

Week Beginning January 24, 2022

Meeting of January 26, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 26th day of January 2022, in the office of said Board, with the following members present:

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

Mr. Fuda made a statement that the General Public will have two minutes at the end of the meeting to make public comments. He stated there are people connected to the county and they may speak beyond two minutes as they have information for the county.

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Workshop Session dated January 19, 2022 and the Regular Meeting dated January 20, 2022.

A discussion amongst the Commissioners was held regarding emailing the minutes prior to the meeting so they may be reviewed before voting.

Yeas: Cantalamessa, Fuda
Abstain: Frenchko

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

2. 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.

- **WOODFORD EXCAVATING, LLC.**, 701 Diehl South Rd., Leavittsburg, OH 44430, to work in the right-of-way of Austintown Warren Rd. (C.H. 67B), in order to install approximately 4,500 feet of 42” sewer force main; this will be located between Dover St. (C.H. 147) and Burnett East (C.H. 96) in Warren Township.
- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to bore under & work in the right-of-way of Eagle Creek Rd. (C.H. 134B), in order to install a gas service line. This will be located approximately 2,820 feet east of Barclay Messerly Rd. (T.H. 123) in Braceville Township.
- **HEPACO, LLC.**, 4658 S. Custer Rd., Monroe, MI 48161, to work in the right-of-way of North River Road (C.H. 142A), in order to install 20 feet of 18” HDPE conduit in an existing pipe to widen driveway access. This new pipe will be removed after work is finished. This will be located approximately 4,125 feet west of State Route 45 in Warren Township.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

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

- **JV LUMBER**
5652 Ensign Rd., West Farmington, OH 44491
Permit No.: AF-003-2022
Permit Effective: January 14, 2022 through January 14, 2023

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

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

- **JARO TRANSPORTATION**
975 Post Road NW, Warren, OH 44483
Permit No. 2022-002
Permit Effective: January 10, 2022 through January 10, 2023
- **P I & I MOTOR EXPRESS**
P.O. Box 685 Masury, OH 44483
Permit No. 2022-003 through 2022-005
Permit Effective: January 14, 2022 through January 14, 2023

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

**RE: CLOSE ROADS
COUNTY ENGINEER**

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

- **TOWNLINE ROAD/NORTH PARK AVENUE (C.H. 263D) located in Bloomfield/Greene Townships;** closing location between York Street (C.H. 290) and Ashtabula County Line for culvert replacements.
Closing Dates: January 24, 2022 through January 28, 2022, will ONLY be closed from 7:00 a.m. to 3:00 p.m. each day.
RECOMMENDED DETOUR: North on Fenton Road (Ashtabula County Townline Road/N. Park Ave; z9Cj. 263) East of Finlaw Road (Ashtabula County) South on Fee Road (Ashtabula County/Chaffee Dodgeville Road (C.H. 293) West on York Street (C.H. 290)
- **(AUSTINTOWN WARREN ROAD Main Avenue SW (C.H. 67B) located in the Warren Township;** closing location between Dover Avenue (C.H. 147) and Burnett East Road (CH. 96A) for Sanitary line installation.
Closing Dates: February 7, 2022 through April 8, 2022
RECOMMENDED DETOUR: West on U.S. Route 422/South Street; South on Highland Avenue; East on Burnett East Road (C.H. 96A)

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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RE: QUARTERLY OPERATOR FLEET
COUNTY ENGINEER

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

- HOCHSTETLER BROS. HARDWOOD LLC
3550 New Hudson Rd. Orwell, OH 44076
Permit No.: QF-001-2022
Permit Effective: January 14, 2022 through April 14, 2022

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

RE: ADVERTISE FOR LETTERS OF INTEREST
ENGINEERING SERVICES FOR TRU-W. MARKET
(WARREN CITY NO. 3 BRIDGE REPLACEMENT
PROJECT

7. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to concur with the Trumbull County Engineer’s Department and authorize the Clerk of the Board of Trumbull County Commissioners to ADVERTISE for LETTERS OF INTEREST for Engineering Services for the TRU-W. MARKET STREET (Warren City No. 3) BRIDGE REPLACEMENT PROJECT; this action per the recommendation of the Trumbull County Engineer.

NOTE: The Legal Notice will be placed in the local newspaper, DemandStar and the Ohio Department of Transportation electronic bulletin board for additional coverage.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

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

RE: MEMORANDUM OF UNDERSTANDING
HEPACO, LLC-UTILIZE ROADS LISTED FOR
IMPROVEMENTS TO FORMER COPPERWELD STEEL

8. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to accept/approve a Memorandum of Understanding with HEPACO, LLC, 4658 Custer Rd., Monroe, MI 48161. HEPACO, LLC will be utilizing the following Trumbull County Highways, in order to access their construction entrance for improvements to the former Copperweld Steel site along North River Rd. (C.H. 142) in Warren Township.

- a. North River Rd. (C.H 142) between SR 45 and North Leavitt Rd. (C.H. 83)
- b. North Leavitt Rd. (C.H. 83) between North River Rd. (C.H. 142) and US 422
- c. Austintown Warren Rd. (C.H. 67) between Warren City Limits and Burnett East (C.H.96)
- d. Burnett East (C.H. 96) between Austintown Warren Rd. (C.H. 67) and Highland Ave. (C.H. 98)
- e. Highland Ave. (C.H. 98) between Burnett East (C.H. 96) and Lane West (C.H. 140)
- f. Niles Warren River Rd. (C.H. 69) between DeForest Rd. (C.H. 78) and Warren City Limits Lane West (C.H. 140) between Highland Ave. (C.H 98) and SR 45 (Tod Ave.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

Memorandum recorded on Journal Page(s)_____.)

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RE: AMEND JOURNAL ACTION TAKEN ON 05/05/21 EXECUTE FY 2022 OHIO DEPT. OF YOUTH SERVICES JUVENILE COURT GRANT AGREEMENT AND FUNDING APPLICATION-AMENDMENT IS NECESSARY FOR THE PURPOSE OF REALIGNMENT OF FUNDS

9. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to AMEND Journal Action dated May 5, 2021, Journal Volume, 153, Page 23946, authorizing Mauro Cantalamessa, President of the Board of Trumbull County Commissioners, to execute the FY2022 Ohio Department of Youth Services “JUVENILE COURT GRANT AGREEMENT AND FUNDING APPLICATION”; AND to authorize the Trumbull County Juvenile Court to submit the Application Update to the Ohio Department of Youth Services. The Funding Application request will be for the biennial period beginning July 1, 2021 and ending June 30, 2023. *These monies will provide for the continued implementation of a myriad of direct services to Trumbull County youth and families*—AMENDMENT requests Frank S. Fuda, President of the Board of Commissioners to sign the proposed Amendment to the Ohio Department of Youth Services Subsidy Grant, FY 2022. The grant amendment is for the purpose of the realignment of funds and additional funds for programming in the amount of \$145,460.00. The additional funds were awarded for the Targeted Reclaim and Competitive Reclaim categories for direct service programming to youth.

NOTE: The Youth Services Subsidy Grant, FUND 112, runs from July 1 2021 until June 30, 2022—*this will be of no cost to Trumbull County.*

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: EXTEND DEADLINE TO PURCHASE DOG LICENSE(TAGS) UNTIL 02/28/2022

10. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Pursuant to the terms of HB 404, the period to purchase DOG LICENSE (TAGS) will be extended until the end of the business day on MONDAY, FEBRUARY 28, 2022; this action per the recommendation of Adrian S. Biviano, Trumbull County Auditor.

IMPORTANT NOTE: This does not eliminate the need to license a dog within so many months of getting it. For instance, someone who buys a dog in August of 2022 does not have until January 31, 2023 to get a license. They just have until January to renew an existing license. They may not have to pay a penalty for getting a late license, but if they never get the license they could still be cited.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: ACCEPT 35TH RENEWAL OF VOCA & SVAA
GRANT AWARDS FOR VICTIM/WITNESS
DIVISION OF PROSECUTOR'S OFFICE**

11. 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 35th renewal of the Victims of Crime Act (VOCA) and the State Victim Assistance Act (SVAA) Grant Application Proposal for the TRUMBULL COUNTY VICTIM/WITNESS DIVISION of the Trumbull County Prosecutor's Office. The Grant is for the period of October 1, 2021 through September 30, 2022--the total proposed amount of the Grant is \$66,582.00 of VOCA Funds for the continuation of the Victim Witness Division. Trumbull County is obligated to match this with \$16,644.00 (20 percent required.) The Attorney General's Office has decreased funding from last year by thirty-five percent. Trumbull County has been awarded an additional \$9,390.00 in State Victim Assistance Act (SVAA) Funding, which requires no match from Trumbull County; this action per the recommendation of the Trumbull County Prosecutor's Office.

SPECIAL NOTE: AT SUCH TIME AS TRUMBULL COUNTY DOES NOT RECEIVE FUNDING BY THE ATTORNEY GENERAL'S OFFICE FOR THESE GRANTS, THE BOARD OF TRUMBULL COUNTY COMMISSIONERS HAS NO OBLIGATION TO FUND THIS PROGRAM.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

**RE: APPOINT INDIVIDUALS/ALTERNATES AS
MEMBERS OF THE TRUMBULL COUNTY TAX
INCENTIVE REVIEW COUNCIL**

12. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to appoint the individuals listed, or a chosen alternate, as members of the TRUMBULL COUNTY TAX INCENTIVE REVIEW COUNCIL, for the term commencing February 1, 2022 through January 31, 2023; this action per the recommendation of the Trumbull County Planning Commission.

NOTE: The appointments are in compliance with Ohio Revised Code Section 5709.85 (A)(2).

- ❖ MAURO CANTALAMESSA, COMMISSIONER
- ❖ NIKI FRENCHKO, COMMISSIONER
- ❖ FRANK FUDA, COMMISSIONER

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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RE: ACCEPT MAINTENANCE BOND NO. 107406061
FOUST CONSTRUCTION-PY2019 CDBG CRITICAL
INFRASTRUCTURE GRANT PROGRAM-HILDA DRAPER
INFRASTRUCTURE IMPROVEMENT PROJECT

13. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to accept a MAINTENANCE BOND No. 107406061 from Travelers Casualty and Surety Company of America, c/o of Ashton Insurance, Inc., 725 Boardman-Canfield Road, P2, Boardman, OH 44512. with FOUST CONSTRUCTION, INC. for the PY2019 CDBG Critical Infrastructure Grant Program for the Hilda Draper Infrastructure Improvement Project in Howland Township’s Bolindale Neighborhood funded through the PY2019 CDBG Critical Infrastructure Grant Program. The contract was awarded to them on May 26, 2021, (Journal Volume 153, Page 24012) in the amount of \$418,329.50. Change Order 1- Final Adjustment of Quantities in the amount of \$25,543.35 was approved on January 5, 2022 (Journal Volume 154, Page 24493 bringing the final contract amount to \$443,873.

Foust Construction, Inc. requested final payment for the completed work approved by the City of Warren, Howland Township and GPD Group LLC. Please accept the original Maintenance Bond for the work completed in the amount of \$443,873 for a period of two years for the period commencing December 17, 2021, and ending December 17, 2023; this action per the recommendation of Julie M. Green, Director.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Bond recorded on document pages(s) _____.)

RE: ACCEPT RESIGNATION
MAURO DIVIESTE-9-1-1 CENTER

14. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to accept the Resignation of MR. MAURO DiVIESTE from his position as SPECIAL NEEDS COORDINATOR with the TRUMBULL COUNTY 911 CENTER, effective January 20, 2022. *Mr. DiVieste’s Resignation Letter shall be recorded onto the Journal for record purposes; this action per the recommendation of the Trumbull County Human Resources Department in conjunction with the 911 Center.*

Ms. Frenchko stated that she has asked for any supporting documentation regarding personnel agenda items. The Clerk stated she did not receive a resignation letter, but if she does, she will record it.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Letter recorded on document pages(s) _____.)

RE: EXECUTE ANNUAL FEDERAL EQUITABLE
SHARING AGREEMENT AND CERTIFICATION
REPORT FOR FY ENDING 12/31/21-SHERIFF’S OFFICE

15. 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 the Trumbull County Sheriff’s Office, the ANNUAL FEDERAL EQUITABLE SHARING AGREEMENT and CERTIFICATION REPORT for the Fiscal Year ending December 31, 2021; this action per the recommendation of Captain Tony Villanueva, TAG Project Director.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

Agreement recorded on document pages(s) _____.)

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**RE: MEMBERSHIP DUES FOR 2022
OHIO PUBLIC TRANSIT ASSOCIATION**

16. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Board of Trumbull County Commissioners to become a member of the Ohio Public Transit Association (OPTA). Michael Salamone, Transit Administrator will be their respective. Membership dues in total amount of \$250.00 for calendar year 2022; to be paid from Fund # 011-011-1000-1010-1-505705.

As the primary advocate for public transportation in Ohio, OPTA provides many valuable resources to its members, including:

- Government relations and advocacy efforts at the federal, state, and local level,
- Education and training opportunities,
- Leadership and professional development training, and
- Access to marketing and communication platforms to increase visibility.

NOTE: OPTA promotes, on a daily basis, the important role that public transportation plays in improving the quality of life for all Ohioans.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

**RE: MEMBERSHIP DUES FOR 2022
NEORIDE**

17. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Trumbull County Commissioners to become a member of NEORIDE an Ohio Council of Governments Michael Salamone, Transit Administrator will be their respective. Membership dues in total amount of \$1,000.00 for calendar year 2022; to be paid from Fund # 001-011-1000-1010-1-505705.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

**RE: CONTRACTS DATED 01/19/2022
DEPARTMENT OF JOB & FAMILY SERVICES**

18. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize a member of the Board of Trumbull County Commissioners to sign (countersign), on behalf of the Trumbull County Department of Job and Family Services, the contracts per list dated January 19, 2022. Contracts create sixteen (16) training opportunities and two (2) job opportunities at a total cost of \$108,206.32—fully funded through Workforce Innovation and Opportunity Act (WIOA) allocations—with no County General Revenue Funds requested; this action per the recommendation of John R. Gargano, Esq., Director of the Trumbull County Department of Job and Family Services.

NOTE: Program Summary Sheets shall be recorded on the Journal for record purposes.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: APPROVE AGREEMENT
BETWEEN OHIO DEPT. OF JOB AND FAMILY
SERVICES ACTING AS FISCAL AGENT ON BEHALF
OF AREA 18 WORKFORCE DEVELOPMENT BOARD
OF TRUMBULL COUNTY, AND METROPOLITAN
HOUSING AUTHORITY FOR YOUTHBUILD PROGRAM**

19. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve Agreement by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES acting as Fiscal Agent on behalf of the Area 18 Workforce Development Board of Trumbull County and the Metropolitan Housing Authority (Western Reserve Housing Development Corp.) Fiscal Agent for the Youthbuild Trumbull County Program to provide youth training services to 26 at risk youth between the ages of 16-24 requesting Workforce Innovation and Opportunity Act (WIOA) to eligible youth through the Program titled "Youthbuild Trumbull County" in an amount not to exceed \$276,001.00—to be paid from WIOA Youth Funds—*no County General Revenue Funds are requested*. These services will be delivered through provision of the 14 WIOA Program elements including Tutoring, Alternative Education, Occupational Skills Training, Work Experience, Adult Mentoring, Guidance and Counseling, Supportive Services, Leadership Development Activities, Follow-up Services, Financial Literacy Education, Entrepreneurial skills training and Services that provide labor market and employment information; this action per the recommendation of the Trumbull County Department of Job and Family Services and is subject to review and approval of the Prosecutor’s Office.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

**RE: EMPLOYMENT TRANSFER OF MS. KAREN PETERSON
FROM POSITION OF LAB TECHNICIAN TO POSITION
OF CHIEF OPERATOR –MCWWTP-SANITARY ENGINEERS**

20. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment transfer of MS. KAREN PETERSON from the position of, LAB TECHNICIAN Pay Range 4 (7 years) to the position of CHIEF OPERATOR - MCWWTP Pay Range 10, (7 years) with the Trumbull County Sanitary Engineer’s Department, effective Monday, February 7, 2022, *pursuant to the authorized job posting of July 7, 2021 through January 18, 2022*; this action per the recommendation of the Human Resources Department in conjunction with the Sanitary Engineer’s.

NOTE: Ms. Peterson holds a valid Ohio EPA Class 3 Wastewater Operator license, she will have 4 years from the date of hire to obtain her Ohio EPA Class 4 Wastewater Operator license.

Commissioner Frenchko stated that the Clerk needs put the dollar amount within the agenda item. The Clerk stated that she put on exactly what was given to her from Mr. Bob Mariano, but would make sure it was done in the future.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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RE: EMPLOYMENT TRANSFER OF MR. HARRISON COLE FROM POSITION OF TV INSPECTOR/GROUTING ASST. TECHNICIAN TO POSITION OF SEWER LINE MAINTENANCE CREW ASST.-SANITARY ENGINEERS

21. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment transfer of MR. HARRISON COLE from the position of, TV INSPECTOR/GROUTING ASSISTANT TECHNICIAN Pay Range 4 (0 years) to the position of SEWER LINE MAINTENANCE CREW ASSISTANT, Pay Range 4, (0 years) with the Trumbull County Sanitary Engineer’s Department, effective Monday, January 31, 2022, *pursuant to the authorized job posting of January 6 through January 14, 2022*; this action per the recommendation of the Human Resources Department in conjunction with the Sanitary Engineers Department.

NOTE: This vacancy is due to an employee transfer. Mr. Cole has a valid Class B CDL Permit.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: AMEND JOURNAL ACTION TAKEN ON 11/03/21 RATIFY RESOLUTION ON SUPPORT OF ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) FY 2021 AMERICAN RESCUE PLANS ACT ECONOMIC ADJUSTMENT ASSISTANCE NOTICE OF FUNDING OPPORTUNITY-AMENDMENT IS NECESSARY TO AUTHORIZE EXECUTION OF DOCUMENTS AND TO ADVERTISE A PUBLIC NOTICE

22. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Amend Journal Action dated November 3, 2021, Journal Volume 154, Pages 24353-24354 authorizing the advertisement of a public notice announcing the proposed Golden Triangle Infrastructure Improvement Project pursuant to the National Environmental Policy Act of 1969 and the National Historic Preservation Act of 1966, as amended AND authorize the President of the Board of Trumbull County Commissioners, Frank S. Fuda, to execute any and all documents related to the award, implementation and closeout of the United States Department of Commerce, Economic Development Administration (EDA) FY 2021 American Rescue Plan Act Economic Adjustment Assistance Award (EDA-2021-ARPA EAA) benefiting the Golden Triangle Industrial District; this action per the recommendation of the Trumbull County Planning Commission.

NOTE: The Economic Development Administration (EDA) informed Trumbull County that the application for the proposed Golden Triangle Infrastructure Improvement Project, estimated to cost \$3,322,296, will be considered for up to \$2,657,835 in EDA funding under the Public Works and Economic Development Act of 1965, as amended (42 U.S.C. Section 3121 et seq.).

The EDA has instructed under Item 5 in the attached letter that Trumbull County is required to complete the EDA public notice process prior to February 4, 2022, and provide an affidavit of publication. See attached public notice to be advertised for three consecutive days in a daily newspaper with the greatest local circulation; the *Tribune Chronicle* starting on January 27 and ending on January 29, 2022.

Ms. Frenchko asked the Clerk to read the Note for this item.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

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RE: GO INTO EXECUTIVE SESSION

23. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to go into Executive Session at approximately 11:02 a.m. pursuant to Ohio Revised Code 121.22(G)(1) to discuss pending litigation regarding the Sanitary Engineers Department. Present in attendance: Attorney Michael Fredericka, Commissioners Cantalamessa, Frenchko, and Fuda.

Commissioner Cantalamessa and Fuda told Ms. Frenchko that they were not informed what the subject matter was for the Executive Session.

Ms. Frenchko said she could carefully and artfully give the details without going into Executive Session.

Mr. Fuda questioned Ms. Frenchko why she was discussing something that was intended for Executive Session. Mr. Cantalamessa said that Ms. Frenchko needed to be careful with her comments so as to hold the Board harmless.

Ms. Frenchko stated that she would be careful and stated that she had concerns regarding Commissioner Cantalamessa hiring counsel for personal reasons that represents a case against the county and she has contacted the Ethics Commission. Commissioner Cantalamessa said he had no time to obtain Counsel as he was served with a subpoena on Friday afternoon to be deposed on Monday. Commissioner Frenchko asked Attorney Michael Fredericka if he spoke to Mr. Cantalamessa about the subject matter regarding Executive Session and he stated that he did not discuss the subject matter. He instructed the Board that the Trumbull County Prosecutor's Office does not represent the Board on personal matters and to please contact their personal attorneys regarding those matters. He said if the Board wants to enter into Executive Session to discuss pending litigation that he would be happy to do so. Mr. Cantalamessa said he used his family attorney and went on to state that the subpoena was not valid.

A heated discussion continued regarding Attorney Matt Blair's complaint, Gary Newbrough, privileged documents, HR Dept. not filing EEO report on time, PERF Report is due soon, RFQ not being advertised for A Third Party Administrator, cross training staff and flow charts not being done. Mr. Fuda suggested going into Executive Session to discuss these matters.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

There was a discussion regarding Executive Session, Mr. Fuda not being aware of the subject matter before hand, and going off the subject matter while in Executive Session. Attorney Fredericka went back with Commissioners Cantalamessa and Fuda to explain the 'pending litigation' matter. Commissioner Frenchko asked Attorney Fredericka to get her after he was done explaining the pending litigation.

RE: RECONVENE FROM EXECUTIVE SESSION

24. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Reconvene from Executive Session at approximately 11:12 a.m. to discuss pending litigation regarding the Sanitary Engineers Department.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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Comments:

Mr. James Allen from Allen Way Farms had questions regarding the Cares Act Money and his project that he was told would be on the agenda. Mr. Fuda let him know that the Cares Act Funding was done and they are talking about ARPA funding and that the Auditor's office had concerns regarding Mr. Allen's Contract because it was a continuation of a past project. The Commissioners reassured Mr. Allen that it is not effecting his project—It was just going to take longer. Mr. Cantalamessa reassured Mr. Allen that they want to be certain they are utilizing the monies properly.

Ms. Amanda Powell, a volunteer with the Trumbull County Dog Pound wanted to schedule a time that she can discuss animal abandonment. Mr. Fuda told her to call Christine to schedule a meeting.

Commissioner Frenchko stated the Board needs to ensure that the County's EEO Report is done and the county's Third Party Administrator Contract is advertised as it expires soon. She said the woman who is responsible for doing these things will not be here to do them. There was a discussion amongst the Commissioners regarding Ms. Marscio possibly retiring, cross training, fire chief problems, Sheriff, 9-1-1 problems, and Mr. Dan Polivka.

There was a heated discussion regarding the duties of a Third Party Administrator.

RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adjourn the Regular Meeting of January 26, 2022, and to meet again in Regular Session on February 2, 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