

Week Beginning April 17, 2023

Meeting of April 19, 2023

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 19th day of April 2023, at approximately 10:35 a.m., in the office of said Board, with the following members present:

Mauro Cantalamessa, Commissioner  
Niki Frenchko, Commissioner  
Dennis Malloy, Commissioner

***Invocation by Reverend Whitestone of the Higher Praise Church***

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**RE: MINUTES**

**1. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to dispense with reading the minutes of the Regular Meeting dated April 12, 2023, and approve them as distributed and printed.

Yeas: Cantalamessa, Malloy  
Nays: Frenchko

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**RE: APPROVE BILLS**

**2. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, 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, Malloy, Frenchko  
Nays: None

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**RE: TRANSFER MONIES**

**3. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor's Office between the dates of April 10, 2023 through April 14, 2023. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

**❖ Departments/Offices requesting to transfer monies:**

• Sanitary Engineers	\$	165.75	Fund # 602
	\$	4,552.60	Fund # 602
	\$	891.00	Fund # 602
	\$	939.25	Fund # 604
	\$	8,988.79	Fund # 604
	\$	6,608.25	Fund # 606
	\$	564.00	Fund # 607
	\$	421.35	Fund # 608

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

***Ms. Frenchko thanked the Sanitary Engineer's Department for the transfer explanation.***

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**RE: DECREASE APPROPRIATIONS**

**4. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve decrease appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of April 10, 2023 through April 14, 2023. *Complete list of additional appropriations shall be recorded onto the Journal for record purposes.*

- **Supreme Court QIC Grant**      \$    **14,959.98**      **Fund # 201**

Yeas: Cantalamessa, Malloy  
Nays: Frenchko

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**RE: ADDITIONAL APPROPRIATIONS**

**5. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of April 10, 2023 through April 14, 2023. *Complete list of additional appropriations shall be recorded onto the Journal for record purposes.*

❖ **Departments/Offices requesting additional appropriations:**

- **Title IV-E Grant**                      \$    **118,614.60**      **Fund # 212**
- **Sheriff**                                      \$    **27,250.68**      **Fund # 710**
- **Common Pleas Court**                \$    **1,500.00**      **Fund # 041**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: TRANSFER APPROPRIATIONS**

**6. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of April 10, 2023 through April 14, 2023. *Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.*

❖ **Departments/Offices requesting to transfer appropriations:**

- **Prosecutor**                                \$    **1,200.00**      **Fund # 104**
- **Health Board**                            \$    **37,112.00**      **Fund # 950**
- **Comm Development FY20**            \$            **.47**      **Fund # 225**
- **Supreme Court QIC Grant**            \$    **5,386.83**      **Fund # 201**
- **CSEA**                                        \$    **500.00**      **Fund # 006**
- **Court of Appeals**                      \$    **5,000.00**      **Fund # 001**
- **Board of DD**                              \$    **2,400.00**      **Fund # 004**
- **Sanitary Engineers**                  \$    **2,400.00**      **Fund # 600**
- **NEOCAP**                                 \$    **128,000.00**    **Fund # 990**

Yeas: Cantalamessa, Malloy  
Nays: Frenchko

*Ms. Frenchko voted no stating the departments listed did not give her an explanation.*



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

**10. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to concur with the Trumbull County Engineer to grant the Special Annual Supplier Fleet Permits 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 companies listed. The necessary permit fee and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **JESWELD AUTO TRUCK SERVICE**  
6528 Mahoning Ave., Youngstown, OH 44515  
**Permit No.: AF-028-2023**  
**Permit Effective: April 10, 2023 through April 10, 2024**
- **KRMPOTIC EXCAVATING LLC**  
2537 State Rd., Rock Creek, OH 44084  
Rock Creek, OH 44084  
**Permit No.: AF-029-2023**  
**Permit Effective: April 11, 2023 through April 11, 2024**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: SPECIAL HAULING PERMIT  
TO HAUL STEEL COILS  
COUNTY ENGINEER**

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

- **JARO TRANSPORTATION SERVICES, INC.**  
975 Post Road NW, Warren, OH 44483  
**Permit No.: 2023-047**  
**Permit Effective: April 12, 2023 through April 12, 2024**

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: ACKNOWLEDGE RECEIPT OF PROPOSAL  
TRU-TR095A LAYER RD. BRIDGE REPLACEMENT  
PID 117395 FOR THE REPLACEMENT OF  
THE WARREN NO. 1 BRIDGE ON LAYER ROAD  
(T.H. 95A) IN WARREN TOWNSHIP; AND  
AUTHORIZE THE CLERK ADVERTISE FOR SEALED  
BIDS**

**12. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to acknowledge receipt of the Proposal for the TRU-TR095A LAYER RD. BRIDGE REPLACEMENT PID 117395 which consists of the replacement of the Warren No. 1 Bridge on Layer Road (T.H. 95A) in Warren Township; AND to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed bids for the TRU-TR095A LAYER RD. BRIDGE REPLACEMENT PROJECT. The project is being funded entirely by a Bridge Funding Program (BFP) grant obtained thru the County Engineer’s Association of Ohio (CEAO) —*No County General Revenue Funds are required*; this action per the recommendation of the County Engineer.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

(Legal Notice recorded on Journal Page(s)\_\_\_\_\_.)

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**RE: RECEIVE AND PLACE ON FILE  
MONTHLY ACTIVITIES REPORT-  
DOG KENNEL**

**13. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to receive and place on file the Monthly Activities Report for the TRUMBULL COUNTY DOG KENNEL for the month of MARCH 2023; as submitted by Michelle Goss, Chief Executive Dog Warden.  
**NOTE:** Monthly Report shall be recorded on the Journal for record purposes.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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

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**RE: ADVERTISE FOR REQUEST FOR QUALIFICATION (RFQ) STATEMENTS FROM PROFESSIONAL ENGINEERING FIRMS (IN ACCORDANCE WITH THE TRUMBULL COUNTY UNIFORM GUIDANCE PROCUREMENT POLICY FOR AMERICAN RESCUE PLAN ACT FUNDS-PLANNING COMMISSION**

**14. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, To authorize the Clerk to Advertise a Request For Qualification (RFQ) Statements from professional engineering firms (in accordance with the Trumbull County Uniform Guidance Procurement Policy for American Rescue Plan Act Funds Part V.C.1-8) for the purposes of conducting certain studies and reports required by the Federal Emergency Management Agency (FEMA) for five properties found to be noncompliant with the requirements of the National Flood Insurance Program (NFIP) in accordance with the Trumbull County Special Purpose Flood Damage Reduction Regulations (Amended Adoption on May 5, 2010; Journal Volume 134, Page 15094, Original Adoption September 1, 1994; Journal Volume 90, Page 2388).

The Planning Commission is requesting that the Board of Trumbull County Commissioners:

- 1) Authorize the Clerk to Advertise a Request for Qualification (RFQ) Statements on April 25, 2023, to be accepted until Tuesday, May 23, 2023. at 3 PM and delivered to the office of the Board of Trumbull County Commissioners, ATTN: Paula Vivoda-Klotz, Clerk, 5<sup>th</sup> Floor, 160 High Street NW, Warren, Ohio 44481. Trumbull County is requesting Qualification Statements from professional engineering firms for the purposes of conducting certain studies and reports required by the Federal Emergency Management Agency (FEMA) for five properties found to be noncompliant with the requirements of the National Flood Insurance Program (NFIP) in accordance with the Trumbull County Special Purpose Flood Damage Reduction Regulations AND;
- 2) Authorize the Trumbull County Planning Commission, in coordination with other county officials, to rank and select the most qualified engineering firm to perform the studies and enter into negotiations with the most qualified firm to develop a final price proposal for the necessary professional engineering administration services.

**NOTE:** The RFQ and required attachments will be posted on the Trumbull County Commissioners’ website and on the Planning Commission’s website. The Board of Trumbull County Commissioners authorized a number of Floodplain Administration Related Actions on October 26, 2022; Journal Volume 155, Pages 25155-25157. Baker, Dublikar, Beck, Wiley & Mathews, Attorneys at Law, issued an opinion on January 30, 2023, finding that ARPA funds may be used to fund the studies that have been identified by/requested from FEMA in order to develop a corrective action plan for five of the properties identified in the 2020 audit. The Floodplain Administrator conferred with FEMA in order to gather feedback and advice on the types and numbers of studies FEMA requires in order to assist the five property owners work towards achieving compliance. Once FEMA responded, the Floodplain Administrator mailed Flood Study Authorization Letters to all five property owners requesting whether the property owner elected to participate in conducting the flood studies on their respective properties in order to negotiate a Corrective Action Plan with FEMA AND/OR to participate in the Clean Ohio grant application process with the potential to sell their property at fair market value through the grant if it is awarded placing the property in conservation indefinitely according to the grant program rules and regulations.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

(Legal Notice recorded on Journal Page(s)\_\_\_\_\_.)

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**RE: AGREEMENT WITH MS CONSULTANTS, INC.  
GOLDEN TRIANGLE INFRASTRUCTURE  
IMPROVEMENT PROJECT-PLANNING COMMISSION**

**15. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to authorize the Award and Execution of an Agreement with ms consultants, Inc., 333 East Federal Street, Youngstown, OH 44503, the most qualified engineering firm selected to provide professional engineering and limited construction administration services for the Golden Triangle Infrastructure Improvement Project.

The Planning Commission is requesting that the Board of Trumbull County Commissioners:

- 1) Authorize the Award and Execution of an Agreement with ms Consultants, Inc., 333 East Federal Street, Youngstown, Ohio 44503; selected in October, 2022, as the most qualified engineering firm to provide professional engineering and limited construction administration services for the Golden Triangle Infrastructure Improvement Project; to be paid from Fund 223-030-5121-5114-1-505610 and funded through the reimbursable grant known as the U.S. Department of Commerce's Economic Development Administration (EDA) FY 2021 American Rescue Plan Act once all contracts are in place. Local matching funds are being provided by the Trumbull County Engineer, the City of Warren and Howland Township according to the Memorandum of Understanding (MOU) attached.

**NOTE:** The Board of Trumbull County Commissioners selected ms Consultants, Inc. as the most qualified firm on October 13, 2022, Journal Volume 155, Page 25122. The Memorandum of Understanding was approved the same day; Journal Volume 155, Page No. 25124. The Agreement has been reviewed by the EDA, ms Consultants, Inc. and the Trumbull County Prosecutor's Office. All comments and edits have been incorporated into the final agreement draft and attachments. The agreement is to be funded through the U.S. Department of Commerce's Economic Development Administration (EDA) FY 2021 American Rescue Plan Act and local matching funds provided by the Trumbull County Engineer, the City of Warren and Howland Township. ms Consultants, Inc. was selected as the most qualified firm among four total firms that responded on or before September 16, 2022, to the county's second Request for Qualification Statements published in the *Tribune Chronicle* on August 26, 2022, and posted on Demand Star.com. The Trumbull County Engineer, Howland Township and Warren City ranked ms Consultants, Inc. along with three other firms and selected ms Consultants, Inc. as the most qualified firm to provide professional engineering and construction administration services.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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**RE: AUTHORIZE REQUEST FOR PRICE PROPOSALS FOR HOME SEWAGE TREATMENT SYSTEM FOR INSTALLERS FOR WEST FARMINGTON SANITARY SEWER PROJECT SANITARY LATERAL ASSISTANCE PROGRAM-PLANNING COMMISSION**

**16. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to authorize the Request for Price Proposals for the Home Sewage Treatment System for Installers for the West Farmington Sanitary Sewer Project Sanitary Lateral Assistance Program.

The Planning Commission is requesting that the Board of Trumbull County Commissioners:

A request to authorize Emily Moran, Grants Coordinator, Trumbull County Planning Commission, to request price proposals from three (3) or more of Trumbull County’s licensed Home Sewage Treatment System (HSTS) installers for the West Farmington Sanitary Sewer Project Sanitary Lateral Assistance Program (SLAP) for the connection of three (3) additional Low-and Moderate-Income Households to the newly constructed sanitary sewer in West Farmington Village. The price proposal is to be paid for through the county's PY2021 Community Development Block Grant (CDBG) Program (2 of 3 households) and PY2022 Home Sewage Treatment (HSTS) Reserve Program (1 of 3 households).

Request for Price Proposal Packets must be returned intact in a sealed envelope marked WEST FARMINGTON VILLAGE SANITARY LATERAL ASSISTANCE PROGRAM FOR LMI HOUSEHOLDS to the attention of Paula Vivoda-Klotz, Clerk, 160 High Street, N.W., 5th Floor, Warren, OH 44481 no later than 3:00 P.M. on Thursday, May 11, 2023.

**NOTE:** The Commissioners passed a resolution authorizing the application, acceptance and execution of the PY21 CDBG Agreement on May 12, 2021, (Journal Volume153, Page 23969), and passed a resolution authorizing the application, acceptance and execution of the PY22 HSTS Agreement on August 18, 2021, (Journal Volume 153, Page 24209-24210). MJD Excavating, Inc. was awarded a contract for the connection of 42 low-and moderate-income households on October 13, 2022, (Journal Volume 155, Page 25123). The Trumbull County Combined Health District and the Trumbull County Sanitary Engineer’s Office have been working diligently with this office on conducting, inspecting, preparing and finalizing the technical specifications and the plumbing inspection reports; required elements of the Request for Price Proposal Packets.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None



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**RE: APPROVE RENEWAL PROPOSAL AND EXECUTE PARTICIPATION AGREEMENT, AS SUBMITTED BY ROSSI INSURANCE AND THE TRUMBULL COUNTY INDEPENDENT INSURANCE AGENCIES, FROM THE COUNTY RISK SHARING AUTHORITY (CORSA)**

**17. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve the Renewal Proposal and execute the Participation Agreement, as submitted by Rossi Insurance and the Trumbull County Independent Insurance Agencies, from the COUNTY RISK SHARING AUTHORITY (CORSA) c/o County Commissioners Association of Ohio, 209 East State Street, Columbus, OH 43215-4195, for General Liability, Property Damage, Law Enforcement Liability, and Fleet Insurance Coverage, for a period of one (1) year commencing May 1, 2023 and ending April 30, 2024; this action per the recommendation of the Human Resources Department and subject to the approval of the Prosecutor’s Office.

*NOTE: 2022 fees totaled \$593,125.00.*

**Fee schedule:**

◆ Property:	\$249,329.00
◆ Liability:	\$394,210.00
◆ Fleet:	<u>\$ 78,142.00</u>
<b>Total:</b>	<b>\$721,681.00</b>

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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

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**RE: RECEIVE AND PLACE ON FILE 2022 ANNUAL REPORT- JUVENILE COURT**

**18. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to receive and place on file the 2022 Annual Report of the TRUMBULL COUNTY JUVENILE COURT, as submitted by Juvenile Court Administrator, Stacy Ziska, on behalf of Juvenile Court Judges, and Sandra Stabile Harwood and Samuel F. Bluedorn. The annual report is filed pursuant to Ohio Revised Code Section 2151.18.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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**RE: EMPLOYMENT- MS. KAYLA REUFF  
TELECOMMUNICATOR-911 CENTER**

**19. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve the personnel action for the full-time employment of KAYLA REUFF as a TELECOMMUNICATOR with the TRUMBULL COUNTY 911 CENTER, effective Monday, April 24, 2023. Ms. Reuff will be paid \$22.194 per hour and serve a 180-day probationary period; this action per the recommendation of the Human Resources Department in conjunction with Patty Goldner, Interim 911 Director.

**NOTE:** Ms. Reuff successfully passed a pre-employment exam, background check, and skills assessment.

*Ms. Frenchko asked if this was a situation where an individual was coming in with more time from the outside that could possibly create more past practice situations.*

*Mrs. Alex DeVengencie-Bush stated this was not one of those situations. She further explained this was within 911's CBA. Ms. Frenchko thanked Mrs. DeVengencie-Bush for clarifying.*

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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**RE: APPROVE ADDENDUM NO. 1 EXISTING  
AGREEMENT BETWEEN BOARD OF COMMISSIONERS  
COUNCIL FOR THE VILLAGE OF LORDSTOWN AND  
ULTIUM CELLS, LLC**

**20. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to approve Addendum No. 1 to the existing agreement between the Board of Trumbull County Commissioners, Council for the Village of Lordstown and Ultium Cells, LLC that was approved on December 7, 2020 per Journal Volume 152, Page 23620. Addendum clarifies that the Village of Lordstown shall bill Ultium based upon the actual sanitary sewer meter reading and not through a water meter reading. All other provisions contained in the agreement for sewer services for Ultium Cells shall remain enforceable in accordance with the original agreement; this action per the recommendation of the Trumbull County Sanitary Engineer.

*Ms. Frenchko voted no because she didn't receive an explanation regarding the billing. Mr. Malloy stated it was explained thoroughly at the Public Workshop and he wished she would have attended. Ms. Frenchko said it is not enough for departments to give explanations. She stated if they have an attorney, she would like to give a memorandum of law. She said she like to review things in a report form and she had nothing like that to review the billing for Item #20.*

Yeas: Cantalamessa, Malloy

Nays: Frenchko

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

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**RE: AUTHORIZE PAYMENT TO DIRECTION HOME OF EASTERN OHIO, INC.**

**21. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to authorize payment to the DIRECTION HOME OF EASTERN OHIO, INC., 1030 N. Meridian Road, Youngstown, OH 44509, for local match dollars as obtained from Trumbull, Mahoning, Columbiana, and Ashtabula Counties for Title III Federal Funding under the Older Americans Act to provide critical services for older adults such as home-delivered meals, in-home assistance and other supportive services to be rendered for FY2023 -\$1,250.00 to be paid quarterly for a total amount not to exceed \$5,000.00-to be paid for from the Senior Levy Fund No. 065-050-1000-1000-1-505824-*no General Revenue Funds will be utilized.* DIRECTION HOME OF EASTERN OHIO, INC. through the Older Americans Act as amended, has the responsibility to plan, coordinate, fund, and advocate for the needs of older adults for the District 11 Region; this action per the recommendation of Diane M. Siskowic-Jurkovic, CPA, Senior Levy Administrator.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: AMEND ITEM DATED NOVEMBER 9, 2022 VOL. 155, PAGE(S) 25180, TO REMOVE THE LANGUAGE, UNDER 60 YEARS OF AGE, AND CORRECT THE SALES TAX FUND NUMBER FROM 921-130-1100-1100-1-505550 TO 921-130-1100-1100-1-507110.**

**22. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to Amend Item dated November 9, 2022, Journal Volume 155, Page(s) 25180 in committing \$200,000 from Sales Tax Fund to match 5310 Grant funds used to provide County-Wide On-Demand Transportation for Trumbull County disabled residents under 60 years of age beginning December 1, 2022 through November 30, 2024. **Amendment is necessary to include the following:** To remove the language, *Under 60 years of age*, and correct the SALES TAX Fund number from 921-130-1100-1100-1-505550 to 921-130-1100-1100-1-507110.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: ADOPT RESOLUTION TO AUTHORIZE DENNY MALLOY TO EXECUTE THE OHIO DEPARTMENT OF TRANSPORTATION CONTRACTS**

**23. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to Adopt a Resolution to authorize Denny Malloy, President of the Board of Trumbull County Commissioners, to execute the OHIO DEPARTMENT OF TRANSPORTATION Contracts, for the purpose of authorizing ODOT to remove former Commissioner Frank S. Fuda from their files as the authorized signatory of contracts on behalf of Trumbull County.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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**RE: ADOPT POLICIES PER ODOT 5310 PROGRAM  
REQUIREMENTS FOR CONTRACTED SERVICES  
SUB RECIPIENT COMPLIANCE**

**24. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, per ODOT 5310 Program requirements for Contracted Services Sub Recipient Compliance, the following policies are to be adopted by Trumbull County Board of Commissioners. As prepared by Mike Salamone, Transit Administrator, and Diane Siskowic-Jurkovic, Senior Levy Administrator from ODOT drafted policies, approval has been obtained by all involved Trumbull County departments pertaining to any policies as presented. The following policies for the Trumbull County Transit 5310 Program are:

- **Financial Management Policies and Procedures**
- **FTA Compliant Procurement Policy**
- **ADA Policy**
- **Title VI Plan**

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

*Ms. Frenchko said she believes Trumbull County should adopt the same policies as the Federal Government because they are good.*

**MS. FRENCHKO STATED—BASED ON AN EMAIL FROM ODOT, THE BOARD HAS TO APPROVE ITEM #25 AS A DRAFT BECAUSE THE ACTUAL AGREEMENT CAN'T BE PREPARED UNLESS THEY RECEIVE THE VERIFICATION OF #23. MS. FRENCHKO MADE A MOTION TO AMEND ITEM #25 TO READ: TO APPROVE AUTHORIZING THE EXECUTION OF A DRAFT AGREEMENT FOR PROPOSALS SUBMITTED ON MARCH 15, 2023 BY THE FOUR COMPANIES LISTED BELOW AS THAT WOULD MAKE THEM COMPLIANT WITH ODOT'S CHECKLIST—MS. FRENCHKO FURTHER STATED SHE WANTED TO ADD THE WORD, DRAFT AND NEXT WEEK THEY COULD HAVE THE ACTUAL CONTRACT.**

*Ms. Frenchko spoke about the email from ODOT and said she would report it if it's done wrong.*

*Ms. Jurkovic said the draft is within the documents and spoke about the way the Planning Commission did it (Item #15).*

**MOTION DIED FOR A LACK OF A SECOND**

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**RE: AUTHORIZE AWARD AND EXECUTION OF  
AGREEMENTS PER PROPOSALS PURCHASE  
TRANSPORTATION FOR TRUMBULL COUNTY WIDE  
TRANSPORTATION SERVICE**

**25. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to authorize the award and execution of Agreements per proposals submitted on March 15, 2023, by the four (4) companies listed below for purchase transportation to provide On Demand service for Trumbull County residents using the *Trumbull County Wide Transportation Service* for disabled and/or residents 60 years of age and older. Funding available May 1, 2023-November 30, 2023, totals 2023 PROGRAM YEAR SECTION 5310 Grant \$565,939 plus \$1,100,000 local share reduced by transportation costs expended December 1, 2022 through April 30, 2023, for approximately \$1,165,939 and year two beginning December 1, 2023 through November 30, 2024 service contract(s) of \$1,100,000 from local funding with increases possible dependent upon securing additional funding, such as Federal and/or, State Grants/Funds (5310 funds). The contract period shall be an Initial of 19 months from the effective date. The contract is eligible for 19 months with possible one -year renewal if mutually agreeable to the Agency and the Contractor(s), unless terminated. The dollars available for year one are from the following sources: The remaining balances of local funds expended December 1, 2022 through April 30, 2023 from original annual Commitments-Senior Levy \$750,000; Trumbull County Board of Developmental and Disabilities- \$150,000; and Trumbull County Commissioners - \$200,000 (Sales Tax funds). 2023 PROGRAM YEAR SECTION 5310 totaling 556,939 was awarded September 29, 2022 to fund this program. The second year funds include Senior Levy \$750,000, Trumbull County Board of Developmental and Disabilities \$150,000, Trumbull County Commissioners \$200,000 from Sales tax. 5310 grant from ODOT to be determined. With recommendation, to enter into a Project Funding Agreement with each company listed for said services; 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 and Disabilities.

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**RE: AUTHORIZE AWARD AND EXECUTION OF AGREEMENTS PER PROPOSALS PURCHASE TRANSPORTATION FOR TRUMBULL COUNTY WIDE TRANSPORTATION SERVICE (Cont'd)**

**PROPOSALS AWARDED**

AGENCY	AWARD AMOUNT
<b>Garwin Inc.</b> 1607 Motor Inn Drive Girard, Ohio 44420	May 2023-December 2023(per bid): Ambulatory in county and out of county \$2.20 per revenue mile - \$25.00 Minimum  January 2024-November 2024 (per bid): Ambulatory in county and out of county \$2.25 per revenue mile - \$25.00 Minimum  Non Ambulatory N/A
AGENCY	AWARD AMOUNT
Mirkin & Associates, Inc. d/b/a <b>Comfort Care-A-Van</b> 805 Mahoning Ave. Youngstown, Ohio 44502	May 2023-November2023: 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  December 2023-November 2024: Ambulatory in county and out of county \$2.25 per revenue mile \$30.00 Minimum  Non Ambulatory in county and out of county \$2.50 per mile \$45.00 minimum
<b>All American USA Taxi, Inc.</b> 1962 Tod Ave. S.W. Warren, Ohio 44485	May 2023-November 2023: Ambulatory in county and out of county \$2.20 per revenue mile \$25.00 Minimum  December 2023-November 2024: Ambulatory in county and out of county \$2.20 per revenue mile \$25.00 Minimum  Non Ambulatory N/A
<b>Country Neighbor Program Inc.</b> 39 South Maple Street PO Box 212 Orwell, Ohio 44076	May 2023-November 2023: Ambulatory and Non-Ambulatory in count and out of county \$2.09 per revenue mile  December 2023-November 2024: Ambulatory and Non-Ambulatory in count and out of county \$2.15 per revenue mile

**NOTE:** Per evaluation and ranking of submitted proposals for recommendation of award, and concurrence by ODOT Office of Transit dated April 6, 2023, confirms the responsiveness and reasonableness of the received proposals. The draft Agreement has been reviewed by ODOT and the Trumbull County Prosecutor’s Office. All comments and edits have been incorporated into the final agreement draft and any attachments. Once Agreements are fully executed, per ODOT’s Procurement Checklist for ODOT Office of Transit Sub-recipients, copies of the following satisfies the next steps through Procurement Overview & Summary Form: Sound and Complete Agreement, Applicable FTA Clauses in Contract, Attorney Approval of Contract (internal Certificate of Legal Counsel as signed by Prosecutor’s Office), and this Resolution of Trumbull County Board of Commissioners. Per Procurement checklist, Contract Modifications (In Scope) and Delivery Receipt (Capital Items Only) do not apply to the Trumbull County Transit Program.

There was discussion regarding one of the bidder’s that had a clarification issue and if it was resolved, Prosecutor’s opinion relating to that issue, if that was changed within #25, statute that allows for clarification prior to award that Mr. Danso said was proper, ODOT stating vendor not being allowed to change bid, ODOT statement relating to discretion of the County,

Yeas: Cantalamessa, Malloy  
 Nays: Frenchko

**MS. FRENCHKO VOTED NO ON ITEM #25 STATING THE DRAFT HAS TO COME FIRST.**

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

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**RE: LIQUOR PERMIT**

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

***TRANSFER CLASS C1 C2***

<b>FROM:</b>	<b>NABLUS TOWN, INC.</b> <b>dba K NAFA RESTAURANT</b> 3129 Belmont Ave., Suite A Liberty Township Youngstown, OH 44405
<b>TO:</b>	<b>SAMS SHOP CONVENIENCE STORE LLC.</b> 3129 Belmont Ave., Ste B Liberty Twp. Youngstown, OH 44505

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

Week Beginning April 17, 2023

Meeting of April 19, 2023

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**RE: RECEIVE FISCAL OFFICER'S CERTIFICATE  
\$390,000, OF NOTES- EXPANDING AND IMPROVING  
THE WATER SYSTEM IN PROSPERITY WATERLINE  
PROJECT, KNOWN AS COUNTY PROJECT NO. 5-W-15**

27. The following Fiscal Officer's Certificate recorded on Journal for record purposes:

Week Beginning April 17, 2023

Meeting of April 19, 2023

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**RE: RECEIVE FISCAL OFFICER'S CERTIFICATE  
\$600,000, OF NOTES- EXPANDING AND IMPROVING  
THE SANITARY SEWERAGE IN BROOKFIELD  
WASTEWATER TREATMENT PLAN PROJECT**

**28.** The following Fiscal Officer's Certificate recorded on Journal for record purposes:



Week Beginning April 17, 2023

Meeting of April 19, 2023

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**RE: RECEIVE FISCAL OFFICER'S CERTIFICATE  
\$292,500 OF NOTES- EXPANDING AND IMPROVING THE  
SANITARY SEWERAGE ELM WATER PROJECT**

29. The following Fiscal Officer's Certificate recorded on Journal for record purposes:

Week Beginning April 17, 2023

Meeting of April 19, 2023

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**RE: TO ADOPT A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,282,500 FOR THE PURPOSES OF (A) RETIRING OUTSTANDING BOND ANTICIPATION NOTES ISSUED IN 2022 FOR VARIOUS PURPOSES, AND (B) PAYING ISSUANCE COSTS OF THE NOTES.**

30. The following Resolution recorded on the Journal for record purposes:

Week Beginning April 17, 2023

Meeting of April 19, 2023

**RE: \$1,282,500 OF NOTES- RETIRING OUTSTANDING BOND ANTICIPATION NOTES ISSUED IN  
2022 FOR VARIOUS PURPOSES AND PAYING ISSUANCE COSTS OF THE NOTES-(Cont'd)**

Week Beginning April 17, 2023

Meeting of April 19, 2023

**RE: \$1,282,500 OF NOTES- RETIRING OUTSTANDING BOND ANTICIPATION NOTES ISSUED IN 2022 FOR VARIOUS PURPOSES AND PAYING ISSUANCE COSTS OF THE NOTES-(Cont'd)**

Week Beginning April 17, 2023

Meeting of April 19, 2023

**RE: \$1,282,500 OF NOTES- RETIRING OUTSTANDING BOND ANTICIPATION NOTES ISSUED IN  
2022 FOR VARIOUS PURPOSES AND PAYING ISSUANCE COSTS OF THE NOTES-(Cont'd)**

Week Beginning April 17, 2023

Meeting of April 19, 2023

**31. MOTION:** Made by Ms. Frenchko, to Rescind Agenda Item dated April 12, 2023, Volume 156, Page(s) 25619-25620, to Adopt a Resolution to Maintain the Record of Proceedings for The Trumbull County Board of Commissioners by Electronic Means-Rescinding agenda item Requested for the following reasons: 1.) To Amend Commissioners' Record and Retention Schedule (R.C.-2) to include Adopting Resolution to Maintain the Record of Proceedings by Electronic Means that will be kept as permanent record 2.) The President of the Board of Commissioners will be responsible for announcing that the record is being maintained in such a manner and, during the proceedings, shall ensure that each person self-identifies prior to speaking during the proceedings, every time when speaking according to R.C 305.093. 3.) Public cannot easily access a copy of minutes, may not have a computer or internet access

**WHEREAS**, Ohio Revised Code 305.10 authorizes the Board of Trumbull County Commissioners to adopt a resolution directing the clerk to maintain a full record of the proceedings by electronic means;

**WHEREAS**, Ohio Revised Code 9.01 allows the Board of Trumbull County Commissioners to maintain a full record of the proceedings by audio or video recordings;

**WHEREAS**, Ohio Revised Code 305.11 authorizes the Board of Trumbull County Commissioners to orally approve the electronic record of proceedings from the previous meeting after the clerk certifies that the entire record of proceedings at that meeting is completely and accurately captured by audio or video recording;

**WHEREAS**, the Board of Trumbull County Commissioners now audio or video records all meetings and work sessions to make them available to the public; and,

**WHEREAS**, the Board of Trumbull County Commissioners finds that making the audio or video recordings the official record of the Board of Trumbull County Commissioners is the most transparent and efficient manner to serve the residents of Trumbull County and to document the actions of the Board of Trumbull County Commissioners.

**THEREFORE, BE IT RESOLVED**, that the Board of Trumbull County Commissioners hereby adopts this Resolution to maintain the full record of the proceedings by audio or video recording of all meetings and work sessions and that these recordings shall take the place of any written meeting minutes created by the clerk.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Board of Trumbull County Commissioners shall orally approve the audio or video recordings from the prior meeting after the clerk certifies that the recordings completely and accurately capture the record of proceedings at that meeting.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Board of Trumbull County Commissioners hereby directs the clerk to maintain a written summary of the record of the proceedings only if the audio or video recording of any meeting or work session malfunctions.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Board of Trumbull County Commissioners direct the clerk to promptly prepare, file, and maintain and make available for public inspection the audio or video recordings of all meetings and work sessions.

**THEREFORE, BE IT FURTHER RESOLVED**, that it is found and determined that all actions of the Board of Trumbull County Commissioners concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Trumbull County Commissioners and that all deliberations of the Board of Trumbull County Commissioners that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

**THEREFORE, BE IT FURTHER RESOLVED**, that this Resolution shall be effective on the earliest date allowed by law.

**MOTION DIED FOR LACK OF SECOND**

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**RE: AUTHORIZE PARTICIPATION SUBLEASE  
PURCHASE ARRANGEMENT WITH THE  
OHIO SECRETARY OF STATE FOR PURPOSE  
OF ACQUIRING AND IMPLEMENTING VOTING  
MACHINES AND EQUIPMENT-BOARD OF  
ELECTIONS**

**32. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, authorizing participation in a sublease-purchase arrangement with the Ohio Secretary of State for the purpose of acquiring and implementing voting machines and equipment and financing certain costs thereof. a sublease-purchase agreement evidencing such arrangement, and matters related thereto: attached here to.

**WHEREAS,** pursuant to Amended Substitute Senate Bill 135 of the 132nd Ohio General Assembly (as the same may be amended, modified, revised, supplemented or superseded from time to time, the “Act”) and the financing program authorized thereunder (the “SoS Financing Program”), the Secretary of State of the State of the Ohio (the “Sublessor”) is providing financing to Ohio counties for the acquisition of voting systems, including, but not limited to, voting machines, marking devices, automatic tabulating equipment, and direct record electronic voting machines, as defined in Ohio Revised Code (“ORC”) Section 3506.01, together with associated allowable expenditures, as defined in the Act; and

**WHEREAS,** in accordance with ORC Section 3506.02, it has been determined that the equipment used by the citizens of the County of Trumbull Ohio (the “Sublessee”) to vote in federal, state and local elections shall be changed to that equipment described in the Proposal of ES&S (the “Vendor”) dated April 12, 2023 (the “Proposal”); and

**WHEREAS,** the Vendor has submitted a draft contract for the implementation of the Proposal to the Sublessee (the “Project Contract”), and the Sublessor has reviewed and approved the Project Contract (as it relates to the SoS Financing Program) and the Project Equipment (as hereinafter defined); and

**WHEREAS,** the Proposal requires the Sublessee to acquire certain voting machines and equipment (the “Project Equipment”) and pay certain costs related to implementing the Proposal (along with the acquisition of the Project Equipment, the “Project”) and this Board of County Commissioners of the Sublessee (the “Legislative Authority”) desires to accept the Proposal, enter into the Project Contract, undertake the Project, and finance a portion of the cost of the Project by utilizing the provisions of the SoS Financing Program;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Trumbull, State of Ohio, that:

**SECTION 1.** It is hereby determined to be necessary, desirable and expedient, and in the best interests of the Sublessee and its citizens, for the Sublessee (i) to accept the Proposal, (ii) enter into the Project Contract, (iii) acquire the Project Equipment, and (iv) finance a portion of the costs of the Project Equipment (the “State-Financed Equipment”) and other costs of the Project by participating in the SoS Financing Program.

**SECTION 2.** The Sublessee’s participation in the SoS Financing Program shall be evidenced by a Sublease-Purchase Agreement between the Sublessor and the Sublessee (together with all exhibits and appendices thereto, the “Sublease”). At least two members of the Legislative Authority and the Sublessee’s County Auditor (collectively, the “County Signers”) are hereby authorized, to execute and deliver the Sublease on behalf of the Sublessee in substantially the form presently on file with the Legislative Authority, which is hereby approved, with such changes not substantially adverse to the Sublessee as the County Signers may approve; the approval of such changes, and that the same are not substantially adverse to the Sublessee, shall be conclusively evidenced by the execution of the Sublease by the County Signers.

**SECTION 3.** All of the obligations of the Sublessee set forth and covenants made by the Sublessee under the Sublease are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Sublessee within the meaning of ORC Section 2731.01 et seq.

(Continued)

Week Beginning April 17, 2023

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**RE: AUTHORIZE PARTICIPATION SUBLEASE PURCHASE ARRANGEMENT-  
(Cont'd)**

SECTION 4. Pursuant to the SoS Financing Program, the Sublessee shall not be required to make any scheduled payments towards the purchase of the State-Financed Equipment to the Sublessor or any other entity. To pay that portion of the cost of the Project not financed through the SoS Financing Program, there is hereby appropriated from the Sublessee's General Fund (i) the amount of \$13,862.50 annually, and (ii) to pay the Sublessee's other obligations under the Sublease during this 2023, the amount of \$ 13,862.50.

SECTION 5. The County Signers and other appropriate officers of the Sublessee, or any of them, are hereby separately and individually authorized and directed to (i) make the necessary arrangements with the Sublessor to establish the date, location, procedure and conditions for executing and delivering the Sublease, and delivering the Sublease to, the Sublessor, and (ii) give all appropriate notices and execute and deliver, on behalf of the Sublessee, such additional instruments, documents, agreements, certificates, and other papers as may be in their discretion necessary or appropriate in order to carry out, give effect to and consummate the transaction contemplated thereby in such forms as the official executing the same may approve, and to take all other steps necessary or appropriate to effect the due execution, delivery and performance of the Sublease pursuant to the provisions of this resolution. The Clerk of the Board of County Commissioners shall furnish to the Sublessor a true transcript of proceedings pertaining to the Sublease containing such information from the records of the Sublessee as is necessary to evidence or determine the regularity and validity of the authorization, execution and delivery of the Sublease. Each of the County Signers is hereby separately and individually designated to act as the authorized representative of the Sublessee for purposes of the Sublease until such time as the Legislative Authority shall designate any other or different authorized representatives for such purpose.

SECTION 6. The Sublease shall constitute a special obligation of the Sublessee. Nothing in the Sublease or any agreements or documents relating thereto shall constitute or be construed or deemed to constitute a debt, bonded indebtedness or a general obligation of the Sublessee. Neither the taxing power nor the full faith and credit of the Sublessee are pledged or shall be pledged for the payment or security of the Sublease, or any other related agreement or document.

SECTION 7. The Legislative Authority acknowledges that the Sublessor has obtained funds for the SoS Financing Program by utilizing a sublease-purchase / certificates of participation arrangement, and that the interest component of the Sublessor's lease payments thereunder is intended to be exempt from federal income taxation under the Internal Revenue Code of 1986, as amended and the regulations prescribed thereunder (the "Code"). The Legislative Authority hereby covenants that it will restrict the use of the State-Financed Equipment in such manner and to such extent, if any, as may be necessary after taking into account reasonable expectations at the time the Sublease is entered into, so that the interest portion of such lease payments by the Sublessor will not be subject to federal income taxation under the Code. Any County Signer or any other officer having responsibility with respect to the execution and delivery of the Sublease is authorized and directed to give an appropriate certificate on behalf of the Sublessee on the date of delivery of the Sublease, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the State-Financed Equipment and other matters under the Code.

SECTION 8. It is hereby determined that the terms of the Sublease and this resolution are in compliance with all legal requirements. If any section, paragraph, clause or provision of this resolution or the Sublease shall for any reason be held invalid or unenforceable, such invalidity or unenforceability shall not affect any remaining provisions of this resolution or the Sublease, respectively. Any provisions of any ordinance or resolution inconsistent with this resolution are hereby repealed, but only to the extent of such inconsistency; this provision shall not be construed as reviving any ordinance or resolution or any part thereof.

(Continued)



**RE: AUTHORIZE PARTICIPATION SUBLEASE PURCHASE ARRANGEMENT-  
(Cont'd)**

SECTION 9. It is found and determined that all formal actions of the Legislative Authority concerning and relating to the adoption of this resolution were adopted in an open meeting of the Legislative Authority, and that all deliberations of the Legislative Authority and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law, including ORC Section 121.22.

SECTION 10. This resolution shall take effect and be in force upon its adoption.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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**RE: RESCIND AGENDA ITEM  
DATED MARCH 29, 2023, VOL. 156  
PAGE 24476- LEASE OF VEHICLES  
ENTERPRISE FM TRUST FOR USE  
BY TAG LAW ENFORCEMENT TASK FORCE**

**33. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy to Rescind Agenda Item dated March 29, 2023, Vol. 156, Page, 24476, to authorize DENNY MALLOY, President of the Board of Trumbull County Commissioners, to execute on behalf of Trumbull County, the Open-End (Equity) Lease Rate Quote as submitted by ENTERPRISE FLEET MANAGEMENT, INC., d/b/a ENTERPRISE FM TRUST (the Lessor), 8249 Mohawk Drive, Strongsville, OH 44136 (with a billing address at P.O. Box 800089, Kansas City, MO 64180-0089), for the lease of two (2) 2023 Chevy Traverses in the amount of \$506.55 each per month for a 36-month period for use by the TAG Law Enforcement Task Force—**This item is being Rescinded due to the Sheriff’s Office being advised the window to lease the vehicles had closed prior to the lease agreement being signed and returned.**

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

**MS. FRENCHKO MADE A MOTION FROM THE FLOOR TO COMMIT \$850,000.00 OF ARPA FUNDING FOR THE SCOTT STREET SANITARY PROJECT THAT IS UNDER A CONSENT DECREE, FOR THE PURPOSE OF KEEPING THE PROJECT MOVING FORWARD**

*Mr. Cantalamessa stated the project was discussed yesterday at the Public Workshop and forwarded to ARPA Counsel.*

*Ms. Frenchko stated the project was discussed without a dollar amount. There was further discussion regarding the dollar amount being discussed at the Public Workshop, agenda for workshop had nothing on it related to ARPA discussion, Scott Street discussed during comment period, customary to have public comment period, Roberts Rules of Order, and other procedure other counties follow.*

Week Beginning April 17, 2023

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**RE: ADOPT A RESOLUTION FOR THE BOARD OF TRUMBULL COUNTY COMMISSIONERS TO HOLD FOR SPECIAL MEETING ON WEDNESDAY, APRIL 26, 2023, AT 6:00 P.M., AT THE TRUMBULL COUNTY AGRICULTURE AND FAMILY EDUCATION CENTER TO DISCUSS PENDING AND FUTURE ARPA APPLICATIONS AND ANY OTHER ARPA RELATED MATTERS**

**34. MOTION:** Made by Ms. Frenchko, seconded by Mr. Malloy, to adopt a Resolution, for record purposes, for the Board of Trumbull County Commissioners to hold a SPECIAL MEETING on **WEDNESDAY, APRIL 26, 2023, at 6:00 p.m., at the TRUMBULL COUNTY AGRICULTURE AND FAMILY EDUCATION CENTER, 520 West Main Street, Cortland, OH 44410.** The Special Meeting will be to discuss pending and future American Rescue Plan Act ‘ARPA’ Applications with applicants, the public, and the press, and to discuss any other ARPA related matters.

**NOTE:** This meeting is contingent upon having security at the Trumbull County Agriculture and Family Education Center during the Special Meeting.

*There was discussion relating to the Boy Scouts not holding their meetings at the Agriculture and Family Education Center for a couple of months.*

**MR. CANTALAMESSA SECONDED THE MOTION AS MS. FRENCHKO’S COMMENT AUTOMATICALLY WAS A MOTION**

*Mr. Malloy thanked Director Ed Agler for making the meeting possible at the Agriculture and Family Education Center and stated the Boy Scouts quit meeting at the Ag Center months ago. Discussion continued regarding the purpose of the Special Meeting. The Special Meeting relative to ARPA was announced for next week, April 25, 2023, at 1:30 p.m., in the Commissioners’ Hearing Room, to discuss pending and future applications, and related matters. The Special Meeting of April 26, 2023, at 6:00 p.m., at the Trumbull County Agriculture and Family Education Center to discuss pending and future applications, and related matters was announced to accommodate people who work in the day. Discussion continued regarding the Special Meetings, hopes that all Commissioners could attend, security, and phone lines.*

**MS. FRENCHKO MADE A MOTION TO AMEND THE ORIGINAL MOTION TO BE CONTINGENT UPON HAVING LIVE PHONE LINES AND SECURITY AT THE SPECIAL MEETING OF APRIL 26, 2023.**

**The Clerk called the role for Ms. Frenchko and Mr. Malloy who voted to approve the Amended Motion**

**Mr. Cantalamessa stated he wanted to hear what Auditor Yoder had to say before he voted on the contingencies in the Amendment.**

**Auditor Yoder stated she wanted to clarify, the county phone system was not available at the Ag Center presently and it’s a short period of time for the IT Department to make live phone lines available. She further stated she didn’t want the Agenda Item to be contingent on this request as it may not be possible. She said they are doing their best, but want to be very careful.**

**Ms. Frenchko stated she would strike the language of having the Special Meeting only if it was to be live.**

**The Clerk asked if Item #34 would only be contingent to have security for the record. Ms. Frenchko answered, yes.**

Yeas: Frenchko, Malloy, Cantalamessa

Nays: None

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**RE: AUTHORIZE COMPREHENSIVE SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS JOSHUA GUYSINGER V. PAUL MONROE AND AUTHORIZE DENNY MALLOY TO EXECUTE THIS DOCUMENT**

**35. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy to authorize the Comprehensive Settlement Agreement and Release of All Claims in the case of *Joshua Guysinger v. Paul Monroe, et al.*, United States District Court for the Northern District of Ohio case number 4:22-cv-01499, and to authorize Denny Malloy, President of the Trumbull County Board of Commissioners, to execute this document.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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

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**RE: ACKNOWLEDGE RECEIPT OF AGREEMENT PROPOSAL BETWEEN COUNTY ENGINEER AND THE SHELLY COMPANY FOR THE HAULING OF ASPHALT GRINDINGS, FREE OF CHARGE**

**36. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to acknowledge receipt of the Agreement Proposal between the Trumbull County Engineer and The Shelly Company for the hauling of asphalt grindings, free of charge, from and Ohio Department of Transportation (ODOT) project in Portage County. ODOT has offered the Trumbull County Engineer 8,300 CY (16,600 tons) of asphalt grindings, which are valued at \$18.50/ton, or \$307,100. The Trumbull County Engineer will have twenty (20) trucks hauling this material, which will be incorporated into Trumbull County roads in future projects. Any project costs, if necessary, shall be funded from County Engineer Fund No. 01-002-030-1700-1700-1-505547—*No County General Revenue Funds are required*; this action per the recommendation of the County Engineer.

Yeas: Cantalamessa, Malloy, Frenchko  
Nays: None

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

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**RE: DESIGNATE MS. AMY SHANNON  
TO SERVE AS REPRESENTATIVE FOR  
DENNY MALLOY ON FAMILY AND  
CHILDREN FIRST COUNCIL**

**37. MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy to designate MS. AMY SHANNON to serve as a representative for Denny Malloy, President of the Board of Trumbull County Commissioners, on the FAMILY AND CHILDREN FIRST COUNCIL, for the term commencing April 19, 2023 and ending December 31, 2023.

**NOTE:** Pursuant to Ohio Revised Code Section 121.37, the President of the Board of Trumbull County Commissioners is a mandated member of the Family & Children First Council.

Yeas: Cantalamessa, Malloy

Nays: Frenchko

**MS. FRENCHKO VOTED NO, STATING THE PRESIDENT SHOULD VALUE HIS MEMBERSHIP ON THE FAMILY AND CHILDREN FIRST COUNCIL AND SHE DIDN'T THINK THEY SHOULD TAKE A BRAND NEW EMPLOYEE IN TRAINING AND SEND THEM TO THE MEETING.**

*Mr. Malloy asked if Ms. Frenchko would like to go to the meeting at 8:30 a.m. Mr. Cantalamessa addressed Ms. Frenchko stating she hasn't attended a Planning Commission Meeting in two years and sends a designee. Ms. Frenchko stated the meeting was regarding Family and Children First Council. Mr. Malloy said he has a schedule conflict as he had two other meetings to attend.*

**MS. FRENCHKO MADE A MOTION FROM THE FLOOR TO ELIMINATE HEALTH INSURANCE BENEFITS FOR ANY EMPLOYEE IN TRUMBULL COUNTY WHO IS NOT WORKING 30 HOURS PER WEEK PURSUANT TO TRUMBULL COUNTY'S POLICY AND PROCEDURE MANUAL FOR THE PURPOSE OF ADDRESSING A MANAGEMENT FINDINGS LETTER FROM THE STATE AUDITOR.**

**MOTION DIED FOR A LACK OF A SECOND**

***Summarized Public Comments:***

*Ms. Shelli Jackson spoke about the Stark County Law Library and an important program they held for the County and the City of Warren. She spoke about a Workshop they had on Tuesday, March 28, 2023, where counsel offered free advice to those in need of expunging their criminal record. She commented on the residents who came in having a look of despair compared to when they left. She acknowledged the efforts of Ms. Tara Keating, and the vision she had to help members of the community. Ms. Jackson said she wanted to make sure it was on record the phenomenal job that was done that day for this community. Ms. Jackson closed by thanking the Board for their time.*

*Mr. Cantalamessa stated the steps to the Law Library were going to be fixed soon as they are deplorable.*

*Mr. Mike Peterson, Board of Directors for Ivy Hill Bazetta Condominium Association, read the first paragraph of a letter he presented the Board at the Public Workshop on April 18, 2023. Mr. Peterson stated his letter was to inform the Board of the negative impact on Ivy Hill Condominium owners, Ivy Hill Condo Association and Bazetta Township the proposed construction of self-storage unit would have on the community. He shared concerns what this project would do to property values. Mr. Peterson said he would be happy to entertain any questions. Ms. Frenchko asked Mr. Peterson if this issue went through the Planning Commission.*

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***Summarized Public Comments-(Cont'd):***

***Mr. Peterson said the Planning Commission is addressing the issue. Ms. Frenchko asked Mr. Nic Coggins, present at the meeting, if it was permissible within zoning and regulations. Mr. Malloy stated, Director Green looked into this issue at the Public Workshop and met with Mr. Peterson and gave him some zoning records. Mr. Peterson spoke about zoning records, and stated the condo association's legal counsel is working through issues. Director Green addressed the issue over the conference bridge line. She spoke about when the condominiums were developed, condos not being under the Planning Commission Subdivision Regulations, statements regarding zoning being under Townships, Planning Commission did research, questions regarding zoning changes, initially zoned residential and then changed to commercial in 1976, trustees being aware of zoning change for particular piece of property, Ms. Green has been working with Ivy Hills Condo Association since last summer pulling records from her database, and discussion relating to a recorded ingress/egress Easement. Mr. Peterson said they are working with their counsel and wanted to have this matter on the record on a county level. Ms. Frenchko thanked Mr. Peterson for coming stating this is the meeting that is recorded and goes on the website.***

***Ms. Amanda Hebert, Warren, Ohio, asked about the Ivy Hills Condominium Association utilizing the Planning Commission to prevent a resident from building a storage unit.***

***Mr. Malloy stated Mr. Peterson is looking into legalities whether the property owner can or cannot proceed with building the storage units.***

***Ms. Frenchko stated anyone can contact the Planning Commission to find out information how property is zoned. She further stated if anyone had any questions, it is very common for residents to contact Planning--it's not a waste of a resource, but a use of a resource to reach out to them.***

***Mrs. Julie Green spoke on the conference bridge line stating the Planning Commission doesn't turn anyone away who has a question on comprehensive planning or zoning. She stated, the Planning Commission has files dating back to the 1970's. She further stated zoning is under the local township authority and that does ask the Planning Commission for recommendations at times. Director Green reminded everyone about the Eviction Summit that would be held Thursday, April 20, 2023, at 8:00 a.m., at the Eastwood Event Center and the importance of the event.***

***Auditor Yoder said the Workshops are on the website. Discussion continued regarding the Workshops not recorded by video. Auditor Yoder also stated the Special Meetings scheduled for next week, would not be posted right away because they were occurring so late in the day.***

***Mr. Malloy reminded the public of the Public Workshop for next week, April 25, 2023, at 10:00 a.m.; next Regular Meeting, April 26, 2023, at 10:30 a.m.; Special Meeting, April 25, 2023, 1:30 p.m. in Commissioners' Hearing Room; and Special Meeting on April 26, 2023, at 6:00 p.m., at the Agriculture Center in Cortland—both special meetings are related to ARP.—NOTE: The Clerk printed the correct dates (for the record) that differ from what was read. Mr. Malloy encouraged all Commissioners to attend the Special Meetings. There was discussion relating the Agenda for the Special Meetings related to ARPA. Mr. Paul Marvel, Mecca, asked if there were any plans for the WCI Steel Property for future development. Mr. Cantalamessa said there has been an extensive clean up, and the property is being aggressively marketed. Mr. Nic Coggins, Planning Commission, said the land is owned by the Western Reserve Port Authority, who is working with the Planning Commission, Regional Chamber, Jobs Ohio, Team NEO, Howland Township and the City of Warren. He said they have a record number of inquiries regarding this property which is considered a Mega Site under the ORC. Mr. Coggins closed stating they will continue working with state and local agencies to move forward in marketing the property. Mr. Malloy asked for anyone who witnessed an incident that happened before the meeting to give a statement to the deputy as he would be giving his.***

Week Beginning April 17, 2023

Meeting of April 19, 2023

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**RE: ADJOURN**

**MOTION:** Made by Mr. Cantalamessa, seconded by Mr. Malloy, to adjourn the Regular Meeting of April 19, 2023 @ approximately 11:40 a.m., and to meet again in Regular Session on April 26, 2023.

Yeas: Cantalamessa, Malloy, Frenchko

Nays: None

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

\_\_\_\_\_  
**DENNIS MALLOY, PRESIDENT**

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

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

**ATTEST:**

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