

Week Beginning November 21, 2022

Meeting of November 23, 2022

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 23rd day of November 2022, at approximately 10:30 a.m., in the office of said Board, with the following members present:

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

RE: MINUTES

1. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to dispense with reading the minutes of the Regular Meeting dated November 16, 2022, and approve them as distributed/printed.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO STATING THERE WERE SOME ERRORS AND FELT SOME COMMENTS WERE WRITTEN IN A BIAS POLITICAL FASHION.

RE: APPROVE BILLS

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

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: TRANSFER MONIES

3. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor's Office between the dates of November 14, 2022 through November 18, 2022. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

❖ Departments/Offices requesting to transfer monies:

• Highway Engineer	\$ 134,056.50	Fund # 002
• Health Department	\$ 80,098.37	Fund # 964
• Health Board FY22	\$ 48,168.03	Fund # 963
	\$ 67, 631.24	Fund # 973
	\$ 85, 853.23	Fund # 973
	\$ 40,000.00	Fund # 965
	\$ 38,200.00	Fund # 965
	\$ 9,641.78	Fund # 952
	\$ 58,566.02	Fund # 952
	\$ 123,000.00	Fund # 952
	\$ 78,703.66	Fund # 954
	\$ 57,764.28	Fund # 954
	\$ 21,655.43	Fund # 977
	\$ 43,500.00	Fund # 977

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TRANSFER MONIES (Cont'd)

• Sanitary Engineers	\$ 15,331.50	Fund # 602
	\$ 194,355.50	Fund # 606
	\$ 36,057.50	Fund # 607
	\$ 11,039.50	Fund # 602
	\$ 103,635.50	Fund # 602
	\$ 21,160.25	Fund # 604

Yeas: Cantalamessa, Fuda

Nays: Frenchko

MS. FRENCHKO VOTED NO STATING THAT SOME DEPARTMENTS DID NOT PROVIDE REQUESTED EXPLANATIONS.

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

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 November 14, 2022 through November 18, 2022. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations:

• BiArchReim (Building Insp)	\$ 2,175.00	Fund # 017
• NEOCAP Grant FY2023	\$ 67,000.00	Fund # 995
• Comm Devel FY22	\$ 750,000.00	Fund # 225

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: TRANSFER APPROPRIATIONS

5. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of November 14, 2022 through November 18, 2022. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations:

• 9-1-1 Center	\$ 514.49	Fund # 039
	\$ 594.00	Fund # 039
	\$ 47,213.61	Fund # 039
• Clerk of Courts	\$ 2,505.00	Fund # 040
• Amer Rescue	\$.05	Fund # 077

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TRANSFER APPROPRIATIONS (Cont'd)

• Sheriff	\$ 2,501.02	Fund # 063
	\$ 2,500.00	Fund # 001
• Court of Appeals	\$ 2,000.00	Fund # 001
• Highway Engineer	\$ 205,000.00	Fund # 002
• County Courts	\$ 1,600.00	Fund # 064
• Election Board	\$ 14,156.47	Fund # 001
	\$ 15,000.00	Fund # 001
• Planning Commission	\$ 35.00	Fund # 001
• Comm Devel FY20	\$ 30,000.00	Fund # 225
	\$ 549.00	Fund # 225
• EMA	\$ 2,000.00	Fund # 023
	\$ 1,500.00	Fund # 023
• Common Pleas	\$ 70.00	Fund # 001
	\$ 41.11	Fund # 001
	\$ 12.08	Fund # 001
	\$ 8.00	Fund # 001
	\$ 342.00	Fund # 001
• Family/Children First	\$ 7,050.00	Fund # 994
• NEOCAP	\$ 44,448.00	Fund # 990
• Sanitary Engineers	\$ 1,500.00	Fund # 600
	\$ 2,000.00	Fund # 606
	\$ 2,113.00	Fund # 606
• Children's Service	\$ 22,000.00	Fund # 012
• Youth Sub Gr FY2023	\$ 600.00	Fund # 112

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE NONE OF THE COUNTY COURTS PROVIDED AN EXPLANATION FOR THEIR TRANSFERS.

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

**RE: AMENDED CERTIFICATE NO. 32-2022
COUNTY BUDGET COMMISSION**

6. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 32 - 2022, for the fiscal year beginning January 1, 2022, dated November 23, 2022, increasing estimated resources in the funds listed:

• BiArchReim (Building Insp)	Fund # 017
• Comm Devel FY22	Fund # 225
• Sanitary Engineers	Fund # 497
• NEOCAP Grant FY2023	Fund # 995

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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RE: TRANSFER UNUSED FUND APPROPRIATIONS TO VARIOUS OTHER FUND APPROPRIATIONS AND TO MAKE OTHER ADDITIONAL APPROPRIATIONS NECESSARY

7. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize the Trumbull County Auditor to transfer unused fund appropriations to various other fund appropriations that are in need of monies to meet current expenses AND to make other additional appropriations necessary; PROVIDING these transfers and additional appropriations fall within the amounts certified by the County Budget Commission.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE BUDGETING IS A STATUTORY DUTY AMONG THE COMMISSIONERS AND THERE WAS NO BACK-UP INFORMATION REGARDING THE ITEM

RE: AUTHORIZE ALL FUND TRANSFERS AS NECESSARY TO CLOSE OUT 2022 ACCOUNTING YEAR

8. **MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Fuda, to authorize any and all Fund Transfers as necessary to Close Out the 2022 Accounting Year; this action per the recommendation of the Trumbull County Auditor.

Yeas: Cantalamessa, Fuda
Nays: Frenchko

MS. FRENCHKO VOTED NO BECAUSE THERE WAS NO EXPLANATION OR CONVERSATION REGARDING THE ITEM AS NO-ONE FROM THE AUDITOR’S OFFICE ATTENDED HER DEPARTMENT HEAD MEETING

RE: APPROVE POSTING/NATIONAL ADVERTISING FOR VACANT POSITION OF 9-1-1 DIRECTOR

9. **MOTION:** Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to approve the posting and national advertising for the vacant position of 9-1-1 Director within the Trumbull County 9-1-1 Center.

NOTE: This position will be advertised for 30 days, in compliance with the County’s affirmative action hiring plan, and will be advertised nationally with APCO - Association of Public-Safety Communications Officials and National Emergency Number Association - NENA.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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**RE: RESCIND AGENDA ITEM DATED 11/16/2022,
JOURNAL VOLUME 155, PAGE 25204,
APPROVING PERSONNEL ACTION FOR
EMPLOYMENT OF MR. CHARLES LEIGHTNER --
POSITION OF INTERIM HUMAN RESOURCES
DIRECTOR -- HUMAN RESOURCES DEPT.**

10. MOTION: Made by Ms. Frenchko, to Rescind Agenda Item dated November 16, 2022, Journal Volume 155, Page 25204, approving the personnel action for the employment of MR. CHARLES LEIGHTNER to the position of INTERIM HUMAN RESOURCES DIRECTOR with the Human Resources Department effective Monday, November 21, 2022.

NOTE: This hiring did not comply with county hiring policy. Following our own county policy is required per the State Auditor. Failure to comply with our own policy is grounds for a State audit finding. The applicant was not background checked, his resume and work history were not verified. The hire was ill advised by the majority of the Trumbull County Human Resources Panel. The applicant served on the panel to select the next HR director, recommended a pay increase, then sought and accepted the position *without* resigning from the panel. The situation causes ethical questions to arise. The new coming Commissioner should have input on who should fill the position.

MOTION DIED FOR LACK OF SECOND

**RE: APPROVE POSTING/NATIONAL ADVERTISING
FOR VACANT POSITION OF TRUMBULL COUNTY
HUMAN DIRECTOR**

11. MOTION: Made by Ms. Frenchko to approve the posting and national advertising for the vacant position of Trumbull County Human Director.

NOTE: This position will be advertised in compliance with the County's affirmative action hiring plan, and will be advertised for 30 days nationally with SHRM - Society for Human Resource Management.

MOTION DIED FOR LACK OF SECOND

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RE: AMEND AGENDA ITEM DATED 5/11/2022, VOL. 154, PAGE 24794, AUTHORIZING FRANK S. FUDA TO EXECUTE FY2023 OHIO DEPARTMENT OF YOUTH SERVICES JUVENILE COURT FUNDING APPLICATION UPDATE AND TO AUTHORIZE COUNTY JUVENILE COURT TO SUBMIT APPLICATION UPDATE TO OHIO DEPARTMENT OF YOUTH SERVICES

12. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to Amend Agenda Item dated May 11, 2022, Vol. 154, Page 24794, authorizing Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute the FY2023 Ohio Department of Youth Services JUVENILE COURT FUNDING APPLICATION UPDATE; AND to authorize the Trumbull County Juvenile Court to submit the Application Update to the Ohio Department of Youth Services. The grant request will be for the period beginning July 1, 2022 and ending June 30, 2023. The projected grant allocation is \$1,159,790.66 (and is subject to change). These monies will provide for the continued implementation of a myriad of direct services to Trumbull County youth and families-AMENDMENT necessary to realign funds related to youth programming to account for increased cost and additional program supports and authorize Frank S. Fuda, President of the Board of Commissioner to execute Amendment No. 1—this will be at no cost to Trumbull County; this action per the recommendation of Stacy Ziska, Juvenile Court Administrator.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

RE: AWARD BID POLLARD LAND SERVICES, INC. FOR HEATON CHUTE SANITARY SEWER IMPROVEMENTS PROJECT NO. 5-S-13

13. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to award the lowest and best bid response and enter into a contract for the HEATON CHUTE SANITARY SEWER IMPROVEMENTS PROJECT NO. 5-S-13, to Pollard Land Services, Inc., 8150 Franklin Road, Girard, PA 16417 for the total bid amount of \$2,689,906.00. Up to \$571,000.00 of this contract is to be paid with ARP Fund No, 077-011-1000-1000-1-505538. The remaining cost of the contract is to be paid directly from the grant and loan sources listed below; this action per the recommendation of the Trumbull County Sanitary Engineer and is subject to the approval of the Trumbull County Prosecutor’s Office and the Ohio Environmental Protection Agency Division of Environmental and Financial Assistance (OEPA/DEFA).

NOTE: Engineer’s estimate for this contract is \$2,994,000.00
Funding Sources Available:

Table with 2 columns: Source, Amount. Rows include OPWC Grant, Appalachia Regional Commission Grant, CDBG Grant (Mainline), ARP Grant Funds, Ohio EPA/WPCLF 0% Interest Loan, and Total (\$3,397,000.00).

Other Bids Submitted:

Table with 3 columns: Bidder, Amount When Opened, Amount After Tabulation. Rows include JS Bova Excavating, LLC, Rudzik Excavating, Inc., Lockhart Concrete Co., and Utility Contracting, Inc.

*Bids that were adjusted as a result of the bid tabulation

Yeas: Cantalamessa, Fuda
Nays: Frenchko

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Mr. Fuda said they have been working on this project for many years and it's necessary to do this project. He further stated it came in under the Engineer's Estimate. Mr. Newbrough said the project came in around \$300,000 below the Eng. Estimate. Mr. Newbrough said if they stay within budget and are not met with any contingency, they hope to decrease the cost to the citizens.

MS. FRENCHKO VOTED NO STATING THE AGENDA ITEM SAYS THE LOWEST AND BEST BID AND THE BOARD WAS NOT PRESENTED WITH A RANKING SHEET SHOWING HOW THE BIDDERS WERE RANKED FOR BEST AND BECAUSE DAWN, THE BOARDS' RECEPTIONIST DIDN'T HAVE MR. NEWBROUGH CALL HER AND EVERY TIME SHE REQUEST THE SANITARY ENGINEER TO COME AND MEET WITH HER, HE REFUSES AND SHE DOESN'T HAVE THE INFORMATION TO AFFIRMATIVELY VOTE WITH THE KNOWLEDGE THAT THE BEST CONTRACTOR WAS AWARDED THE CONTRACT. SHE STATED SHE HAS TO VOTE NO EVEN THOUGH SHE SUPPORTS THE PROJECT.

Mr. Fuda addressed Ms. Frenchko's concerns stating Mr. Newbrough and his staff have been doing this for many years and they know the work the contactors have done in the past. Mr. Fuda said they've done an excellent job completing 89 mil of projects over the years with 10 projects in the works at the present time. He said they are experts that are known all throughout the state. Ms. Frenchko said it's never okay to be contrary to your own County policy. She further stated the County has a Resolution that shows how contractors are supposed to be ranked. She said she has the Resolution in her office and no one from the Board is requiring staff to go by the Boards' Policy and she believes that will change next year. Mr. Fuda said Mr. Newbrough attended his meeting that is public, and she has her own meeting where she doesn't allow the press or public to attend. Ms. Frenchko called, Point of Order regarding the nature of discussion stating it has to be focused on the Item.

RE: ACCEPT MAINTENANCE BOND NO. 30142532 ISSUED BY WESTERN SURETY COMPANY SUBMITTED BY HOWLAND COMMONS, LLC AND MEIJER STORES LIMITED PARTNERSHIP FOR SANITARY SEWER EXTENSION FOR MEIJER STORE # 329, HOWLAND TOWNSHIP AND CITY OF NILES

14. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda to accept Maintenance Bond No. 30142532 issued by Western Surety Company, Sioux Falls, South Dakota submitted by Howland Commons, LLC., and Meijer Stores Limited Partnership, owners, for a sanitary sewer extension for the Meijer Store # 329, Howland Township and City of Niles. The Maintenance Bond in the amount of \$44,001.00 is for a two (2) year period, effective October 4, 2022 through October 4, 2024; this action per recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor's Office.

NOTE: On May 18, 2022 duly recorded in Journal Volume 154, Page 24803, the Commissioners approved a Non-Reimbursable Extension Agreement with Howland Commons, LLC., and Meijer Stores Limited Partnership.

Ms. Frenchko wanted the record to reflect Mr. Newbrough did not explain this agenda item as he did not attend her department head meeting. She said he did provide adequate back-up information, but it's important that department heads show respect to the Board and attend her meeting. Mr. Fuda said there is a meeting from 10-11 that she can attend to receive the information she is requesting, but she chooses not to attend the public meeting as she has her own personal meeting. Mr. Fuda said Ms. Frenchko could have gone to the Sanitary Engineer's Department and talked with them. Ms. Frenchko said Mr. Newbrough used to attend her meetings until the rest of the Board directed him that he didn't have to. Ms. Frenchko said she asked to speak to him yesterday and either the receptionist refused to call him or he refused to call.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

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RE: RESOLUTION AUTHORIZING STORMWATER AND SEWER PROJECTS FROM AMERICAN RESCUE PLAN ACT FUNDS-ELM ROAD WATER IMPROVEMENTS PROJECT

15. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda to authorize the Resolution as follows:

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

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

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

WHEREAS, Section 603(c) generally provides that:

(1) USE OF FUNDS. Subject to paragraph (2), and except as provided in paragraphs (3) and (4), a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024

(A) To respond to the public health emergency with respect to the Coronavirus Disease 2019 (COVID–19) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;

(B) to respond to workers performing essential work during the COVID–19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

(C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID–19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency; or

(D) to make necessary investments in water, sewer, or broadband infrastructure.

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

RESOLUTION AUTHORIZING STORMWATER AND SEWER PROJECTS FROM AMERICAN RESCUE PLAN ACT FUNDS - ELM ROAD WATER IMPROVEMENTS PROJECT-(Cont’d)

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15. RESOLUTION AUTHORIZING STORMWATER AND SEWER PROJECTS FROM AMERICAN RESCUE PLAN ACT FUNDS - ELM ROAD WATER IMPROVEMENTS PROJECT-(Cont'd)

The ARPA provides funds to State, local, and Tribal governments to make necessary investments in water and sewer infrastructure. By permitting funds to be used for water and sewer infrastructure needs, Congress recognized the critical role that clean drinking water and services for the collection and treatment of wastewater and stormwater play in protecting public health. Understanding that State, local, and Tribal governments have a broad range of water and sewer infrastructure needs, the interim final rule provides these governments with wide latitude to identify investments in water and sewer infrastructure that are of the highest priority for their own communities, which may include projects on privately-owned infrastructure. The interim final rule does this by aligning eligible uses of the Fiscal Recovery Funds with the wide range of types or categories of projects that would be eligible to receive financial assistance through the Environmental Protection Agency's (EPA) Clean Water State Revolving Fund (CWSRF) or Drinking Water State Revolving Fund (DWSRF).

WHEREAS, the Rule further observes that:

The types of projects eligible for CWSRF assistance include projects to construct, improve, and repair wastewater treatment plants, control non-point sources of pollution, improve resilience of infrastructure to severe weather events, create green infrastructure, and protect waterbodies from pollution.

WHEREAS, the USEPA has identified eleven (11) "types of projects [which] are eligible to receive CWSRF assistance", including:

Construction of publicly owned treatment works

Assistance to any municipality or inter-municipal, interstate, or state agency for construction of publicly owned treatment works

Nonpoint source

Assistance to any public, private, or nonprofit entity for the implementation a state nonpoint source pollution management program, established under CWA section 319

Decentralized wastewater treatment systems

Assistance to any public, private, or nonprofit entity for the construction, repair, or replacement of decentralized wastewater treatment systems that treat municipal wastewater or domestic sewage

Stormwater

Assistance to any public, private, or nonprofit entity for measures to manage, reduce, treat, or recapture stormwater or subsurface drainage water

Water conservation, efficiency, and reuse

RESOLUTION AUTHORIZING STORMWATER AND SEWER PROJECTS FROM AMERICAN RESCUE PLAN ACT FUNDS - ELM ROAD WATER IMPROVEMENTS PROJECT-(Cont'd)

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15. RESOLUTION AUTHORIZING STORMWATER AND SEWER PROJECTS FROM AMERICAN RESCUE PLAN ACT FUNDS - ELM ROAD WATER IMPROVEMENTS PROJECT-(Cont'd)

Assistance to any municipality or inter-municipal, interstate, or state agency for measures to reduce the demand for publicly owned treatment works capacity through water conservation, efficiency, or reuse

WHEREAS, the Final Rule further provides that the following projects are also eligible:

- (1) expansion of permitted stormwater infrastructure projects;
- (2) remediating lead in water;
- (3) dam and reservoir rehabilitation;
- (4) expansion of drinking water infrastructure to meets needs of existing population;
- (5) floodplain management and flood mitigation;
- (6) irrigation projects; and
- (7) consumer mitigation programs

WHEREAS, the County has identified a project which, in the judgment of the County, qualifies as a type of project which would be eligible to receive financial assistance through the CWSRF or is otherwise eligible under the Final Rule, which consists of the following:

- Elm Road Water Improvements Project to extend public water service to approximately 54 households and businesses in Bazetta Township; and

NOW THEREFORE, it is hereby RESOLVED by the Board that:

1. The Project is hereby authorized and shall be partially paid for from the ARPA Funds.
2. The Project described herein serves the objectives of the ARPA by providing public water service to 54 existing households and businesses.
3. Accordingly, the Project is in the best interests of the Country, is deemed a priority for the community, and is the type of improvement which would be eligible to receive financial assistance through the CWSRF, the DWSRF, or is otherwise expressly permitted by the Final Rule.
4. The County authorizes the expenditure of \$1,322,075 for the Elm Road Water Improvements Project.
5. The County shall maintain documentation to be made available to a Federal awarding agency, any pass-through entity, and auditors in accordance with 2 C.F.R. § 200.334.

Mr. Fuda said this is a very important project they've been working on for quite some time. He said when they started, the cost was \$200 per sq. foot which was out of hand, but Mr. Newbrough has worked it to \$50 sq/ft. Mr. Newbrough credited ARPA Funding for getting the price down. Mr. Fuda said this is how the Board should be spending ARPA Funds as Elm Rd. is important to business and economic development. Mr. Cantalamessa acknowledged Trustee Hovis who has been a strong proponent of this project. Mr. Cantalamessa said they are confident with the numbers going into the public hearing. Mr. Cantalamessa said the water projects have not always been favorable, but he has his fingers crossed this one will be.

Yays: Cantalamessa, Fuda, Frenchko

Nays: None

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

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

- **VILLAGE ENERGY COOPERATIVE ASSOCIATION**, 4100 Holiday St., NW, Suite 201, Canton, OH 44718, to bore under and work in the right-of-way of Warren Sharon Rd., (C.H. 329 C), in order to install a gas service line. This will be located approximately 2,800' east of Warner Rd. (C.H. 43) in Brookfield Township.
- **DOMINION EAST OHIO**, 320 Springside Dr., Akron, OH 44333, to work in the right-of-way of Ridge Rd. (C.H. 159 A), in order to install a gas service line at service address #5636. This will be located approximately 300' south of State Route 5 in Johnston Township.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: AMEND AGENDA ITEM DATED 02/16/2022,
VOLUME 154, PAGE 24584, TO REMOVE
PURCHASE OF ONE (1) NEW 2020 CB8 TANDEM
VIBRATORY ROLLER FROM OHIO CAT--
AMENDMENT NECESSARY TO REPLACE
PURCHASE OF TANDEM VIBRATORY ROLLER
FROM OHIO CAT WITH BOMAG FROM
SOUTHEASTERN EQUIPMENT**

17. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, amend Agenda Item dated February 16, 2022, Volume 154, Page 24584, to remove the purchase of one (1) New 2020 CB8 Tandem Vibratory Roller from OHIO CAT, 3993 E. Royalton Road, Broadview Heights, OH 44147, under Sourcewell –purchasing program, contract #032119-CAT, for the total purchase price of \$133,990.08 due to the supplier not being able to provide this equipment. The Trumbull County Engineer will be still be purchasing one (1) New 2022 Weiler P385C Paver from OHIO CAT, 3993 E. Royalton Road, Broadview Heights, OH 44147, under Sourcewell –purchasing program, contract #052417-WLR, for a total purchase price of \$226,812.89, AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners to enter into a Financing Agreement and execute any and all necessary documents with CATERPILLAR FINANCIAL SERVICES CORPORATION, for a (5) year period, with an interest rate of 3.75%. Yearly payments will be made from fund number 002-030-1700-1700-505420--*no general fund monies requested*—AMENDMENT necessary to replace purchase of one (1) New 2020 CB8 Tandem Vibratory Roller from Ohio Cat WITH one (1) 2020 BOMAG BW14AD-5 from Southeastern Equipment, 6415 Promler Ave., NW, North Canton, OH 44720, under Sourcewell-Purchasing Program price of contract #BW141AD-5 in the amount of \$95,400.00 from Fund # 002-030-1700-1700-1-505420---*no general funds will be utilized*. **NOTE:** The Highway Department was able to rent the Bomag during the 2022 summer--all rental fees will be credited toward the purchase price.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

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

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RE: CLOSE ROAD - COUNTY ENGINEER

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

- **BUDD STREET (C.H. 1478) located in Brookfield Township;** closing location at the intersection of Service Avenue in Brookfield Township.
Location: Intersection will be closed at/near 7948 Budd St. and 7939 Service Avenue
Closing Dates: Monday, November 28, 2022 through Friday, January 27, 2023
RECOMMENDED DETOUR: *There is no designated detour for this closing*

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

**RE: ACKNOWLEDGE RESIGNATION
MS. KATELYN BOWER- TELECOMMUNICATOR
911 CENTER**

19. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to accept the Resignation of MS. KATELYN BOWER from her position as Telecommunicator with the TRUMBULL COUNTY 911 CENTER, effective October 31, 2022; this action per the recommendation of the Trumbull County Human Resources Department in conjunction with the 911 Center.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

**RE: ACKNOWLEDGE RESIGNATION
MS. NANCY MARSCIO
POSITION OF EMPLOYEE RELATIONS/RISK
MANAGEMENT REPRESENTATIVE –
HUMAN RESOURCES DEPT.**

20. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to accept the Resignation of MS. NANCY MARSCIO from her position as Employee Relations/Risk Management Representative, Human Resources, effective December 1, 2022; this action per the recommendation of the Trumbull County Human Resources Department.
NOTE: Ms. Marscio worked for the County for 16 years.

Yeas: Cantalamessa, Fuda, Frenchko
Nays: None

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**RE: AWARD/ENTER INTO CONTRACTS SUBMITTED
BY FOUR (4) COMPANIES LISTED FOR PURCHASE
TRANSPORTATION TO PROVIDE ON DEMAND
SERVICE FOR TRUMBULL COUNTY RESIDENTS
USING SENIOR/DISABLED TRANSPORTATION
SERVICE AVAILABLE FOR DISABLED AND/OR
RESIDENTS 60 YEARS OF AGE AND OLDER**

21. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to award contracts submitted by the four (4) companies listed below for purchase transportation to provide On Demand Service for Trumbull County residents using the *Trumbull County Wide Senior and Disabled Transportation Service* available for disabled and/or residents 60 years of age and older. Services will commence December 1, 2022 –November 30, 2024. A one-year extension can be extended a month at a time, AND to enter into a Project Funding Agreement with each company listed for said services;

The dollars available for the first year are from the following sources: Senior Levy \$750,000, Trumbull County Board of Developmental Disabilities \$150,000, and Trumbull County Commissioners \$200,000 from Sales tax. 5310 Grant from ODOT of 556,939 for a total of \$1,656,939.00 The second year funds include Senior Levy \$750,000, Trumbull County Board of Developmental Disabilities \$150,000, and Trumbull County Commissioners \$200,000 from Sales Tax. 5310 Grant from ODOT to be determined; this action per the recommendation of Michael Salamone, Trumbull County Transit Administrator; Diane Siskowic-Jurkovic, Senior Levy Administrator; and Ed Stark-Superintendent, Trumbull County Board of Developmental Disabilities, and is subject to review and approval by the Prosecutor’s Office.

PROPOSALS AWARDED

AGENCY	AWARD AMOUNT
GARWIN INC. 1607 Motor Inn Drive Girard, Ohio 44420	Ambulatory in county and out of county \$2.20 per revenue mile \$25.00 Minimum Non Ambulatory N/A per mile N/A minimum
Mirkin & Associates, Inc. d/b/a COMFORT CARE-A-VAN 805 Mahoning Ave. Youngstown, Ohio 44502	Ambulatory in county and out of county \$2.20 per revenue mile \$30.00 Minimum Non Ambulatory in county and out of county \$2.45 per mile \$40.00 minimum
ALL AMERICAN USA TAXI, INC. 1962 Tod Ave., S.W. Warren, Ohio 44485	Ambulatory in county and out of county \$2.20 per revenue mile \$25.00 Minimum Non Ambulatory N/A per mile N/A minimum
COUNTRY NEIGHBOR PROGRAM, INC. 39 South Maple Street PO Box 212 Orwell, Ohio 44076	Ambulatory in county and out of county \$2.09 per mile Non Ambulatory in county and out of county \$2.09 per revenue mile

**Award Contracts for On Demand Service Senior and Disabled Transportation CONTINUED
ON NEXT PAGE**

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21. Award Contracts for On Demand Service Senior and Disabled Transportation
-(Cont'd)

OTHER PROPOSAL SUBMITTED
(Not Awarded)

AGENCY	AWARD AMOUNT
JODELLS TRANSPORTATION COMPANY LLC 5818 Market Street, Suite 8 Boardman, Ohio 44512	Ambulatory in county and out of county \$2.00 per revenue mile \$45.00 Minimum Non Ambulatory in county and out of county \$2.00 per mile \$45.00 minimum

NOTE: Garwin, Inc. did not include the Bidder Form in the submitted RFP. All other documentation submitted and ranked for recommendation to award was satisfied per the review. Additional requirements for the ODOT 5310 Grant will be monitored by ODOT for contract compliance.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: RECEIVE/FILE REVISED MOTION AND ORIGINAL MOTION RECEIVED FROM ATTORNEY ALFRED E. SCHRADER REQUESTING CONTINUANCE OF ANNEXATION HEARING SCHEDULED FOR DECEMBER 7, 2022, AT 11:30 A.M., FOR PROPOSED ANNEXATION OF 31.381 ACRES OF LAND FROM TOWNSHIPS OF HOWLAND AND VIENNA TO CITY OF NILES

22. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive/file the Revised Motion and Original Motion received from Attorney Alfred E. Schrader, on behalf of Howland and Vienna Townships, requesting a Continuance of the Annexation Hearing scheduled for December 7, 2022, at 11:30 a.m., for the proposed Annexation of 31.381 acres of land from the Townships of Howland and Vienna to the City of Niles, Ohio; the Continuance is requested to give ample time as this Annexation is contested and anticipated to take at least six hours. Also, due to the recent election, a new Commissioner will be in place and if the hearing takes place prior to that time of the individual taking office, that individual will not be able to fully participate in the Annexation Hearing. Attorney Schrader's letter states, Ohio courts have held if an individual is not present for testimony, that individual cannot vote on the issue of quasi-judicial matters. Attorney Schrader is respectfully requesting for a Continuance of the Annexation Hearing for the week of January 9, 2023, January 16, 2023, or the week of January 23, 2023 and not before. The Hearing will take place at 9:00 a.m.

NOTE: The letter from Attorney Schrader shall be recorded on the Journal for record purposes.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

MS. FRENCHKO MADE A MOTION FROM THE FLOOR TO MODIFY ITEM # 23 TO READ THAT HEARING WILL TAKE PLACE AT A MUTUALLY AGREEABLE TIME WHEN THE NEW COMMISSIONER TAKES OFFICE.

MOTION DIED FOR A LACK OF A SECOND

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MR. CANTALAMESSA RESTATED HIS MOTION FROM THE FLOOR TO SET THE DATE OF JANUARY 9, 2023 AT 9:00 A.M. REGARDING THE CONTINUANCE OF THE PUBLIC HEARING

MR. FUDA SECONDED THE MOTION

MS. FRENCHKO VOTED NO INITIALLY STATING THERE WERE STILL MOTIONS ON THE FLOOR AND ASKED MR. FUDA IF HE WOULD LIKE HER TO TAKE OVER RUNNING THE MEETING

Mr. Fuda said he didn't know what Ms. Frenchko was doing as she was taking over the Clerk's job. Mr. Cantalamessa said Ms. Frenchko was confusing people. Ms. Frenchko said no one has approved or denied it and it was still on the floor. Mr. Cantalamessa said her motions did not receive a second. The Clerk said she would reread Item #23. Ms. Frenchko stated if Mr. Fuda was having a hard time, she would do it as there was a motion on the floor to approve the continuance and no one seconded it and the Board needs to make sure the approve the motion. Mr. Fuda said they were going to let the Clerk do her job and read the motion. Ms. Frenchko said the role should not be read until the President states the motion from the floor died for a lack of a second. The Clerk stated it was stated Ms. Frenchko's Motions from the floor died for a lack of a second. Mr. Fuda said Ms. Frenchko's Motions from the floor died for a lack of a second and asked the Clerk to reread Item #23. Mr. Cantalamessa asked the Clerk to reread Item #23 with the set date of January 9, 2023 at 9:00 a.m. as the date/time for the new Public Hearing date.

RE: RECEIVE/RECORD REVISED MOTION AND ORIGINAL MOTION RECEIVED FROM ATTORNEY ALFRED E. SCHRADER FOR REQUESTING MOTION FOR CONTINUANCE REGARDING THE PROPOSED ANNEXATION OF 31.381 ACRES OF LAND FROM THE TOWNSHIPS OF HOWLAND AND VIENNA TO THE CITY OF NILES, OHIO, AND GRANT THE MOTION FOR CONTINUANCE SETTING DATE OF JANUARY 9, 2023, AT 9:00 A.M., AS THE NEW DATE/TIME FOR SAID PUBLIC HEARING—THIS WILL BE REESTABLISHED AT THE ORIGINAL PUBLIC HEARING TO BE HELD ON DECEMBER 7, 2022, AT 11:30 A.M.

23. MOTION: Made by Mr. Cantalamessa, seconded by Mr. Fuda, to receive/record the Revised Motion and Original Motion received from Attorney Alfred E. Schrader, on behalf of Howland and Vienna Townships, requesting a Continuance of the Annexation Hearing scheduled for December 7, 2022, at 11:30 a.m., for the proposed Annexation of 31.381 acres of land from the Townships of Howland and Vienna to the City of Niles, Ohio; the Continuance is requested to give ample time as this Annexation is contested and anticipated to take at least six hours. Also, due to the recent election, a new Commissioner will be in place and if the hearing takes place prior to that time of the individual taking office, that individual will not be able to fully participate in the Annexation Hearing. Attorney Schrader's letter states, Ohio courts have held if an individual is not present for testimony, that individual cannot vote on the issue of quasi-judicial matters. Attorney Schrader is respectfully requesting for a Continuance of the Annexation Hearing. The Board granted the Motion for Continuance for the Public Hearing and set the date of January 9, 2023, 9:00 a.m., for the Public Hearing.

NOTE: The Board will meet on the original hearing date of December 7, 2022, at 11:30 a.m., to reestablish the new date and time for the granted continuance.

SPECIAL NOTE: Attorney Schrader's Motions shall be recorded on the Journal for record purposes.

Yeas: Cantalamessa, Fuda, Frenchko

Nays: None

(Documents recorded on Journal for record purposes _____.)

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Ms. Frenchko wanted to make sure the language within the Agenda Item stated it was modified to reflect the date/time chosen for the public hearing.

Mr. Burkey stated he was satisfied with the motion. Ms. Frenchko asked Attorney Burkey to include the Board of Commissioners in his correspondence and to give directive instruction for the Clerk. Mr. Burkey said he corrected his records to show the correct email address. Attorney Nils Johnson, counsel for petitioners addressed Attorney Burkey on the conference bridge stating he wanted to introduce himself and stated he was counsel for the Petitioners. Ms. Frenchko told the Clerk to turn down the comments. Ms. Frenchko told Attorney Johnson this wasn't the time for conversations and they could call each other outside the meeting. Mr. Fuda told the Clerk to move onto the next item.

RE: RECEIVE PETITION FOR PROPOSED VACATION FOR ALL OF JOY AVENUE, MARY AVENUE AND SCHOOL STREET IN BROOKFIELD HEIGHTS PLAT NO. 1, LOCATED IN BROOKFIELD TOWNSHIP

24. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive the Petition for the proposed Vacation for all of JOY AVENUE. MARY AVENUE AND SCHOOL STREET in the Brookfield Heights Plat No. 1, located in BROOKFIELD TOWNSHIP; and to adopt a formal Resolution setting forth the date, time, and place for both the Public Viewing and Public Hearing on the proposed Road Vacation.

NOTE: The Petition was filed by George J. Annos, Attorney for the Petitioners, on November 17, 2022.

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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

RE: RECEIVE, FOR RECORD PURPOSES, FROM SOMEPLACE SAFE THE DOCUMENTS AS LISTED DATED 11/10/2022; AND TO APPROVE REQUEST OF SOMEPLACE SAFE, FOR RELEASE AND DESIGNATION OF DOMESTIC VIOLENCE SHELTER FUNDS AND TO NOTIFY SOMEPLACE SAFE OF ITS ELIGIBILITY TO RECEIVE THESE FUNDS

25. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to receive, for record purposes, from FAMILY AND COMMUNITY SERVICES, INC. d/b/a SOMEPLACE SAFE, 302 North Depeyster Street, Kent, OH 44240 (principal location) 1540 Tod Avenue, NW, Warren, OH 44485 (local office), the documents as listed dated November 10, 2022; AND to approve the request of FAMILY AND COMMUNITY SERVICES, INC. d/b/a SOMEPLACE SAFE, for the Release and Designation of the DOMESTIC VIOLENCE SHELTER FUNDS (Marriage License Fee Monies and Divorce Fee Monies) for the year 2023 (first half and second half); AND to notify SOMEPLACE SAFE of its eligibility to receive these funds; documents and request submitted by Anne Face, Associate Director of Family & Community Services, Inc.

SPECIAL NOTE: This action is in accordance with Amended S.B. 46 for the Release of Marriage License Fee Monies; and is in accordance with House Bill 335, Page 9, Section D, for Divorce Fee Monies to be designated to the Domestic Violence Shelter in Trumbull County.

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

- ✓ Articles of Incorporation
- ✓ Names of Current Staff Members
- ✓ Names of Local Advisory Council Members
- ✓ Names of Family & Community Services, Inc. Board of Trustees
- ✓ Operating Budget for Family & Community Services, Inc.
- ✓ Description of Services including Number of Clients Served

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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MS. FRENCHKO MADE A MOTION TO TABLE ITEM # 26.

MS FRENCHKO REQUESTED ITEM #26 TO BE TABLED SO SHE COULD GET SOME BACK-UP DOCUMENTATION OR HAVE A MEETING WITH THE PROSECUTOR'S OFFICE. SHE SAID THE PUBLIC DEFENDER'S OFFICE WAS NOT INVITED TO ANY OF THE BOARDS' MEETINGS THERE IS NO SUPPORTING DOCUMENTATION FOR THIS ITEM.

RE: TABLE ITEM NO. 26
ENTER INTO AGREEMENTS WITH THE
MUNICIPALITIES LISTED FOR SERVICES
OF THE PUBLIC DEFENDER'S OFFICE

MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, TO TABLE ITEM #26 WHICH READS AS FOLLOWS:

To enter into Agreements with the MUNICIPALITIES listed for services of the PUBLIC DEFENDER'S OFFICE, 250 East Broad Street, Suite 1400, Columbus, OH 43215--per their request passed by their respective City Councils. Amounts listed in said Agreements shall be paid to the County, in accordance with the terms stipulated therein; Agreements approved by the State Public Defender, and subject to the approval of the County Prosecutor's Office.

SPECIAL NOTE: The County shall, *by and through the Office of the Public Defender, State of Ohio*, provide legal representation for all indigent defendants charged under the Cities' Ordinances where there is a possibility of incarceration, where the indigent defendants have not waived their right to said representation.

MUNICIPALITY	TERM	AMOUNT
CITY OF WARREN 361 Mahoning Avenue, N.W. Warren, OH 44483	January 1, 2022 thru December 31, 2022	\$50,000.00 —paid in quarterly payments of \$12,500.00 on January 1, April 1, July 1, and October 1, 2022
VILLAGE OF McDONALD 451 Ohio Avenue McDonald, OH 44437	January 1, 2022 thru December 31, 2022	\$500.00
VILLAGE OF LORDSTOWN 1455 Salt Springs Road, S.W. Lordstown, OH 44481	January 1, 2022 thru December 31, 2022	\$2,150.00
CITY OF CORTLAND 400 North High Street Cortland, OH 44410	January 1, 2022 thru December 31, 2022	\$500.00
CITY OF HUBBARD 220 West Liberty Street Hubbard, OH 44425	January 1, 2022 thru December 31, 2022	\$500.00
CITY OF GIRARD 100 N. Market Street Girard, OH 44420	January 1, 2022 thru December 31, 2022	\$3,500.00
CITY OF NILES 724 Youngstown-Warren Road Niles, OH 44446	January 1, 2022 thru December 31, 2022	\$7,375.00

Yeas: Frenchko, Cantalamessa, Fuda

Nays: None

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RE: TO ENTER EXECUTIVE SESSION FOR CONFERENCE WITH ATTORNEY FOR BOARD OF COMMISSIONERS CONCERNING DISPUTES INVOLVING PUBLIC BODY THAT ARE THE SUBJECT OF PENDING/IMMINENT COURT ACTION

27. MOTION: Made by Ms. Frenchko, seconded by Mr. Cantalamessa, to enter Executive Session @ approximately 11:16 a.m. pursuant to R.C. 121.22(G)(3) for a conference with an Attorney for the Board of Commissioners concerning disputes involving the public body that are the subject of pending or imminent court action. In Attendance were: Commissioner Cantalamessa, Commissioner Frenchko, Commissioner Fuda and Attorney Kathleen Minahan.

Yeas: Frenchko, Cantalamessa, Fuda
Nays: None

RE: MOTION TO RECONVENE

28. MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to Reconvene from Executive Session @ approximately 12:17 p.m. pursuant to Ohio Revised Code 121.22(G)(3) for a conference with an attorney for the Board of Commissioners concerning disputes involving the public body that are the subject of pending or imminent court action.

Yeas: Cantalamessa, Frenchko, Fuda
Nays: None

*****These Summarized Comments and Motions from the Floor occurred after Item #22 and were moved for page numbering purposes*****

Mr. Fuda asked Ms. Frenchko why she isn't allowing the Clerk to do her job. Mr. Cantalamessa asked what exactly the Modification was and what he was voting on. Ms. Frenchko said this item was not on yesterday and the Board can't just vote on to accept and file the Motion from Attorney Schrader. Mr. Cantalamessa asked the Clerk to explain. The Clerk said she looked up previous Motions to Continue and the Board was going to vote on the original item as it was presented. Ms. Frenchko said she wanted to give the new Commissioner Elect input on the time the hearing would take place. Mr. Fuda said the Board has to make a decision and choose one of the dates the Board wants designate as the new hearing date. The Clerk said she was not sure if a new legal ad or something formal would be necessary to announce the new public hearing date. Mr. Cantalamessa said three Commissioners are present and need to pick the new date now. Ms. Frenchko asked Attorney Schrader if the date could be determined in the future. Mr. Schrader said the reason he suggested 9:00 a.m., was the hearing was going to take all day. Ms. Frenchko said she thought it would be fair to let the new Commissioner have input on the time and she wants to wait for his input. Ms. Frenchko said she has already talked to the new Commissioner Elect regarding the time.

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Summarized Comments – (Cont'd)

Mr. Cantalamessa asked Ms. Frenchko if she spoke to the new Commissioner Elect and asked he if that was a Sunshine Law violation. Mr. Robert Burkey, Counsel representing the Board of Commissioners, spoke on the conference bridge and stated since the advertisement went out announcing December 7, 2022 as the date for the public hearing, the process would be to open the meeting on December 7, 2022, and adjourn from there and then defer it to a day certain. Attorney Schrader said he agrees with Attorney Burkey as he recently had this happen in Lorain County. He said the Clerk will open the public meeting on December 7, 2022, introduce it and immediately move to continue it. He said it saves the Townships money and the Petitioners money as they don't have to pay counsel to be present on December 7, 2022. Mr. Schrader said Mr. Burkey pointed out that the logic that anyone who has an interest to be there, will be present on December 7, 2022. They will receive the information so there will be no need to advertise or anything of that nature. Mr. Schrader said he is suggesting to change it now and on December 7, 2022, the Board will immediately bring up the item to continue the hearing to a later date. He said the reason you change it now is so you don't have 50 people thinking there is going to be a hearing on December 7, 2022—it's just a legal procedural thing and he agrees with Attorney Burkey.

MS. FRENCHKO MADE A MOTION TO MODIFY WHAT WAS ON THE TABLE TO ELIMINATE ANYTHING RELATED TO SCHEDULING THE DATES AND TIMES OF THE NEXT HEARING AND SET THOSE DATES AND TIMES AT THE DECEMBER 7TH HEARING

MOTION DIES FOR A LACK OF A SECOND

Mr. Cantalamessa asked Ms. Frenchko why would they wait as the date/time needs to be set now. Attorney Schrader suggested setting the date from one of the three dates he submitted, so the information is communicated to the public. He further suggested using the language referring back to the agenda item passed on this meeting of November 23, 2022, at the opening of the hearing on December 7, 2022. Mr. Fuda said that is what the Board is doing today. Ms. Frenchko asked what day of the week January 9, January 16 and January 23, 2022 was. The Clerk said those dates were suggested by Attorney Schrader for the Board to choose from and those dates all fall on Monday.

MR. CANTALAMESSA MADE A MOTION FROM THE FLOOR TO SET THE DATE OF JANUARY 9, 2023 AT 9:00 A.M., AS THE NEW DATE/TIME FOR THE PUBLIC HEARING

Mr. Burkey said he concurred with Attorney Schrader that you reestablish on December 7, 2022, that the hearing is continued, but you need to set the new date now if the Board is granting the Motion for Continuance. There was a discussion regarding the Motions on the Floor regarding granting the Continuance for the Hearing for the Annexation.

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RE: ADJOURN

MOTION: Made by Mr. Cantalamessa, seconded by Ms. Frenchko, to adjourn the Regular Meeting of November 23, 2022 @ approximately 12:18 p.m. and to meet again in Regular Session on November 30, 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