STATION, COUNTY PROJECT NO. 1-W-22, known as FUND 472 for use by the Trumbull County Sanitary Engineers Department. Funds are to be used to build a new water booster station for the Champion-Bazetta Public Water System. Initial funding will be provided by a \$350,000 transfer from the Water RIF fund 488; this action is per the recommendation of the Trumbull County Sanitary Engineer.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: EASEMENT AGREEMENT BETWEEN
TRUMBULL COUNTY AND HOWLAND
COMMONS, LLC**

14. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to enter into an Easement Agreement between TRUMBULL COUNTY and HOWLAND COMMONS, LLC for the construction, operation, transversing property owned by Howland Commons, LLC. The legal description and mapping of the easement is attached and incorporated herein; this action per the recommendation of the Trumbull County Sanitary Engineer.

Ms. Frenchko called Point of Personal Privilege for the Clerk to slow down so she could refer to the Agenda she was working off prior.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: EASEMENT AGREEMENT BETWEEN
TRUMBULL COUNTY AND MINES ROAD
DEVELOPMENT, LLC FOR POSSIBLE REPLACEMENT
OF SANITARY SEWER LINE**

15. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to enter into an Easement Agreement between TRUMBULL COUNTY and MINES ROAD DEVELOPMENT, LLC. for the construction, operation, inspection, maintenance, repair and if required, replacement of a sanitary sewer line transversing property owned by Mines Road Development, LLC. The legal description and mapping of the easement is attached and incorporated herein; this action per the recommendation of the Trumbull County Sanitary Engineer.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**RE: EASEMENT AGREEMENT BETWEEN
TRUMBULL COUNTY AND GREAT EAST
MALL, INC. FOR POSSIBLE REPLACEMENT
OF SANITARY SEWER LINE**

16. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to enter into an Easement Agreement between TRUMBULL COUNTY and GREAT EAST MALL, INC. for the construction, operation, inspection, maintenance, repair and if required, replacement of a sanitary sewer line transversing property owned by Great East Mall, Inc. The legal description and mapping of the easement is attached and incorporated herein; this action per the recommendation of the Trumbull County Sanitary Engineer.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: CHANGE ORDER NO. 1
YOHO ACTION & SEPTIC TANK & SUPPLY, INC.
ONE HOME SEWER TREATMENT SYSTEM**

17. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve Change Order No. 1 with YOHO ACTION AND SEPTIC TANK & SUPPLY, INC., 5982 Risher Road, Leavittsburg, OH 44430 related to one (1) Home Sewer Treatment System at 8150 State Route 46, Cortland, OH (Greene Township). Change Order No. 1 increases the amount of the contract from \$70,104.00 to \$72,604.00 (+ \$2,500.00) due to the electrical upgrades needed (Fund No. 258-070-5121-5106-1-505556); this action per the recommendation of the Trumbull County Planning Commission Director and the Trumbull County Building Official and subject to review and approval of the Prosecutor’s Office.

SPECIAL NOTE: Change Order is contingent on the review and approval of the Ohio EPA.

NOTE: Contract awarded to Yoho Action and Septic Tank by the Trumbull County Commissioners for four (4) income eligible homeowners on November 17, 2021, JV 154, Page No. 24401.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**RE: RATIFY PUBLICATION OF A LEGAL NOTICE
FOR THE PY2022 GENERAL PUBLIC HEARING
PY2022 TRUMBULL COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM**

18. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, The Planning Commission Requests the Board of Trumbull County Commissioners Ratify the publication of a Legal Notice by the Clerk for the PY2022 General Public Hearing for the PY2022 Trumbull County Community Development Block Grant Program. Trumbull County is required to conduct a general public hearing prior to making application for the CDBG Residential Public Infrastructure Program. The Public Hearing is scheduled for Wednesday, June 1, 2022, at 6:30 p.m. at the Trumbull County Board of Developmental Disabilities, 45 North Road, Niles, Ohio 44446. The Legal Notice was published one (1) time in the Tribune Chronicle no later than Monday, May 23, 2022, from Fund No. 225-030-5120-5110-1-505501.

NOTE: The Legal Notice had to be published at least ten days in advance of the General Public Hearing and shall be posted on the Bulletin Board located next to the Commissioners’ Hearing Room to meet the CDBG citizen participation policy requirements.

SPECIAL NOTE: Trumbull County shall apply for numerous CDBG grants this year, and the General Public Hearing is a pre-requisite for submission.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: EXECUTE FY 2021 AMERICAN RESCUE PLAN
ACT ECONOMIC ADJUSTMENT ASSISTANCE
NOTICE OF FUNDING OPPORTUNITY-EDA-2021-
ARPA-EAA GOLDEN TRIANGLE AWARD**

19. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, The Trumbull County Planning Commission is requesting that Commissioner Mauro Cantalamessa be authorized to sign the FY2021 AMERICAN RESCUE PLAN ACT ECONOMIC ADJUSTMENT ASSISTANCE NOTICE OF FUNDING OPPORTUNITY – EDA-2021-ARPA-EAA – Golden Triangle Award.

NOTE: Commissioner Cantalamessa was the President when the application was submitted.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**RE: AWARD CONTRACT
BOAK & SONS, INC.-GIRARD MULTI-GENERATIONAL
CENTER ROOF REPLACEMENT PROJECT**

20. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Award contract to BOAK & SONS, INC., 75 Victoria Road, Youngstown, OH 44515, for the GIRARD MULTI-GENERATIONAL CENTER ROOF REPLACEMENT PROJECT, 443 Trumbull Avenue, Girard, Ohio 44420, in the amount of \$209,659.50 benefiting the senior population AND authorize the Board of Trumbull County Commissioners to enter into a contract agreement with Boak & Sons, Inc. in order to meet the rules and regulations of the CDBG Program and local county requirements. A legal notice for the project was published on April 28, 2022, in the *Tribune Chronicle* and the project was also posted on Demand Star.com. Boak & Sons, Inc. submitted the lowest and best base bid of \$209,659.50 which is within 10% of the engineer’s estimate of \$199,990. The project is included as part of the PY2021 Trumbull County CDBG Allocation Grant Program; B-F-21-1CS-1 (Approved on May 12, 2021, Journal Volume 153, Page 23969) benefiting the Girard Multi-Generational Center, 443 Trumbull Avenue, Girard, OH 44420. The project is being paid for through Fund No. 225-030-5121-5104-1-505551 and Fund No. 224-070-5000-5000-1-505551 pending approval of the Revolving Loan Fund (RLF) Waiver Request.

NOTE: Additional funds are needed to complete the project as the estimate has increased over the last year due to inflation. The State of Ohio has already stated that they understand the situation and will agree with a waiver request submitted by the Board of Trumbull County Commissioners to serve as gap funding in order to complete this project. A separate memo is being submitted to the Board of Commissioners requesting a waiver request be approved for the use of available RLF.

OTHER BIDS SUBMITTED

DAMSCHRODER ROOFING, INC.	Base Bid	\$ 20,593.50
	Alternate Bid	\$177,560.68
BUILDING TECHNICIANS CORPORATION	Base Bid	\$269,475.00
	Alternate Bid	\$249,000.00

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: SUBMIT WAIVER REQUEST TO OHIO DEPT. OF DEVELOPMENT, OFFICE OF COMMUNITY DEVELOPMENT TO USE CDBG ECONOMIC DEVELOPMENT REVOLVING LOAN FUNDS FOR GIRARD MULTIGENERATIONAL CENTER ROOF

21. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, The Trumbull County Planning Commission is requesting the Board of Trumbull County Commissioners authorize this office to submit a Waiver Request and required documentation to the Ohio Department of Development, Office of Community Development to use CDBG Economic Development Revolving Loan Funds (RLF) towards the completion of Trumbull County’s Girard Multi-Generational Center Roof Project AND authorize the President, Frank S. Fuda, to sign any and all required documentation. Trumbull County is requesting utilizing up to \$86,857.50 of the current RLF balance of \$333,258.20. The Commissioners have already dedicated using \$10,000 of the RLF with the original CDBG Allocation application for funding submitted in 2021, however, the bids received require additional funding in the amount of \$76,850.50 to be additionally appropriated in order to award a contract to the lowest and best bidder. This office communicated with the State of Ohio concerns over the increased engineer’s estimate and the State of Ohio instructed this office to request a waiver after competitive bids were received. The State of Ohio understands the cost of construction has risen dramatically over the last twelve months and agree with the use of the RLF.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: ADVERTISE FOR BIDS COMMUNITY BASED SERVICES AND MINI-GRANTS SENIOR CITIZENS 60 OR OLDER RESIDING IN TRUMBULL COUNTY

22. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Board of Trumbull County Commissioners’ Clerk to advertise for sealed proposals for COMMUNITY BASED SERVICES, and MINI-GRANTS to be provided to SENIOR CITIZENS (individuals 60 years or older) residing in Trumbull County. The service contracts will be for a twenty-four (24) month period beginning September 1, 2022 and ending August 31, 2024.

SPECIAL NOTE: The Senior Services Advisory Council’s change is to recommend to the Commissioners the distribution of levy funds. It will also review monitoring and evaluation material prepared by Diane M. Siskowic-Jurkovic, CPA, Senior Levy Administrator. Upon approval, the Board of Commissioners will enter into a contract with each provider, and the Senior Levy Administrator will monitor and evaluate the successes or shortcomings, and report to the Commissioners and the Senior Services Advisory Council.

NOTE: A .75 mil, five-year levy was originally passed in November 2005, and the renewal levies passed in November 2010, 2015, and 2020 with funding based on commitments made by the levy committee to the public during the campaigns.

- ❖ **TOTAL FUNDS available: \$1,200,000 annually / total \$2,400,000**
to be distributed in the following areas:
- **\$915,000.00 (annually)—In Home Services**
(homemaker/personal care, home delivered meals, chore, adult daycare)
- **\$270,000.00 (annually)—Adult Protective Services**
(guardianships, protective services/emergency intervention, ombudsman)
- **\$ 15,000.00 (annually)—Mini-Grants**

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

**RE: MEMORANDUM OF UNDERSTANDING
BETWEEN TRUMBULL OHIO MEANS JOBS
PARTNERS DEPT. OF JOB & FAMILY SERVICES &
WORKFORCE DEVELOPMENT BOARD FOR THE
PERIOD OF JULY 1, 2022 THROUGH JUNE 30, 2023**

23. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute on behalf of Trumbull County, the Memorandum of Understanding between the Trumbull OhioMeansJobs (OMJ) Partners, The Trumbull County Dept. of Job and Family Services, and the Trumbull County Workforce Development Board for the period of July 1, 2022 through June 30, 2023. The Memorandum of Understanding reflects the cost sharing for infrastructure and operational cost negotiated by the partners, based upon space usage in the Trumbull County Department of Job and Family Services' facility. this action per the recommendation of William J. Turner, Executive Director of The Workforce Development Board of Trumbull County and is subject to review and approval of the Prosecutor's Office

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

**RE: ADVERTISE FOR BIDS
'EMPLOYER OF RECORD' FOR FRESH START
GRANT OPERATED BY DEPT. OF JOB & FAMILY
SERVICES**

24. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed bids/proposals for interested parties to serve as the "EMPLOYER OF RECORD" (payroll services) for the FRESH START GRANT operated by the Trumbull County Department of Job and Family Services; this action per the recommendation of William J. Turner, Executive Director of The Workforce Development Board of Trumbull County.
NOTE: This action would allow for participants to receive subsidized employment in a work experience / temporary employment situation.

Ms. Frenchko stated she asked for additional information that she did not receive yet such as the bidding process, cost of service and information from other communities of similar size to see if they outsourced these services. She said she was hopeful the Board would look into it to potentially save money. Mr. Liogas explained the process stating the Employer of record saves the county from liability. Mr. Liogas said the cost is approximately \$18 per paycheck. Mr. Fuda said this was paid for by the Department of Job and Family Services.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: ONE YEAR CONTRACT EXTENSION
APS LLC & AFFILIATES FOR EMPLOYER OF
RECORD WIOA CCMEP YOUTH-WORKFORCE
DEVELOPMENT BOARD

25. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve a one-year contract extension with APS LLC and affiliates for “EMPLOYER OF RECORD” (payroll services), WIOA CCMEP Youth. This would allow for continued wage subsidy services for disadvantaged youth; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: AMEND JOURNAL ACTION TAKEN ON 03/31/2021
PURCHASE FOUR 2021 ICE TRUCK PACKAGES AND
ONE 2021 SNOW AND ICE TRUCK FROM HENDERSON
PRODUCTS-AMENDMENT IS NECESSARY DUE TO
PRICE INCREASE

26. MOTION: Made by Ms. Cantalamessa, seconded by Ms. Frenchko, to amend the Journal Action taken by the Board of Trumbull County Commissioners on March 31, 2021, duly recorded in Journal Volume 153, Page 23867, authorizing the Trumbull County Engineer to purchase four (4) 2021 Ice Truck Packages for \$329,020.00 to be increased by \$26,321.60 and one (1) 2021 Snow and Ice Truck with blackbelt max or \$120,641.00 to be increased by \$9,651.28 for a total increase of \$35,972.88 from HENDERSON PRODUCTS, 2177 State Route 19, Bucyrus, OH 44820-to be paid for from the County Engineer’s Fund No. 002-030-1700-1-505423, under the Sourcewell Contract # 080818-HPI—AMENDMENT necessary due to the extreme increase in material cost from the time the order was quoted to the time Henderson Products is manufacturing this equipment—*absolutely no County General Revenue Funds are requested*; action per the recommendation of the Trumbull County Engineer and is subject to review and approval of the Prosecutor’s Office.

Ms. Frenchko stated this is the Agenda Item that costs an additional \$36,000 because of the Commissioners’ Office Staff dropping the ball and not having all of the necessary paperwork for this contract. She is disappointed this is costing the county extra money. She said she wants to assert that since she started at the County, she has asserted three or four times that that there should be a Policy and Procedure Manuals in the office to make sure there is a Work Flow Chart. She said she made the motion four times that they have Collaboration Software that would communicate and track work as its being done. She said when you make a costly mistake like this, there should be a level of discipline or an investigation. She said she moved four times to investigate the staff. Mr. Fuda called Point of Order and not to comment on the staff that have nothing to do with this.

The Clerk stated that since disciplinary action was mentioned, that might be a matter for Executive Session. She said that Attorney Goodman stated that she did not have a fiscal officer’s certificate for this item and on February 7th she faxed Highway a fiscal certificate in the name of Huntington Public Capital Corporation and they said they needed one in Henderson’s name. The Clerk said she believes the fiscal certificate was misunderstood as she did not have one for Henderson or Fyda. She went on to say the certificate was signed by the Auditor and by Mr. Bill Danso as to form from the Prosecutor’s Office. She said the Contract did sit on her desk for a long time and she was told due to the Pandemic, we might not get vehicles for quite some time so to say that it is all her fault is unfair –she said she has worked well for 18 years and they should have communicated better. She said she has a fiscal officer’s certificate that stands, a finance agreement that is signed and that is why she wrote a letter that Mr. Fuda tried to read but wasn’t able to. She said she didn’t ask to read the letter at the meeting—the letter was to the Board. She said if she was just told that the contract needed signed, she could have done that, but again she believes the fiscal certificate was misunderstood. The discussion continued about supporting staff, collaborative software, tax payers, accusing staff; point of order was called by both Commissioners Fuda and Frenchko.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: RIGHT-OF-WAY PERMITS
COUNTY ENGINEER

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

- CHARLES SCHWED, 7183 North Park Ave., Bristolville, OH 44402, to work in the right-of-way of North Park Avenue (C.H. 262 D), in order to install 30' of 15" HDPE conduit for a driveway access. This will be located approximately 1,165 feet south of Mahan Denman Rd. (T.H. 240) in Bristol Township.
- ZAYO GROUP, 4199 Kinross Parkway, Suite #10, Richard, OH 44286, to work in the right-of-way of GIR 5 Bridge located on E. Liberty Street in the City of Girard in order to attach 200 linear feet of one 6" FRE conduit with two 1.5" HDPE SDR-11 innerducts and one 144 fiber optic cable to bridge parapet via conduit brackets.

Mr. Fuda discussed his work with the Highway Department over the years and said they now don't have the courtesy to come to his meeting to explain and they want him to rubberstamp their items. He said he now has trust issues, has tried working with them and expects them at his meeting. Mr. Fuda said Ms. Frenchko is welcome to his meeting also. Ms. Frenchko said she would not violate the Sunshine Law. Ms. Frenchko suggested the staff print the back-up documentation for Mr. Fuda to review. Mr. Cantalamessa said Mr. Fuda should be able to ask questions also. Mr. Fuda said his meeting is for the public and hers are private. Ms. Frenchko said she gets to learn a great deal about the agenda items without interruptions.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

RE: SPECIAL ANNUAL SUPPLIER FLEET
PERMIT-COUNTY ENGINEER

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

- JGF TRUCKING
85 Belmore Street, Painesville Township, OH 44077
Permit No.: AF-030-2022
Permit Effective: May 13, 2022 through May 13, 2023

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Week Beginning May 23, 2022

Meeting of May 25, 2022

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

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

- **DEMASE TRUCKING**, 2 Jerome Ave., Lyndhurst, NJ 07071
Permit No.: 1152
Permit Effective: May 18, 2022 through May 22, 2022
 To haul or move overweight equipment over the aforementioned road in Weathersfield Township.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

**RE: SECOND EXTENSION
TRAFFIC SIGNAL MAINTENANCE CONTRACT
MAIN LITE ELECTRIC COMPANY, INC.**

30. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the second extension to the 2020-2021 Traffic Signal Maintenance Contract with MAIN LITE ELECTRIC COMPANY, INC., 3000 Sferra Avenue, N.W., Warren, OH 44483, for an additional twelve (12) month period commencing with the expiration date of the current contract of July 7, 2022 and ending July 6, 2023—*all other terms of the existing contract will remain the same.* The contract in the amount of \$50,400.00--will be paid for from the County Engineer's Fund No. 002-030-1700-1700-1-505547; action per the request of Main Lite Electric Company, Inc. and the Trumbull County Engineer, and is subject to review and approval of the Prosecutor's Office.

SPECIAL NOTE: The current contract allows for said extension under Specifications and Conditions, Page 14. *The letter from Main Lite Electric Company, Inc. dated May 16, 2022 shall be recorded on the Journal for record purposes.*

NOTE: The Board of Commissioners approved the original contract with Main Lite Electric Company, Inc. in the amount of \$50,400.00 on June 24, 2020, duly recorded in Journal Volume 151, Page 23279. The contract contains the option of two (2) extensions for an additional one (1) year period for each. The Board of Commissioners approved the First Extension on May 19, 2021, Journal Volume 153, Page 23991.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: AMENDMENT TO AGREEMENT BETWEEN BOARD OF COMMISSIONERS AND KEEFE COMMISSARY NETWORK, LLC AMENDMENT IS NECESSARY TO ADD ADDITIONAL SERVICES

31. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Approve Amendment to Agreement with KEEFE COMMISSARY NETWORK LLC, 10880 Linpage Place, Saint Louis, MO 63132-1008, effective June 1, 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 add additional services, particularly Keefe Commissary Network, LLC. This Amendment is for the purpose of providing Keefe Commissary Network’s web-based software applications, including bookkeeping software, to the client for the purpose of the management of Clients Inmate Trust Funds and Commissary Ordering functions. During the term of this Agreement, Keefe shall supply the Client with the Computer Equipment and Keefe Software. The Client agrees to return all Computer Equipment and Keefe Software to Keefe in workable order upon contract termination. Keefe hereby grants to the Client a non-exclusive, royalty-free license to use the Keefe Software during the term of this Agreement. All software supplied by Keefe is proprietary and shall at all times remain the property of Keefe with title and all rights vested in and retained by Keefe. The Client hereby agrees that it will not sublicense, disclose, reproduce, transfer, alter, reverse-engineer, decompile or use the Keefe Software and/or documentation for any purpose, other than those specifically allowed by the terms of this Agreement. All hardware installed by Keefe shall remain the property of Keefe unless otherwise expressly agreed to by the Parties in writing.

NOTE: Except as expressly stated herein, all of the terms and conditions of the Agreement will remain in full force and effect.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

RE: ADOPT RESOLUTION SHERIFF’S OFFICE TO ACCEPT PAYMENT VIA FINANCIAL TRANSACTION DEVICE FOR ELECTRONIC FILING OF CCW PERMIT APPLICATIONS

32. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adopt the following Resolution authorizing the Trumbull County Sheriff’s Office to Accept Payment for County Expenses by a Financial Transaction Device incident to the electronic filing of CCW Permit Applications

RESOLUTION

WHEREAS, the Clerk of the Trumbull County Sheriff’s Office wishes to use a financial transaction device, as defined in R.C. 301.28 (A)(1), for the purpose of accepting payments for county expenses as defined in R.C. 301.28 (A)(2) and (3); and

WHEREAS, R.C. 301.28 authorizes the Trumbull County Sheriff’s Office to use a financial transaction device, as defined in R.C. 301.28 (A)(1), for the purpose of accepting payments for county expenses as defined in R.C. 301.28 (A)(2) and (3); and

(Continued)

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: FINANCIAL TRANSACTION DEVICE PAYMENT FOR CCW PERMIT APPLICATIONS

WHEREAS, in accordance with R.C. 301.28 (A)(2), all fees, costs, taxes, assessments, fines, penalties, services and payments issued by the Sheriff's Office may be paid through the use of a financial transaction device; and

WHEREAS, in accordance with R.C. 301.28 (A)(1), the specific financial transaction device that is acceptable for receiving payment for all fees, costs, taxes, assessments, fines, penalties, services and payments include: a credit card, debit card, charge card or prepaid or stored value card, or automated clearinghouse network credit, debit, or e-check entry that includes, but is not limited to, accounts receivable and internet-initiated, point of purchase, and telephone-initiated applications or any other device or method for making an electronic payment or transfer of funds; and

WHEREAS, in order to assure that no cost shall be charged to the Sheriff's Office for the acceptance of such payments made through a financial transaction device, a surcharge or convenience fee may be collected for each payment made through a financial transaction device, and such surcharge or convenience fee shall be in accordance with the agreement governing and/or concerning the use and acceptance of the financial transaction device; and

WHEREAS, in accordance with R.C. 301.28(E), proper notice of the surcharge or convenience fee collected for each payment made through a financial device shall be clearly understood and stated to each person making a payment through a financial transaction device regardless of the medium used to make the payment and in a manner appropriate to the medium; and

WHEREAS, in accordance with R.C. 301.28(G) if a person makes payment through a financial transaction device and the payment is returned or dishonored for any reason, the person shall be liable to the Trumbull County Sheriff's Office for payment of a penalty over and above the expense due. The penalty shall be equal to the amount of any charge, cost or fee incurred by the Trumbull County Sheriff's Office. The terms of penalty fees shall be incorporated into all public notice of the program; and

WHEREAS, all referenced public notice shall also include the terms set forth in R.C. 301.28(F), (H), and (I); and

WHEREAS, the Trumbull County Treasurer, shall perform the duties of the Administrative Agent, as set forth in R.C. 301.28, for the purpose of accomplishing the matters set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF TRUMBULL COUNTY, OHIO THAT:

Section 1: The Administrative Agent shall request proposals from financial institutions, issuers of financial transaction devices, and processors of financial transaction devices, as appropriate in accordance with the terms set forth herein and in R.C. 301.28, for the purpose of accepting payment for county expenses by a financial transaction device incident to the electronic filing of CCW Permit Application.

(Continued)

Week Beginning May 23, 2022

Meeting of May 25, 2022

RE: FINANCIAL TRANSACTION DEVICE PAYMENT FOR CCW PERMIT APPLICATIONS

Section 2: Upon receiving the proposals, the Administrative Agent shall review the same with the Trumbull County Sheriff's Office and make a recommendation to the Board of Commissioners on which proposal(s) to accept.

Section 3: The Board of Commissioners may then enter into a contract with any or all of the entities submitting proposals, as appropriate, and the Board of Commissioners shall provide any entity that submitted a proposal, but with which the Board of Commissioners does not enter into a contract, notice that its proposal is rejected. The notice shall state the reason for the rejection, and indicate whose proposals were accepted, and provide a copy of the terms and conditions of the successful bids.

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

The Clerk said there were several steps to this Agenda Item. Ms. Frenchko said that doesn't prevent anyone from paying with cash or check –it just gives another option to use a credit card and isn't going to cost anything extra to the County. Mr. Fuda said it will cost the individual \$4.00. She said not everyone will need their concealed carry pretty soon unless they want to keep it as to use it in other states. She said she is disappointed that Sheriff Monroe will come to Mr. Fuda's meeting and that is a violation of the Sunshine Law, but she is grateful to the Sheriff's staff (Major Mason) who explained everything. Mr. Fuda asked why his meeting was a violation of Sunshine if he invites the Press, invites her and the public to attend his meeting. Ms. Frenchko said hers is personal and she will let him figure that out on his own. Mr. Fuda said Ms. Frenchko wants to be transparent but doesn't want to invite the public or the press. Ms. Frenchko said she doesn't want gavels being waved over her head or having people screaming at her.

Yeas: Cantalamessa, Frenchko, Fuda

Nays: None

Comments:

Gary Newbrough thanked the Board for passing #11 on the Agenda. He thanked Shara Taylor for setting up payment and Lisa Blair for expediting the Contract. He said that Mr. James Allen of Allenway Farms has been waiting for over a year and they would be breaking ground on June 13 and be finished by August 11th. Mr. Fuda explained how it benefits the customers and he said the staff does a phenomenal job and works together.

MS. FRENCHKO, MADE A MOTION FROM THE FLOOR TO ADOPT AN OFFICE POLICY THAT NO MEMOS USED AS CORRESPONDENCE GENERATED FROM THE COMMISSIONERS' OFFICE BE SENT WITHOUT SIGNATURE LINES REFLECTING WHICH COMMISSIONERS APPROVED SAID MEMO.

MOTION DIED FOR LACK OF SECOND

Week Beginning May 23, 2022

Meeting of May 25, 2022

Ms. Frenchko discussed a memo that was sent out last week stating the Commissioner's Office staff would not be preparing contract documents for certain departments. She said that memo went out to Elected Official and departments not under the Commissioners. She said that memo was not discussed with her, had no signature on it. She said the Clerk was evasive when she spoke to her and said it would not have been done without the majority of the Board. She stated her concerns and the importance of signature lines. Mr. Cantalamessa said he would second it regarding signature lines and if only has two signature lines, it is still going to go out. Mr. Fuda said it is similar what Ms. Frenchko did with the three Townships, when Ms. Frenchko had him send Public Records Requests. Mr. Cantalamessa said Ms. Frenchko directed Mr. Newbrough without the other Commissioners and asked if he should be reprimanded for that. Ms. Frenchko said it was not the same. Mr. Cantalamessa said it was and that she was speaking from both sides of her mouth. The discussion continued about major policy change and public records requests, making rules. Ms. Frenchko called Point of Order to call the role as Mr. Cantalamessa seconded her motion.

Mr. Cantalamessa seconded Ms. Frenchko's Motion from the Floor:

**RE: ADOPT OFFICE POLICY
NO MEMOS FROM THE COMMISSIONERS'
OFFICE SHALL BE SENT WITHOUT SIGNATURE
LINES**

MOTION: Made by Ms. Frenchko, seconded by Commissioner Cantalamessa, to adopt an office policy that no memos used as correspondence generated from the Commissioners' Office be sent without signature lines reflecting which Commissioners approved said memo.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

Ms. Frenchko spoke about ARPA Funds and the decisions to spend the money. She said Mr. Misocky is looking for an accounting firm without any public discussion. She said there was a transportation plan to be unveiled without public discussion and that decision is being made behind closed doors. Mr. Cantalamessa called Point of Oder stating those statements were untrue. Mr. Fuda said the Point of Order was for making accusations that aren't true. Ms. Frenchko said the public discussion should come first and then the requests. Mr. Cantalamessa said everything that has been passed has been voted on. Mr. Cantalamessa said the accounting firm came from the Auditor as he doesn't have the manpower to carry that task out. Ms. Frenchko discussed Mr. Misocky's job description. Mr. Fuda said that Ms. Frenchko discussed getting rid of Mr. Misocky and Mr. Jackson her very first day in the office during an illegal meeting, so she could hire an Administrator and that she was going to get rid of them by bullying them out or writing them up.

Mr. Allen thanked Gary Newbrough and his staff for Item #11. He questioned why the Highway Department has 6 to 8 trucks working state highways and not County roads. Mr. Fuda said they are not the Highway Engineer's boss.

MS. FRENCHKO MADE A MOTION FROM THE FLOOR THAT THE COMMISSIONER ADOPT A POLICY THAT THE HEARING ROOM BE VACATED BY MEMBERS OF THE PUBLIC WITHIN THREE MINUTES AFTER THE ADJOURNMENT IF THEY WANT TO SPEAK TO A COMMISSIONER, THEY CAN WAIT IN THE FOYER.

MOTION DIED FOR LACK OF SECOND

Mr. Fuda said the citizens have the right to be there. Mr. Cantalamessa asked if she was making a decision for him. Ms. Frenchko said the Sheriff's Department suggested something for the end of the meetings. Mr. Fuda said to put something together on a Thursday before the next meeting.

Mr. Ames said the Clerk's microphone wasn't being used properly. He said that Mr. Fuda said people were brought in by Ms. Frenchko to tape and he stated he was neutral. Mr. Fuda asked if he had been wrong for the last 15 years and Mr. Ames stated, yes. The Clerk was asked if there were minutes for the past workshops and the Clerk said, yes.

Week Beginning May 23, 2022

Meeting of May 25, 2022

Mr. Taylor, Vice President of the Western Reserve Building Trades had concerns of water for the power plant. He said it's an important project that needs the assistance of the Commissioners. Mr. Gary Newbrough discussed the Lordstown water system. The Board discussed Mr. Taylor's concerns and said they would support this in any way possible. Ms. Frenchko spoke about an abatement. Ms. Frenchko asked if he received anything about the grating of county buildings.

A citizen spoke about breaking ground and coordinating with the Commissioners and the Planning Commission to bring 10 gig broadband into the home. Mr. Cantalamessa said he would be willing to facilitate any meeting with Planning and Eastgate so they can work together. Mr. Cantalamessa said he proposes three million dollars in ARPA Funding for this utility. Ms. Frenchko asked the amount that has been committed to date. Mr. Cantalamessa said he would have to check with the Auditor.

RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adjourn the Regular Meeting of May 25, 2022, and to meet again in Regular Session on June 1, 2022.

Yeas: Cantalamessa, Frenchko, 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