

Week Beginning May 31, 2021

Meeting of June 3, 2021

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 3rd day of June 2021, 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. Fuda, seconded by Ms. Frenchko, to dispense with reading the minutes of the Workshop Session dated May 25, 2021 and the Regular Meeting dated May 26, 2021.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

RE: LIQUOR PERMIT

2. MOTION: Made by Mr. Fuda, 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 CLASSES C1, C2, D6

FROM:	TA OPERATING LLC d/b/a QUAKER STEAK AND LUBE 2191 Millennium Blvd. & Patio Bazetta Township Cortland, OH 44410
TO:	JDK QUAKER LLC d/b/a/ QUAKER STEAK AND LUBE 2191 Millennium Blvd. & Patio Bazetta Township Cortland, OH 44410

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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RE: APPROVE STATE FISCAL YEAR 2022/2023 BIENNIAL SUBGRANT AGREEMENT #G-2223-11-6995 BETWEEN OHIO DEPARTMENT OF JOB AND FAMILY SERVICES, OHIO DEPARTMENT OF MEDICAID, AND THE TRUMBULL COUNTY JOB AND FAMILY SERVICES AND ITS CHILD SUPPORT ENFORCEMENT DIVISION

3. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the State Fiscal Year 2022/2023 Biennial Subgrant Agreement #G-2223-11-6995 by and between the OHIO DEPARTMENT OF JOB AND FAMILY SERVICES, OHIO DEPARTMENT OF MEDICAID, and the TRUMBULL COUNTY BOARD OF COMMISSIONERS for the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and its CHILD SUPPORT ENFORCEMENT DIVISION for the 2022 and 2023 State Fiscal Years beginning July 1, 2021 through June 30, 2023. This Subgrant Agreement was prepared in accordance with ORC Sections 307.98, 5010.21 and 5160.30 and establishes the terms, conditions and requirements governing the administration and funding released for use by the Trumbull County Department of Job and Family Services and its Child Support Enforcement Agency Division; this action per the recommendation of the Trumbull County Department of Job and Family Services.

❖ Changes to the Subgrant Agreement include the following:
Additions to ARTICLE II. Statutory Authority of ODJFS - paragraph F was modified.
Additions to ARTICLE III. Responsibilities of Subgrantee - paragraphs N and O were added.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

RE: RESOLUTION PROCLAIMING TUESDAY, JUNE 15, 2021 AS ELDER ABUSE AWARENESS DAY IN TRUMBULL COUNTY, OHIO

4. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to adopt a Resolution to proclaim TUESDAY, JUNE 15, 2021 as ELDER ABUSE AWARENESS DAY in Trumbull County, Ohio in conjunction with World Elder Abuse Awareness Day. Elder Abuse Awareness Day is the main day of the year when the world voices its opposition to the abuse and suffering inflicted on the elderly population. Currently, the world is undergoing significant demographic changes and these changes have led to a worldwide recognition of the problems and challenges that the elderly face each day. Research indicates that elder abuse, neglect, violence and exploitation are some of the biggest issues facing senior citizens in Trumbull County as well as around the world. The Adult Protective Services Unit, within the Trumbull County Department of Job and Family Services, takes referrals and investigates alleged cases of abuse, neglect and exploitation for our residents 60 years and older. The Board of Trumbull County Commissioners is concerned about the increased amount of elderly abuse among the senior residents of Trumbull County and wishes to make everyone aware of this problem.

SPECIAL NOTE: THE COMMISSIONERS ENCOURAGE ALL COUNTY EMPLOYEES TO WEAR PURPLE ON TUESDAY, JUNE 15, 2021 STATING THAT WE WILL NOT STAND FOR ELDER ABUSE.

Our senior population deserves respect not neglect!

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

Meeting of June 3, 2021

**RE: ADVERTISE FOR PROPOSALS
INTERESTED PARTIES TO SERVE AS
“EMPLOYER OF RECORD” (PAYROLL SERVICES)
FOR THE OPIOID EMERGENCY RECOVERY
GRANT #3 TO BE OPERATED BY JOB AND FAMILY
SERVICES**

5. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed proposals for interested parties to serve as the “EMPLOYER OF RECORD” (payroll services) for the OPIOID EMERGENCY RECOVERY GRANT #3 to be 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 such providers to competitively procure this service in conjunction with the Workforce Innovation and Opportunity Act/Opioid Emergency Recovery Grant #3 to be operated by the Trumbull County Department of Job and Family Services. Funding for this source is allocable to Workforce Investment Opportunity Act (WIOA) and Special Grant Funding.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

**RE: APPROVE FIRST EXTENSION TO
OhioMeansJobsCenter OPERATOR CONTRACT
WITH JOB AND FAMILY SERVICES-EXTENSION
FOR AN ADDITIONAL TWELVE (12) MONTH
PERIOD COMMENCING JULY 1, 2021 THROUGH
JUNE 30, 2022**

6. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the first extension to the OhioMeansJobsCenter Operator Contract with the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, 280 N. Park Avenue, Warren, OH 44481. The extension is for an additional twelve (12) month period commencing July 1, 2021 through June 30, 2022—*all other terms of the existing contract will remain the same*; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

NOTE: The Board of Commissioners awarded the original contract to the Trumbull County Department of Job and Family Services on June 17, 2020, duly recorded in Journal Volume 151, Page 23234 in the amount of \$43,009.57.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

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RE: APPROVE EXTENSION OF CONTRACT AMERICAN PAYROLL SERVICES, LLC AND AFFILIATES AS “EMPLOYER OF RECORD’ FOR COVID-19 BUSINESS TEAM AND BUSINESS OUTREACH EXPANSION GRANT

7. **MOTION:** Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the extension of the contract with AMERICAN PAYROLL SERVICES, LLC and AFFILIATES, 755 Boardman Canfield Rd., Boardman, OH 44512, as the “EMPLOYER OF RECORD” for the COVID-19 BUSINESS TEAM AND BUSINESS OUTREACH EXPANSION GRANT. Funding will be derived from a special grant received (COVID-19 Business Team and Outreach Expansion Grant)—*no County General Revenue Funds will be requested.* Extension is effective for a six (6) month period commencing July 1, 2021 through December 31, 2021; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

NOTE: The contract allows for a service extension to coincide with any grant extension.

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

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

RE: DETAILED SEWER DRAWINGS YANKEE LAKE SANITARY SEWER IMPROVEMENTS COUNTY PROJECT NO. 5-S-18

8. **MOTION:** Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the Detailed Sanitary Sewer Drawings for the YANKEE LAKE SANITARY SEWER IMPROVEMENTS PROJECT, Brookfield Township, Combined Sanitary Sewer District, Metropolitan Sanitary Sewer Sub-District, known as County Project No. 5-S-18; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Ohio Environmental Protection Agency.

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

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**RE: APPROVE AGREEMENT
POGGEMEYER DESIGN GROUP, INC.
ENGINEERING SERVICES FOR
ALLMANS WASTE WATER TREATMENT
PLANT REPLACEMENT COUNTY PROJ. NO. 9-S-20**

9. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve an Agreement with POGGEMEYER DESIGN GROUP, INC., 1168 North Main Street, Bowling Green, OH 43402, to provide the engineering services as listed for the ALLMANS WASTE WATER TREATMENT PLANT REPLACEMENT PROJECT, known as County Project No. 9-S-20, in Newton Township, in an amount not to exceed \$62,500.00--to be paid from Fund No. 436-080-3000-3020-1-505610—*no General Revenue Funds are required*; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor’s Office.

❖ Technical services included in the agreement:	
A. Design Engineering	\$ 6,532.50
B. Soil Boring Coordination	\$ 1,902.50
C. Calculation of Opinion of Probable Cost	\$ 2,162.50
D. Ohio EPA Permit to Install Application	\$ 2,737.50
E. Preparation of Specifications and Bid Documents	\$17,225.00
F. Assistance with Bidding Phase	\$ 4,182.50
G. Construction Administration and Inspection	\$22,982.50
H. Easement Descriptions	\$ 1,200.00
I. NPDES Permit Renewal Application	\$ 1,800.00
J. Project Closeout	\$ 1,020.00
K. Reimbursable Expenses	<u>\$ 755.00</u>
Total Engineering Fees Not to Exceed	\$62,500.00

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

**RE: CHANGE ORDER NO. 4--A.P. O’HORO COMPANY
MOSQUITO CREEK WASTEWATER TREATMENT
PLANT CAPITAL IMPROVEMENT COUNTY
PROJECT NO. 1-S-13**

10. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve Change Order No. 4 with A.P. O’HORO COMPANY, 3130 Belmont Avenue, Youngstown, OH 44504-0228 for the MOSQUITO CREEK WASTEWATER TREATMENT PLANT CAPITAL IMPROVEMENTS PROJECT, known as County Project No. 1-S-13, located in the Trumbull County Combined Sanitary Sewer District, Mosquito Creek Sub-District, (15) Howland Township. No additional funds will be required for Change Order No. 4--the total contract amount will remain \$31,782,506.71. Change Order is necessary for additional work performed outside of the original scope and a quantity credit applied outlined as listed; this action per the recommendation of the Project Consultant, CT Consultants, Inc., the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor’s Office and the Ohio EPA Division of Environmental and Financial Assistance.

(Continued)

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RE: CHANGE ORDER NO. 4--A.P. O’HORO COMPANY MOSQUITO CREEK WASTEWATER TREATMENT PLANT CAPITAL IMPROVEMENT COUNTY PROJECT NO. 1-S-13- (Cont’d)

NOTE: The Board of Commissioners approved the original contract with A.P. O’Horo Company in the amount of \$31,782,653.50 on May 8, 2019, duly recorded in Journal Volume 150, Page 22371. On February 26, 2020, duly recorded in Journal Volume 151, Page 23052, the Commissioners approved Change Order No. 1 for a reduction of \$52.00—revising the total contract amount to \$31,782,601.50. On October 21, 2020, duly recorded in Journal Volume 152, Page 23525, the Commissioners approved Change Order No. 2 for a 163-day extension resulting in no monetary adjustment in the current contract amount. On November 25, 2020, duly recorded in Journal Volume 152, Page(s) 23591-23592, the Commissioners approved Change Order No. 3 for a reduction of \$94.79—revising the total contract amount to \$31,782,506.71.

❖ Change Order Revisions Include:

Table with 3 columns: Item ID, Description, and Amount. Includes items COP-33 through COP-46 and an 'Additional Funds' row showing \$0.00.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

(Change Order recorded on Journal Page(s)_____.)

RE: CLOSE ROADS

11. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to grant permission to the County Engineer to Close the Roads listed.

- ENSIGN ROAD (C.H. 225C) located in Farmington Township; closing location between Painesville Warren State Road (C.H. 206) and Girdle Road (C.H. 223) for culvert replacement. Closing Dates: Tuesday, June 1, 2021 through Friday, June 4, 2021 RECOMMENDED DETOUR: South on Girdle Road (C.H. 223); North on Painesville Warren Road (C.H. 206)
➤ ORANGEVILLE KINSMAN ROAD (C.H. 255C) located in Vernon Township; closing location between State Route 88 and Jewel Greenville Road (C.H. 258) for culvert replacement. Closing Dates: Monday, June 14, 2021 through Friday, June 25, 2021 RECOMMENDED DETOUR: West on State Route 88; North on State Route 7; East on Kinsman Nickerson Road (C. H. 276)

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

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

- **MICHAEL SHEVEL**, 3525 Hoffman Norton Road, West Farmington, OH, 44491, to work in the right-of-way of Hoffman Norton Road (C.H. 213 A), in order to install a 2B basin and approximately 60 feet of 15 inch HDPE conduit for address #3525. This will be located 2,700 feet north of State Route 305 in Southington Township.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

**RE: RECEIVE TRUMBULL COUNTY ENGINEER’S
2020 ANNUAL REPORT**

13. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to receive and place on file the TRUMBULL COUNTY ENGINEER’S 2020 ANNUAL REPORT as submitted by Trumbull County Engineer, Randy Smith, PE, PS; pursuant to and in accordance with Section 5543.02 of the Ohio Revised Code. *Report summarizes the activities of the County Engineer’s Office.*

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

**RE: ADVERTISE FOR BIDS
TRU-HIGH STREET/WILLOW DRIVE SIDEWALKS
IMPROVEMENT PROJECT-COUNTY ENGINEER**

14. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed bids for the TRU-HIGH STREET/WILLOW DRIVE SIDEWALKS IMPROVEMENT PROJECT, PID #112612. The project consists of the installation of sidewalks, curb ramps, and crosswalks along High Street and Willow Drive in Howland Township. The project is being partially funded by an 80% Transportation Alternatives Program (TAP) Grant obtained through the Eastgate Regional Council of Governments, with the 20% Local Match to be provided by Howland Township—*no General Revenue Funds are required*; this action per the recommendation of the Trumbull County Engineer.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

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**RE: APPROVE EMPLOYMENT TRANSFER
MR. PATRICK DIORIO TO POSITION OF
MAINTENANCE REPAIR WORKER I
MAINTENANCE DEPARTMENT**

15. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the personnel action for the employment transfer of MR. PATRICK DIORIO, from the position of Auto Tech, Pay Range 9 (10 years) with the Trumbull County Vehicle Maintenance Department, to the position of MAINTENANCE REPAIR WORKER I, Pay Range 8 (10 years), with the TRUMBULL COUNTY MAINTENANCE DEPARTMENT, effective June 7, 2021—*pursuant to the authorized job posting*; this action per the recommendation of the Human Resources Department in conjunction with the Interim Building & Vehicle Operations Manager.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

**RE: APPROVE FISCAL YEARS 2022 AND 2023
COMMUNITY BASED CORRECTIONS
PROGRAMS SUBSIDY GRANT AGREEMENT
407 NON-RESIDENTIAL FELONY WITH
STATE OF OHIO**

16. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve the Fiscal Years 2022 and 2023 Community-Based Corrections Programs Subsidy Grant Agreement 407 Non-Residential Felony with the State of Ohio, Department of Rehabilitation and Corrections. Trumbull County is awarded \$332,432.00—to be paid in eight (8) equal installments of \$41,554.00. (\$270,768.00 for Intensive Supervision Program and \$61,664.00 for the Pretrial Program). The Grant is effective for the term commencing July 1, 2021 and ending June 30, 2023; this action per the recommendation of the Trumbull County Adult Probation Department; pursuant to Ohio Revised Code Sections 5149.30 to 5149.36.
NOTE: AT SUCH TIME AS TRUMBULL COUNTY DOES NOT RECEIVE FUNDING, THE BOARD OF COMMISSIONERS HAS NO OBLIGATION TO FUND THIS PROGRAM.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

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**RE: RESOLUTION ESTIMATING PROBABLE
AMOUNT OF ACTIVE DEPOSITS
(\$180,000,000.00)**

17. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to receive and record onto the Journal for record purposes the letter from the Trumbull County Treasurer, dated May 27, 2021, stating the estimated probable amount of active deposits of public monies to be deposited in and among eligible public depositories; AND to adopt the following Resolution Estimating the Probable Amount of Active Deposits – \$180,000,000.00, *for the next succeeding four (4) year period commencing August 31, 2021 and ending August 30, 2025.*

RESOLUTION

WHEREAS, Ohio Revised Code Sections 135.31 to 135.40 constituting the “Public Depositories for County Fund” governs the deposit of all public monies of the Board; and

WHEREAS, the present depository designations of this Board expires as of August 30, 2021; and

WHEREAS, this Board must designate public depositories for the period of August 31, 2021, to and including August 30, 2025; and

THEREFORE, BE IT RESOLVED, that it is estimated that the aggregate amount of public monies that might be available for deposit as active monies at any one time during the next four-year period (August 31, 2021 to and including August 30, 2025) is \$180,000,000.00 in accordance with the estimate received from the County Treasurer’s Office.

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.

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

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RE: COMMISSIONERS TO SET MEETING DATE/TIME FOR THE PURPOSE OF DESIGNATING ITS PUBLIC DEPOSITORIES OF ACTIVE MONIES

18. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to set July 28, 2021, at 10:30 a.m., Eastern Daylight Savings Time, as the date and time of the Meeting to be held by the Board of Trumbull County Commissioners for the PURPOSE OF DESIGNATING ITS PUBLIC DEPOSITORIES OF ACTIVE MONIES for the next succeeding four-year period commencing August 31, 2021 to August 30, 2025; AND to notify all eligible institutions that might desire to be designated as such public depositories of the July 28, 2021 meeting date, which date is when the designation is to be made—the amount of \$180,000,000.00 which is estimated to be available for deposit—and the date of July 16, 2021 at 4:30 p.m., Eastern Daylight Savings Time, is the last date and time on which applications may be submitted; AND to authorize the Board of Commissioners’ Clerk to publish a notice for Applications to be designated as a public depository of Trumbull County, Ohio.

SPECIAL NOTE: The Application for Active Depositories for Trumbull County Funds, the Memorandum of Agreement for Deposit of County Funds, and Trumbull County’s Investment Policy shall be recorded the Journal for record purposes.

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

RE: SHERIFFS OFFICE TO PURCHASE ONE (1) NEW VEHICLE THROUGH STATE PURCHASING AND TRADE-IN VEHICLES LISTED TOWARDS PURCHASE

19. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to authorize the Trumbull County Sheriff to participate in the State Purchasing Program to purchase one (1) new vehicle in the total amount of \$31,217.00 (said price reflects a total of \$7,000.00 trade-in value for three (3) vehicles and \$35.00 for title and registration fees)--to be paid for from the Sheriff’s Furtherance of Justice (FOJ) Account—*no County General Revenue Funds are requested*; this action per the recommendation of Paul S. Monroe, Trumbull County Sheriff.

- **One (1) 2021 Chevrolet Tahoe**
State Contract No.: RS900321
Index No.: GDC050
Amount: \$31,217.00
- **Trade-in Vehicles:**
2013 Dodge Avenger Mileage: 150,424
VIN# 1C3CDZABZDN772735

2010 Ford F150 Pickup Truck Mileage: 117,484
VIN# 1FTEWIE80AFD27232

2005 Chevrolet Impala Mileage 172,131
VIN# 2GIWB58K169206510

Total Trade-in Amount: \$7,000.00
Total Vehicle Amount: \$31,217.00

Vendor: BYERS CHEVROLET, LLC
5887 N. Meadows Drive
Grove City, OH 43123

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

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RE: APPROVE BILLS

20. MOTION: Made by Mr. Fuda, 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: Fuda, Frenchko, Cantalamessa
Nays: None

**RE: RECEIVE AMENDED CERTIFICATE NO. 10-2021
COUNTY BUDGET COMMISSION**

21. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to receive the Amended Certificate of the County Budget Commission No. 10-2021, for the fiscal year beginning January 1, 2021, dated June 3, 2021, increasing estimated resources in the funds listed:

- **Fund 116 – Court of Appeals Tech Grant**

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

RE: ADDITIONAL APPROPRIATIONS

22. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of May 24, 2021 through May 28, 2021. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

MetroParks District	\$ 1,200.00	Fund 981
Court of Appeals	\$ 3,449.70	Fund 116

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

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RE: TRANSFER APPROPRIATIONS

23. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of May 24, 2021 through May 28, 2021. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

Family Court	\$ 3,500.00	Fund 033
Sheriff	\$ 300.00	Fund 001
Common Pleas Court	\$15,000.00	Fund 055
County Engineer	\$75,000.00	Fund 002
Job & Family Services	\$ 600.00	Fund 218
NEOCAP	\$26,243.15	Fund 990

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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

RE: FILE APPLICATION FOR THE APPOINTMENT OF ATTORNEY STEPHEN W. FUNK WITH LAW FIRM OF ROETZEL & ANDRESS, LPA AS LEGAL COUNSEL FOR BOARD OF COMMISSIONERS IN CONNECTION WITH STATE EX REL. US BANK TRUST v. TRUMBULL COUNTY BOARD OF COMMISSIONERS

24. MOTION: Made by Mr. Fuda, 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 Court of Common Pleas for the appointment of ATTORNEY STEPHEN W. FUNK and the law firm of ROETZEL & ANDRESS, LPA, as legal counsel for the Trumbull County Board of Commissioners and Trumbull County generally in connection with State ex rel. US Bank Trust v. Trumbull County Board of Commissioners, including all filings and appeals.

NOTE: While the Trumbull County Prosecutor’s Office often defends routine mandamus, prohibition, and procedendo matters, this case is similar to cases that have been filed around the State of Ohio alleging that the direct transfer of property in certain tax foreclosure matters amounts to a “taking” under the United States and Ohio Constitutions. This constitutional question presents a complex issue that will require specialized attention and resources. Moreover, while this action only involves one parcel of property, an adverse decision could adversely affect many cases in Trumbull County, as well as many other cases around the State of Ohio. Attorney Funk is already representing other counties in similar litigation, and has specialized research and experience to defend Trumbull County’s interests. Moreover, because it would be helpful for him to maintain the same arguments in all counties he represents, and because of his existing knowledge, he is willing to reduce his usual rate to \$250.00 per hour, plus expenses. Attorney Funk has also agreed to a cap of \$15,000.00 in attorney’s fees unless raised later by mutual agreement. This cap will not apply to any appeals, however.

Yeas: Fuda, Frenchko, Cantalamessa
Nays: None

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THIS ITEM WAS ADDED AFTER THE WORKSHOP BY THE CLERK WITH THE PERMISSION OF ALL THREE COMMISSIONERS

RE: RATIFY SIGNATURE OF PRESIDENT OF THE BOARD, MAURO CANTALAMESSA 2021 MCO OPEN ENROLLMENT SELECTION FOR FORM 1-888-OhioComp AS COUNTY'S MANAGED CARE ORGANIZATION FOR WORKER'S COMPENSATION CLAIMS

25. MOTION: Made by Mr. Fuda, seconded by Ms. Frenchko, to ratify the signature of Mauro Cantalamessa, President of the Board of Trumbull County Commissioners, on the 2021 MCO Open Enrollment Selection Form for 1-888-OhioComp, 2900 Carnegie Avenue, Cleveland, OH 44115, as Trumbull County's Managed Care Organization (MCO) for the County's Workers' Compensation Claims; AND to acknowledge receipt of the Release Letter from 1-888-OhioComp. 1-888-OhioComp will begin the medical management of the County's workplace injuries. The Agreement is effective for a two (2) year period commencing June 30, 2021 and ending June 30, 2023—which is the next Open Enrollment period. The Management Care Organization (MCO) fees are generated from employer premiums and no separate cost will be assessed to the County.

NOTE: The Commissioners approved 1-888-OhioComp as Trumbull County's MCO on May 26, 2021, duly recorded in Journal Volume 153, Page 24018.

IMPORTANT NOTE: *The 2021 MCO Open Enrollment Selection Form and the Release Letter from 1-888-OhioComp, dated May 18, 2021, shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Frenchko, Cantalamessa

Nays: None

THE FOLLOWING MOTION MADE FROM THE FLOOR:

RE: TRUMBULL COUNTY TO JOIN WRTA

26. MOTION: Made by Ms. Frenchko, made a motion to join WRTA.

MOTION DIED FOR LACK OF SECOND

Week Beginning May 31, 2021

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RE: ADJOURN

MOTION: Made by, Mr. Fuda, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of April 28, 2021, and to meet again in Regular Session on May 5, 2021.

Yeas: Fuda, Cantalamessa

Nays: Frenchko

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

MAURO CANTALAMESSA, PRESIDENT

FRANK S. FUDA, COMMISSIONER

NIKI FRENCHKO, COMMISSIONER

ATTEST:

PAULETTE A. GODFREY, CLERK