

**Week of June 13, 2022**

**Meeting of June 15, 2022**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 15th day of June, 2022, in the office of said Board, with the following members present:

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

Presentation given by Mr. Joseph Medici, Ohio Public Defender's Office, to support the requested increase for the 2022 Public Defender's Agreement. Mr. Medici spoke about the need for additional staffing, increase in cases and workload on the current staff. Mrs. Laura Berzonski spoke about the mental health aspect of the employees due to the extreme work overload, providing trials when clients request them, and being able to provide the best representation to clients. Mr. Cantalamessa asked how many new positions were being added to the new contract. Mr. Medici said it would be five new employees; two new felony attorneys, two support staff members, and a new supervisor position. Mr. Cantalamessa recognized the State and Governor DeWine for realizing the County was underfunded in the past and are now receiving 90 percent reimbursement. Mr. Medici thanked the Board for their time and said they were ready to move forward and didn't want to waste the Court's time. Mr. Fuda asked Mr. Misocky if had anything to add. Mr. Misocky said he didn't as it was the same format as the past.

Commissioner Frenchko spoke on the conference bridge line stating she spent hours communicating with Ms. Berzonski about a possible reduction by eliminating a supervising public defender and support staff employee. She said that would allow the current defender to transfer more of their cases to the newly created position allowing more time to supervise. She stated the problem is, nothing is guaranteed. She said while they are working, there have been no untimely filings. Mr. Medici commented on the conversation he had with Ms. Frenchko and said that their original wish list was eight employees and he felt that their request was conservative. He went on to say that their current staff is spending approximately 9 hours per case and they need at least 13 hours to prepare for trial. Ms. Frenchko asked the Board to consider if this was their own money, would they gamble on the fact they did not know what the reimbursement percent would be. Mr. Fuda said every penny spent when making decisions for 197,000 residents, is spent as if it was their own money. He went on to address the conduct mentioned under Roberts Rules of Order, stating these rules were not being followed.

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**RE: MINUTES**

1. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated June 8, 2022.

Yeas: Cantalamessa, Fuda  
Nays: Frenchko

*Ms. Frenchko voted no stating the Minutes were not being done properly and not approved in accordance with the ORC.*

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**RE: APPROVE BILLS**

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

Yeas: Cantalamessa, Fuda, Frenchko  
Nays: None

*Ms. Frenchko said the Items need to state, Motion to approve—not, so move. She stated it could be interpreted, Motion to deny or abstain without stating, Motion to approve.*

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RE: TRANSFER MONIES

3. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor’s Office between the dates of June 6, 2022 through June 10, 2022. Complete list of money transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer monies:

• Sanitary Engineers	\$ 654,169.06	Fund # 496
	\$ 201,111.75	Fund # 482
	\$ 508,338.12	Fund # 487
	\$ 2,558.56	Fund # 479
	\$ 1,667.62	Fund # 484
• EMA	\$ 20,000.00	Fund # 030

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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

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RE: ADDITIONAL APPROPRIATIONS

4. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of June 6, 2022 through June 10, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

• Commissioners (AM Rescue)	\$ 11,675.00	Fund # 077
• Commissioners (SmCapImp)	\$ 2,307.56	Fund # 403
• Community Development FY22	\$ 1,275.00	Fund # 258
• Community Development FY21	\$ 1,275.00	Fund # 258
• Youth Subsidy Grant (FY22)	\$ 13,900.00	Fund # 137
	\$ 2,446.56	Fund # 137
	\$ 1,960.00	Fund # 137
• Prosecutor	\$ 25,000.00	Fund # 804
• Sheriff	\$ 10,000.00	Fund # 066

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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RE: TRANSFER APPROPRIATIONS

5. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of June 6, 2022 through June 10, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

• Prosecutor	\$ 892.60	Fund # 104
• Sanitary Engineers	\$ 1,500.00	Fund # 600
• Community Development FY21	\$ 2,600.00	Fund # 258
• CSEA	\$ 750.00	Fund # 006

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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

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RE: AMENDED CERTIFICATE NO. 13-2022  
COUNTY BUDGET COMMISSION

6. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 13 - 2022, for the fiscal year beginning January 1, 2022, dated June 15, 2022, increasing estimated resources in the funds listed:

• Community Development FY21	Fund # 258
• Community Development FY22	Fund # 258
• Community Development FY18	Fund # 225
• Youth Subsidy Grant	Fund # 137
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Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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**RE: EASEMENT AGREEMENT BETWEEN TRUMBULL COUNTY AND HOWLAND COMMONS, LLC FOR THE CONSTRUCTION, OPERATION, INSPECTION, MAINTENANCE, REPAIR AND IF REQUIRED REPLACEMENT OF A SANITARY SEWER LINE TRANSVERSING PROPERTY OWNED BY HOWLAND COMMONS, LLC**

7. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Frank 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, inspection, maintenance, repair and if required replacement of a sanitary sewer line 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.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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

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**RE: EXECUTE PARTIAL RELEASE OF EASEMENT WITH HOWLAND COMMONS, LLC. TO RELEASE, QUIT CLAIM AND DISCHARGE FOR A PORTION OF AN EXISTING EASEMENT THAT IS NO LONGER NECESSARY**

8. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize Frank Fuda, President of the Board of Trumbull County Commissioners, to execute a Partial Release of Easement with Howland Commons, LLC. to release, quit claim and discharge for a portion of an existing easement that is no longer necessary. *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

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**RE: EMPLOYMENT -- MR. NICHOLAS BURNETT  
POSITION OF WATER LABORER  
SANITARY ENGINEERS DEPARTMENT**

**9. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, of approve the personnel action for the employment of MR. NICHOLAS BURNETT for the position of Water Laborer with the TRUMBULL COUNTY SANITARY ENGINEERS DEPARTMENT; effective June 21, 2022, Pay Range 3 (0 years) \$13.82 - - *pursuant to the authorized job posting from 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 resignation. Mr. Burnett has successfully passed a pre-employment drug screen and background check.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

*Discussion – Ms. Frenchko spoke about a recent new hire that was given years for experience and questioned whether the employee mentioned in Agenda Item #9 had previous experience as a Laborer—she was concerned the process was not being done consistently and said she is not happy with it. Mr. Fuda asked Gary Newbrough to explain the years that were given to a recent new hire with the Sanitary Engineer’s Department. Mr. Newbrough spoke about accredited years through PERS. He said the position was a managerial position and throughout all of his years, he has never seen a manager start out at zero years in his department. He stated, you use the years to adjust the salary to the appropriate range. Ms. Frenchko said she knows what he did last week, and doesn’t agree with it. Mr. Fuda said Ms. Frenchko was welcome not to agree with him and Mr. Newbrough has been very successful over the past fifteen years, doing a great deal of projects, and hiring people in the proper manner.*

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**RE: NON-REIMBURSABLE EXTENSION AGREEMENT  
MCDONALD LOCAL SCHOOL DISTRICT BOARD  
OF EDUCATION – SANITARY SEWER DISTRICT  
COUNTY PROJECT NO. 3-S-22**

**10. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, enter into a Non-Reimbursable Extension Agreement for the extension of a sanitary sewer in accordance with the Ohio Revised Code Section 307.73 with the McDonald Local School District Board of Education, within Weathersfield Township, Trumbull County Combined Sanitary Sewer District, Metropolitan Sub District, known as Project No. 3-S-22, subject to the approval of the Prosecutors’ Office.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: DETAILED SEWER DRAWINGS  
MCDONALD LOCAL SCHOOL DISTRICT BOARD  
OF EDUCATION – SANITARY SEWER DISTRICT  
COUNTY PROJECT NO. 3-S-22**

**11. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, approve detailed sewer drawings of the McDonald Local School District Board of Education on McDonald Avenue, within Weathersfield Township, Trumbull County Combined Sanitary Sewer District, Metropolitan Sub District, known as Project No. 3-S-22, subject to approval of the Ohio Environmental Protection Agency, per the recommendation of the Sanitary Engineer’s Department.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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

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**RE: CHANGE ORDER NO. 6  
THOMAS CONSTRUCTION, INC.  
BROOKFIELD WASTE WATER TREATMENT PLANT  
(BWWTP) CAPITAL IMPROVEMENT PROJECT  
COUNTY PROJECT NO. 2-S-13**

**12. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve Change Order No. 6 with THOMAS CONSTRUCTION, INC., 310 Diamond Road, Grove City, PA 16127, for the BROOKFIELD WASTE WATER TREATMENT PLANT (BWWTP) CAPITAL IMPROVEMENT PROJECT, known as County Project No. 2-S-13, located in the Trumbull County Combined Sanitary Sewer District, Metropolitan Sub District, Brookfield Township in the amount of \$180,262.29 revising the total contract amount to \$17,501,542.54 --- to be paid directly from the Ohio EPA Water Pollution Control Loan Fund --- *no County General Revenue Funds will be utilized.* Change Order No. 6 is necessary due to the following:

Item 1. During construction, the contractor received a price escalation for the Pre-Engineered metal canopy for the UV Tank due to current market and supply issues. In lieu of either party absorbing the entire cost, the County and the Contractor agreed to split the cost increase.

\$5,766.33

Item 2. During construction, the existing Sludge Thickener Tank scraper arm was damaged and required replacement. During the inspection of the equipment, it was determined that the current condition of the skimmer assembly warranted being replaced due to corrosion, in addition to the damaged arm that is being replaced by the Contractor.

\$7,339.70

(Continued)

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**RE: CHANGE ORDER NO. 6-THOMAS CONSTRUCTION, INC. (Cont'd)**

Item 3. During construction, it was determined that the existing intake filter elements for Digester Facility Blowers need replaced due to their poor condition. At the County's direction, a replacement model was chosen and will be installed.

\$3,548.17

Item 4. During construction, multiple breaks in the 6-inch aeration header piping at the Aeration Facility were noted. As a result, the entire header will be replaced with Schedule 10 304 Stainless Steel.

\$14,433.38

Item 5. Kent Industries, providing delegated design and installation of the helical piles to stabilize the exiting foundation of the Operations Building, recommended upsizing the shaft size due to the poor soil conditions encountered at the Influent Wet Well. Summit Testing took the recommendation under advisement and agreed with the recommendation. The additional cost includes re-engineering and additional materials associated with the work.

\$15,012.52

Item 6. As part of Change Order No. 5, the Contractor had to provide and install 5 "temporary" Non-Compliant American Iron and Steel (AIS) check valves due to current market and supply issues in order to achieve the project milestone start-up of the Influent Pump Station and Equalization Basin. In order to fulfill the AIS requirements as required by the funding agency, 5 AIS compliant check valves will be ordered and installed to replace the 5 "temporary" Non-Compliant AIS check valves.

\$55,916.84

Item 7. Due to SCADA programing limitations coupled with lengthy procurement lead times, the County has directed the Contractor to purchase a spare influent pump for the Influent Pump Station for operation/maintenance and emergencies.

\$48,182.95

Item 8. During the review of the initial submittals for the new centrifugal blowers within the Digester Facility, Arcadis, the design engineer recommended that the following items be incorporated: breather drains, inverter duty rated motor, thermal protection and performance testing.

\$26,175.32

(Continued)

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**RE: CHANGE ORDER NO. 6-THOMAS CONSTRUCTION, INC. (Cont'd)**

Item 9. During the replacement of the top cap and brick section at the Digester Facility, there were several areas where existing bricks were cracking and spalled causing water intrusion resulting in additional damage. As a result, the Contractor was instructed to replace these areas in kind with new brick.

\$3,887.08

**Total Increase of this Change Order:  
\$180,262.29**

This action per the recommendation of the project consultant, Burgess & Niple, Inc. and the Trumbull County Sanitary Engineers Department and is subject to the review and approval of the Prosecutor's Office and the Ohio EPA Division of Environmental and Financial Assistance.

**NOTE:** The Board of Commissioners approved the original contract with Thomas Construction, Inc. in the amount of \$16,700,800.00 on December 16, 2020, duly recorded in Journal Volume 152, Page 23639. On July 8, 2021, duly recorded in Journal Volume 153, Page 24109, the Commissioners approved Change Order No. 1 in the amount of \$59,591.10 revising the total contract amount to \$16,760,391.10. On July 21, 2021, duly recorded in Journal Volume 153, Page 24138, the Commissioners approved Change Order No. 2 in the amount of \$13,937.21 revising the total contract amount to \$16,774,328.31. On October 14, 2021, duly recorded in Journal Volume 153, Page 24323, the Commissioners approved Change Order No. 3 in the amount of \$278,143.57 revising the total contract amount to \$17,052,471.80. On December 15, 2021 duly recorded in Journal Volume 154, Page 24466, the Commissioners approved Change Order No. 4 in the amount of \$85,117.46 revising the total contract amount to \$17,137,589.34. On March 30, 2022 duly recorded in Journal Volume 154, Page(s) 24679-24681, the Commissioners approved Change Order No. 5 in the amount of \$183,690.91 revising the total contract amount to \$17,321,280.25.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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

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**RE: EMPLOYMENT OF MR. SAM BYARD  
POSITION OF PACKAGE PLANT LABORER  
SANITARY ENGINEERS DEPARTMENT**

**13. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment of MR. SAM BYARD for the position of Package Plant Laborer with the TRUMBULL COUNTY SANITARY ENGINEERS DEPARTMENT; effective June 16, 2022, Pay Range 3 (0 years) \$13.82 - - *pursuant to the authorized job posting from April 27 through May 5, 2022*; this action per the recommendation of the Human Resources Department in conjunction with the Sanitary Engineer's.

**NOTE:** This vacancy is due to an employee resignation. Mr. Byard has successfully passed a pre-employment drug screen and background check.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None



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**RE: AGREEMENT BETWEEN COMMISSIONERS AND OFFICE OF THE OHIO PUBLIC DEFENDER FOR PROVISION OF INDIGENT DEFENSE SERVICES COMMENCING 07/01/2022 AND ENDING 06/30/2023**

**14. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve an Agreement by and between the TRUMBULL COUNTY COMMISSIONERS and the OFFICE OF THE OHIO PUBLIC DEFENDER, a State Agency, 250 E. Broad Street, Suite #1400, Columbus, OH 43215, for the purpose of continuing to provide Trumbull County with a branch of the Ohio Public Defender’s Office for provision of Indigent Defense Services. Agreement is for the period commencing July 1, 2022 and ending June 30, 2023. Trumbull County agrees to pay the Office of the Public Defender compensation in the sum of \$282,444.00—to be paid in four (4) installments of \$70,611.00 -- due July 1, 2022, October 1, 2022, January 5, 2023 and April 1, 2023.

*NOTE: The Contract Amount is based on the estimated funding level to be appropriated by the Ohio Legislation for Fiscal Year 2023 and an estimated statewide rate of 90 (%) percent for reimbursement of county level indigent defense systems for Fiscal Year 2023. If the funding level or estimated rate of reimbursement should change during the term of this contract, the contract amount and any remaining quarterly payments shall be adjusted to reflect the new funding level or statewide percentage rate of reimbursement.*

Yeas: Cantalamessa, Fuda  
Nays: Frenchko

*Ms. Frenchko voted no because of the uncertainty of what the numbers will be.*

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

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**RE: EXECUTE SUB GRANT AWARD AGREEMENT SUB GRANT NUMBER 2021-DL-LEF-5800 TAG LAW ENFORCEMENT TASK FORCE**

**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 Trumbull County, the Subgrant Award Agreement for the TAG LAW ENFORCEMENT TASK FORCE, Subgrant Number 2021-DL-LEF-5800, obtained through the Ohio Office of Criminal Justice Services (OCJS). The Grant Award is for the period of July 1, 2022 through June 30, 2023. Total funding is in the amount of \$155,218.42; (OCJS Funds--\$116,413.00; Total Cash Match of \$38,805.42--to be paid for by the Sheriff’s Office Budget; this action per the recommendation of Captain Mike Yannuccui, Project Commander, TAG Drug Task Force.

*NOTE: AT SUCH TIME AS TRUMBULL COUNTY DOES NOT RECEIVE FUNDING FOR THIS GRANT FROM THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES, 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)\_\_\_\_\_.)

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**RE: APPROVE AMENDMENT #1 TO AGREEMENT BETWEEN TRUMBULL COUNTY, OHIO AND TRINITY SERVICES GROUP, INC. FOR ADULT JUSTICE CENTER AND TO AUTHORIZE COMMISSIONER FUDA TO EXECUTE AMENDMENT**

**16. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to approve Amendment #1 to the Agreement between Trumbull County, Ohio and Trinity Services Group, Inc. for the Trumbull County Adult Justice Center, and to authorize Commissioner Fuda, President of the Board of Commissioners, to execute the Amendment. This amendment is necessary to address staffing shortages and to ensure uninterrupted food service for the Trumbull County Adult Justice Center.

**NOTE:** The Board of Commissioners awarded the present Contract to Trinity Services Group, Inc. on July 8, 2021, Journal Volume 153, Page 24111.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

*Ms. Frenchko voted no stating because the Agreement expired and it doesn't comply with the Board's adopted process to go out for RFPs and RFQs before expiration.*

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

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**RE: AUTHORIZE ALL DEPARTMENTS TO PARTICIPATE IN OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM**

**17. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to adopt a Resolution renewing Trumbull County's (All Departments) Participation in the OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM. Ohio Revised Code Section 5513.01(B) provides the opportunity for Counties, Townships, and Municipal Corporations to participate in contracts of the Ohio Department of Transportation for the purchase of machinery, materials, supplies or other articles. Renewal period will be effective for an additional two (2) years commencing July 12, 2022 and expiring July 12, 2024.

**SPECIAL NOTE:** *In order for Trumbull County to participate in this Program, this Resolution must be renewed every two years.*

**NOTE:** The Board of Commissioners approved the prior Resolution on June 10, 2020, duly recorded in Journal Volume 151, Page 23227.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

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**RE: AUTHORIZE COUNTY ENGINEER’S DEPT.  
TO SCRAP/DECOMMISSION FIVE (5) TRUCKS**

**18. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize the Trumbull County Engineer’s Department to scrap/decommission five (5) Trucks. This action necessary to fulfil the terms of Grant Agreement V21F-039 which states, “The Environmental Mitigation Trust Agreement for State Beneficiaries of the Volkswagen Settlement requires scrapping of all engines being repowered or replaced with grant funds.” The County Engineer applied for funding to replace these trucks.

**The following vehicles are being scrapped:**

1996 International S4900	VIN	1HTSDAAR4TH277629	Mileage 216,235
1996 International S4900	VIN	1HTSDAAR0TH277630	Mileage 215,896
1997 International S4900	VIN	1HTSDAAR5VH423135	Mileage 184,650
2004 Sterling LT7500	VIN	2FZHATAK04AM60368	Mileage 226,262
2004 Sterling LT7500	VIN	2FZHATAK24AM60369	Mileage 225,333

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

*Mr. Fuda said he did not have a meeting with Highway but does recognize the importance of the agenda item and will support it.*

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**RE: EMPLOYMENT OF MS. NICOLE C. CRAVOTTA  
SPECIAL ASSISTANT (ENFORCEMENT) –  
CHILD SUPPORT ENFORCEMENT AGENCY**

**19. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the personnel action for the employment of MS. NICOLE C. CRAVOTTA listed as SPECIAL ASSISTANT (ENFORCEMENT) with the TRUMBULL COUNTY CHILD SUPPORT ENFORCEMENT AGENCY, effective June 27, 2022. Ms. Cravotta will be paid \$14.32 and receive full County benefits and serve a nine (9) month probationary period. *The State of Ohio Personnel Action Form shall be recorded on the Journal for record purposes*; this action per the recommendation of the Trumbull County Department of Job and Family Services.

**NOTE:** Ms. Cravotta has completed a BCI/FBI background check and drug/alcohol screening with favorable results.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: RECORD PUBLIC OFFICIAL ‘CONTINUATION CERTIFICATE’ RENEWAL BOND #6284182 FOR JOHN GARGANO, ESQ. AS DIRECTOR OF DEPT. OF JOB AND FAMILY SERVICES**

**20. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to record onto the Journal, for record purposes, the Public Official ‘Continuation Certificate’ Renewal Bond #6284182 for JOHN GARGANO, ESQ. as Director of the Trumbull County Department of Job and Family Services. *(The Official Bond continues indefinitely for the duration of Attorney Gargano’s term of service).* The Bond is in the amount of \$5,000.00 with an effective term commencing July 5, 2022 through July 5, 2023. The Bond shall be filed with the Trumbull County Treasurer’s Office in accordance with the Ohio Revised Code.

**NOTE:** The Board of Commissioners received the initial Bond on June 29, 2016, duly recorded in Journal Volume 145, Page 19993.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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

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**RE: EXECUTE MEMORANDUM OF UNDERSTANDING BETWEEN COUNCIL OF GOVERNMENTS (COG), THE CITY OF NILES, AND COMMISSIONERS FOR PURPOSE OF COORDINATING WITH COUNTY ENGINEER FOR EXCAVATION AND DEMOLITION OF WADDELL PARK POOL**

**21. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to execute a Memorandum of Understanding by and between the Trumbull County Council of Governments (COG), the City of Niles, an Ohio Municipal Corporation, and the Board of Trumbull County Commissioners for the purpose of coordinating with the Trumbull County Engineer for excavation and demolition of the property located at 213 Sharkey Drive, Niles, OH 44446, commonly known as the WADDELL PARK POOL.

**NOTE:** The COG shall reimburse Trumbull County and/or the Trumbull County Engineer all monies expended on materials, equipment, and personnel to complete the above referenced project and under no circumstances shall County Funds derived from any source, including but not limited to state motor vehicle fuel excise and license tax revenues, be used for the performance of the project.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

**MOTION FROM THE FLOOR**

**MOTION:** Made by Ms. Frenchko, to appoint herself as the Commissioners’ representative for the Council of Governments (COG) because she is the only Commissioner that has been working and actively attending the meetings for the past two years.

Mr. Fuda said she appointed herself to the position and that wasn’t appropriate. Ms. Frenchko said it was Dr. Lapolla that asked if she would like to represent the Board.

Yeas: Frenchko  
Nays: Cantalamessa, Fuda

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**RE: AUTHORIZE PAYMENT OF \$4,550.00 TO OHIO WORKFORCE ASSOCIATION (OWA) FOR TRUMBULL COUNTY’S ANNUAL MEMBERSHIP DUES -- PROGRAM YEAR 2022**

**22. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to authorize payment of \$4,550.00 to the OHIO WORKFORCE ASSOCIATION (OWA) for Trumbull County’s Annual Membership Dues for the Program Year 2022. The Membership dues shall be paid for from Fund No. 001-011-1000-1011-1-505705. The Ohio Workforce Association is the statewide organization for Workforce Directors and benefits the Workforce Development Board of Trumbull County, the Trumbull County OMJ Center and the Trumbull County Workforce Innovation and Opportunity Act (WIOA) Organization; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

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**RE: AUTHORIZE FRANK S. FUDA TO EXECUTE AND ACCEPT SETTLEMENT DISBURSEMENT SHEETS FOR RITE AID AND GIANT EAGLE (OPIOID) SETTLEMENTS**

**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 and accept the Settlement Disbursement Sheet for the Rite Aid Settlement (Case No. 18-OP-45032,1:17-MDL-2804 N.D. Ohio) and the Settlement Disbursement Sheet for the Giant Eagle Settlement (Case No.18- OP-45079, 1:17-MDL-2804 N.D. Ohio), on behalf of Trumbull County, as prepared by Trumbull County’s Opioid Legal Counsel. Trumbull County’s client share of the disbursement in the Rite Aid Litigation is \$1,123,984.90 and Trumbull County client share of the disbursement in Giant Eagle litigation is \$ 1,125,000.00, with all of said funds to be deposited in Trumbull County Fund No. 079 County Opioid Settlements; and to further authorize Frank S. Fuda to execute any/all other documents required to acknowledge acceptance of the settlement distributions on behalf Trumbull County.

Yeas: Frenchko, Cantalamessa, Fuda  
Nays: None

*Mr. Cantalamessa and Mr. Fuda commended Atty. Misocky for his efforts and hard work with the Opioid Settlement cases.*

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**RE: RE-ADVERTISE FOR HUMAN RESOURCES DIRECTOR'S POSITION**

**24. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to re-advertise for the Human Resources Director's Position that has been vacant since the retirement of Mr. Richard Jackson on February 2, 2022.

**Discussion:**

*Mr. Fuda said they have worked on this for a long time. Ms. Frenchko said the Board was wrong originally when they advertised and did not use the Tribune or the TV news because it conflicted with the County's Affirmative Action Hiring Plan. She went on to say the job description competes with the job advertisement as advertised, so those two things need corrected. She said they interviewed two fantastic applicants that were both qualified and able to hit the ground running. She said one of them witnessed the Clerk's misconduct. The Clerk stated, that statement was not true. She said she believes that is the true reason why these two men do not want to move forward with this vacancy that has been unfilled since February. She said another candidate said Mr. Fuda only spent 10 minutes with him. Ms. Frenchko said she thinks this is going to be another political appointment, stating the other two want to re-advertise because they didn't think they could control and manipulate the candidates who were already interviewed.*

*Mr. Fuda said he had a conversation with the HR Candidate she interviewed for three hours, and spoke to him regarding the accusation she made about the Clerk. Mr. Fuda said the candidate was standing by Dawn's desk and Ms. Frenchko was not appropriate in her actions towards the Clerk. Mr. Fuda stated this statement came from the candidate's mouth. He told Ms. Frenchko she needed to stop reporting false things to the public. Mr. Fuda stated the candidate rejected the job when they called him yesterday. He said there was a third candidate that did not interview with Ms. Frenchko that had more skills and a background in Government, but she dropped out before interviewing with Ms. Frenchko. He said Ms. Frenchko is not accurate in her accusations. Ms. Frenchko called, Point of Order stating she was speaking first and said there was a third candidate named Mr. Fedorchak—she went on to state Mr. Fuda made a sunshine violation by contacting an employee and offering him a job without having an Executive Session. She said she recorded every interview with each candidate, and Mr. Fuda can continue to spread misinformation, but she has the recording. Ms. Frenchko said she is disgusted that they broke Sunshine and are not considering the other candidates. Mr. Fuda said he didn't try to hire him, the HR Department called him yesterday and he declined to be a candidate and doesn't want any part of it at this time. Mr. Fuda said Ms. Frenchko is never at the office and Ms. Frenchko called, Point of Order to stay focused on the agenda item and not a personal attack of where she is. She stated she is working on Economic Development for the County. Point of Order was called several times by Ms. Frenchko who told Mr. Fuda to run the meeting.*

Yeas: Cantalamessa, Fuda

Nays: Frenchko

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

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

- **RICHMOND EXCAVATING**, 3160 Palmyra Rd, SW, Warren, OH 44481, to install a minimum of 30 feet to 15" HDPE double wall conduit for a driveway access at 4156 Helsely Fusselman Road. This will be located approximately 2,600' west of Leiby Osborne Rd (T.H. 211) in Southington Township.
- **MATTHEW YODER**, 5325 Phalanx Mills Herner Rd., West Farmington, OH 44491, to install a minimum of 30' of 12" HDPE double wall conduit for a driveway access north of 5149 Old State Rd. This will be located approximately 1,825' northwest of Girdle Rd. (C.H. 223) in Farmington Township.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

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RE: SPECIAL ANNUAL SUPPLIER FLEET PERMIT- COUNTY ENGINEER

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

- RONYAK BROTHERS PAVING 14376 Cheshire Rd., Burton, OH 44065 Permit No.: AF-032-2022 Permit Effective: June 6, 2022 through June 6, 2023

Yeas: Cantalamessa, Fuda, Frenchko Nays: None

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RE: EXTEND' CLOSING OF ROAD LISTED -- COUNTY ENGINEER

27. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to grant permission to the Trumbull County Engineer to 'Extend' the Closing of the Road listed— due to the need for further extensive work; this action per the recommendation of the Trumbull County Engineer.

- HUNT CLUB TRAIL (T.H. 1409) located in Howland Township; closing location between Henn Hyde Rd. (T.H. 157) and Fox Hound Run (T.H. 1437) for Howland #16 Culvert Replacement. Closing Dates: Through Friday, June 24, 2022 RECOMMENDED DETOUR: South on Henn Hyde Rd. (T.H. 157); West on Cain Drive (T.H. 984); North on Palette Drive (T.H. 1237); North on Fox Hound Run (T.H. 1437).

NOTE: The Board of Commissioners approved closing the road on May 18, 2022, duly recorded in Journal Volume 154, Page 24801.

Ms. Frenchko called, Point of Order and asked Mr. Fuda to stop making motions or seconding them unless there is an absence of another Commissioner—stating this is the proper way of following Roberts Rules. Mr. Cantalamessa said to stop playing games and move on.

Yeas: Cantalamessa, Frenchko, Fuda Nays: None

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RE: RECEIVE/FILE MONTHLY ACTIVITIES REPORT DOG KENNEL – MAY 2022

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

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

Yeas: Frenchko, Cantalamessa, Fuda Nays: None

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

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**RE: APPROVE SATISFACTION OF MORTGAGE  
MS. ROSIE BURGY**

**29. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the “Satisfaction of Mortgage” on the property of the homeowner ROSIE BURGY. The mortgage was filed on March 24, 2017, in the contract amount of \$9,974.00. The mortgage was set for a FIVE (5) year declining term with a 25% recapture forgiven under updated OCD policy 21-01. Ms. Burgy has satisfied all terms and conditions of said mortgage. Ms. Burgy received assistance through the County’s CHIP mortgage in 2017; this action per the recommendation of the Trumbull County Planning Commission 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)\_\_\_\_\_.)

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**RE: APPOINT MAURO CANTALAMESSA AS  
COMMISSIONERS’ REPRESENTATIVE TO  
SERVE ON COUNCIL OF GOVERNMENTS (COG)**

**30. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, appoint Commissioner Mauro Cantalamessa as the Representative of the of Trumbull County Board of Commissioners to serve on the Council of Governments.

Yeas: Cantalamessa, Fuda  
Nays: Frenchko

*Ms. Frenchko voted, no because Mr. Cantalamessa has not attended any of the COG Meetings and not active with the projects, and she is the one who has been actively going to the meetings.*

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**RE: COMMISSIONERS TO STRIKE LAST SENTENCE  
OF INTERNAL APPLICANT HIRING POLICY (PG. 59)  
OF `COUNTY’S POLICY MANUAL**

**31.** The Board of Commissioners STRIKES THE LAST SENTENCE OF `THE INTERNAL APPLICANT HIRING POLICY ON PG. 59 OF THE `COUNTY’S POLICY MANUAL, which prevents proper posting of jobs `advertising for allowable non-union jobs and states: “Positions that have currently personnel ready to assume that position will not be posted.

**NOTE:** This Policy is inconsistent with the Affirmative Action Hiring Plan and is a poor practice. Commissioner Frenchko states, It promotes cronyism and nepotism which plagues the county, and prevents attracting qualified talent for County employment. Sunshine is the best disinfectant.

**MS. FRENCHKO MOVED FOR ITEM # 31**

**MOTION DIED FOR LACK OF SECOND**



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**RE: RESCIND MEMO DIRECTING THE NON-  
CONTRACTING COUNTY ELECTED OFFICIALS  
TO PREPARE CONTRACT DOCUMENTS**

**32.** The Board of Commissioners formally rescinds the attached memo that was sent to other county elected officials directing the non-Contracting county elected officials to prepare contract documents that the commissioners are responsible for executing.

**NOTE:** The majority of the board caused this to be sent out by office staff without sharing it with all three commissioners, and the request is contrary to the ORC.

**MS. FRENCHKO MOVED FOR ITEM # 32**

**MOTION DIED FOR LACK OF SECOND**

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**RE: COMMISSIONERS WILL VOTE ON ALL ARPA  
FUNDING REQUESTS PUBLICALLY BEFORE  
SEEKING LEGAL OPINIONS**

**33.** The Board of Commissioners will vote on all ARPA Funding Requests publicly before legal opinions for such projects are sent to Baker, Dublikar, Beck, Wiley & Matthews.

**NOTE:** Some legal opinions have been requested based on the Majority of the Board of Commissioners' request without public discussion, and at times without all of the Commissioners' knowledge. This item will ensure compliance with the sunshine law, public communication & reduce the legal billable hours. Public discussion was also presumed by the board's law firm, and they will not move on answering questions without the majority of the board's approval—which needs to be done publicly. Additionally, Mr. Misocky, who was designated as the point person for requests, is no longer an employee of the Commissioners' Office; therefore, processing requests through another elected official's employee, without public discussion among the Board of Commissioners should end.

**MS. FRENCHKO MOVED FOR ITEM # 33**

**MOTION DIED FOR LACK OF SECOND**

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**RE: ARPA PROJECTS AS LISTED TO BE ANSWERED  
BY BAKER, DUBLIKAR, BECK, WILEY &  
MATHEWS**

**34.** The Board of Commissioners requests that ARPA eligibility questions posed by William Hart, Brian Flannigan and Mike Sliwinski, pertaining to HVAC, Roofs, and other potentially eligible improvements to the Law Library, Family Court and Board of Elections be answered by Baker, Dublikar, Beck, Wiley & Matthews.

**NOTE:** The Law Firm for the ARPA utilization opinions will not answer questions without the Board of Commissioners publicly discussing and approving the questions. The delay is resulting in increased materials costs. Efforts to publicly discuss and agree on the questions asked have been blocked each time Commissioner Frenchko has added ARPA Discussion to the agenda.

**MS. FRENCHKO MOVED FOR ITEM # 34**

**MOTION DIED FOR LACK OF SECOND**

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**RE: RECEIVE PROPOSAL SUBMITTED BY COUNTY  
RECORDER TOD LATELL TO COLLECT  
FILING/RECORDING FEES TO BE DEPOSITED IN  
THE COUNTY RECORDER'S TECHNOLOGY  
FUND.**

**35. MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive and enter on the journal the Proposal submitted by Tod Latell, Trumbull County Recorder in accordance with R.C. 317.321(A) and to establish a date on which to meet with the recorder to review the Proposal. The Trumbull County Recorder proposes to continue to collect fees not to exceed \$5.00 for Filing/Recording a document to be deposited in the county recorder's technology fund.

**NOTE:** R.C. 317.321(A)-(C) permits a Recorder to submit to the Board a proposal to acquire and maintain certain technological products and services, and reserve funds for future purchases. Pursuant to R.C. 317.321(D), the Board is then required to receive a proposal and the clerk must enter it on the journal, and at the same time establish a date, not sooner than fifteen or later than thirty days after the board receives the proposal, on which to meet with the recorder to review the Proposal.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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**RE: AMENDMENT #2 TO AGENDA ITEM DATED 04/27/2022, TO ACCEPT/AWARD PROPOSAL -- PELLA WINDOW & DOOR CO. TO INSTALL NEW ALUMINUM-CLAD WOOD WINDOW COURTHOUSE FOR HONORABLE RONALD RICE, JUDGE'S CHAMBERS-AMENDMENT NECESSARY TO CHANGE NAME TO GUNTON CORPORATION d/b/a PELLA WIDOW & DOOR CO.**

**36. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, approve Amendment #2 to Agenda Item dated April 27, 2022, Journal Volume 154, Page 24752, to accept and award the proposal submitted by PELLA WINDOW & DOOR CO., 26150 Richmond Road, Bedford Heights, OH 44146, to install a new Aluminum-Clad Wood Window in the Trumbull County Courthouse for the Honorable Ronald Rice, Judge's Chambers-- AMENDMENT necessary to change the name of vendor to GUNTON CORPORATION, d/b/a PELLA WINDOW & DOOR CO.; this action is per the request of the Trumbull County Buildings and Operations Manager Mr. William L. Hart.

**NOTE:** This Amendment will apply to any/all ARPA documents related to this transaction.

Yeas: Cantalamessa, Fuda

Nays: Frenchko

*Ms. Frenchko voted no stating that she disagrees with this project and it's a waste of money to replace a perfectly good window. Mr. Fuda called, Point of Order stating there was no discussion after the second. Ms. Frenchko stated the President doesn't get to call, Point of Order and she can assert her reason for voting, no.*

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

**ITEM NO. 37 DOES NOT REQUIRE A VOTE PER R.C. 713.22**

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**RE: COMMISSIONER FRENCHKO HAS APPOINTED AND DESIGNATED MR. MALCOLM X. PULLOM AS HER ALTERNATE TO VOTE AND PARTICIPATE IN ALL PROCEEDINGS AND ACTIONS OF PLANNING COMMISSION AT ANY MEETINGS WHERE SHE IS ABSENT**

**37.** Pursuant to R. C. 713.22(A), to inform the Trumbull County Board of Commissioners that Commissioner Frenchko has appointed and designated Mr. Malcolm X. Pullom as her alternate to vote and participate in all proceedings and actions of the Trumbull County Planning Commission at any meetings where she is absent.

**NOTE:** Commissioner Frenchko notified Mr. Pullom of his appointment and designation by letter dated June 13, 2022, a copy of which has also been provided to the Clerk of the Board. A copy of that letter will be recorded on the Journal for record purposes. Pursuant to R. C. 713.22(A), this notification does not require a vote of the Board.

**COMMISSIONER FRENCHKO STATED SHE WAS LEAVING THE MEETING @ 11:31 A.M. TO LOBBY IN WASHINGTON D.C. TO ADVOCATE FOR THE YOUNGSTOWN WESTERN RESERVE AIR FORCE BASE, EDA GRANT, RAISE GRANT-ALL WHICH WILL BENEFIT TRUMBULL COUNTY, HELP WITH ECONOMIC DEVELOPMENT TO MEET THE NEEDS OF OUR COMMUNITY BETTER, AND ATTRACT DIVERSE INDUSTRY.**

**Week of June 13, 2022**

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***Comments:***

**Mr. Sam Plott spoke on behalf of the Trumbull Township Association letting the Board know that Mr. Greg Leonard was appointed to serve on the One Ohio Region 7.**

**Mrs. Julie Green spoke about being part of the civic leader tour for the Westover Air Reserve Base with the Youngstown Air Reserve Station and local leaders. She said it was a great and well-organized event. Mr. Fuda thanked Julie for her hard work in everything she does.**

**Mr. Cantalamessa thanked Julie for spearheading all of the work with the Youngstown Air Reserve Station.**

**Mayor Meinkewicz thanked the Board for the support in passing the MOU with the COG for the demolition of Waddell Pool Project in Niles, OH. He spoke about the various projects the COG and Engineer’s Office has assisted with and the thousands of dollars the City of Niles has saved.**

**Gary Newbrough addressed a resident about the 82 and 534 project. He said it is going to take some time to look into the scope of the project.**

**Amanda Hayber inquired about getting a street sweeper to Anderson Drive to help with the dust that was caused by a construction project. Mr. Newbrough addressed her concerns and said he would look into it.**

**Mr. Bob Jakowski spoke about a drone project he is working on with plans of coordinating with the 911 Center. He spoke about the cost and was looking for help with grant funding.**

**Mr. Shawn Shook said the way Commissioner Frenchko acted at the last meeting was highly unprofessional. He commented on the way the dog pound employees were treated by Ms. Frenchko stating there was an outpouring of support for the employees since the last meeting. He spoke about Ms. Frenchko using the f-word and other words he felt were inappropriate. He said the pound has been put on the back burner.**

**Patricia Wyatt spoke about Roberts Rules of Order.**

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**RE: ADJOURN**

**MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to adjourn the Regular Meeting of June 15, 2022, and to meet again in Regular Session on June 29, 2022.

**Yeas:** Cantalamessa, Fuda

**Nay:** None

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

\_\_\_\_\_  
**FRANK S FUDA, PRESIDENT**

\_\_\_\_\_  
**MAURO CANTALAMESSA, COMMISSIONER**

\_\_\_\_\_  
**NIKI FRENCHKO, COMMISSIONER**

**ATTEST:**

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