

Week Beginning May 1, 2017

Meeting of May 3, 2017

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 3rd day of May, 2017, in the office of said Board, with the following members present:

Frank S. Fuda, Commissioner
Mauro Cantalamessa, Commissioner
Daniel E. Polivka, Commissioner

RE: MINUTES

1. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to dispense with reading the minutes of the Workshop Session dated April 25, 2017 and the Regular Meeting dated April 26, 2017.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: APPROVE BILLS

2. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, 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: Polivka, Cantalamessa, Fuda
Nays: None

RE: EXECUTE APPALACHIAN REGIONAL COMMISSION GRANT APPLICATION SOUTH BEDFORD ROAD SANITARY SEWER IMPROVEMENTS PROJECT NO. 12-S-07 SANITARY ENGINEERS TO SUBMIT TO THE EASTGATE REGIONAL COUNCIL OF GOVERNMENTS

3. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to sign and execute all documents related to the application, execution and implementation of the Appalachian Regional Commission Grant Application for the SOUTH BEDFORD ROAD SANITARY SEWER IMPROVEMENTS PROJECT, known as County Project No. 12-S-07, Brookfield Township, Trumbull County, Ohio; AND to authorize the Trumbull County Sanitary Engineers to prepare and submit the Appalachian Regional Commission Grant Application to the Eastgate Regional Council of Governments; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor's Office.

➤ **Anticipated funding for this project includes:**

- \$ 500,000 PY2017 Ohio Public Works Commission (OPWC) Grant (36.35%)
- \$ 250,000 PY2017 Appalachian Regional Commission (ARC) Grant (18.17%)
- \$ 400,000 PY2017 Community Development Block Grant (CDBG) Funds (29.08%)
- \$ 225,705 OEPA Water Pollution Control Loan Fund 0.25% APR Loan (16.41%)
- \$1,375,705 Total Estimated Project Cost**

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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**RE: REIMBURSABLE EXTENSION AGREEMENT
EXTENSION OF A WATERLINE
WITH LIBERTY RETAIL, LLC
COUNTY PROJECT NO. 9-W-16**

4. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to enter into a Reimbursable Extension Agreement for the Extension of a Waterline, in accordance with the Ohio Revised Code Section 307.73, with LIBERTY RETAIL, LLC on McArthur Road, Liberty Township, Girard Water District, known as County Project No. 9-W-16; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor’s Office.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: DETAILED WATER DRAWINGS
EXTENSION OF A WATERLINE
WITH LIBERTY RETAIL, LLC
COUNTY PROJECT NO. 9-W-16**

5. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the Detailed Water Drawings of LIBERTY RETAIL, LLC for the Extension of a Waterline on McArthur Road, Liberty Township, Girard Water District, known as County Project No. 9-W-16; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to the approval of the Ohio Environmental Protection Agency.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

**RE: AMEND JOURNAL ACTION OF 6/5/13 TO INCLUDE
REDUCE MONTHLY CAPITAL CHARGE
FOR THE SANITARY PUMP STATION
LITTLE SQUAW CREEK INTERCEPTOR SANITARY
SEWER IMPROVEMENTS PROJECT NO. 19-S-02B**

6. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to amend the Journal Action taken by the Board of Trumbull County Commissioners on June 5, 2013, duly recorded in Journal Volume 139, Page 17536 concerning the Monthly Capital Charge for the property owners benefited by Phases 2 and 3 of the Sanitary Pump Station of the LITTLE SQUAW CREEK INTERCEPTOR PHASE 2 SANITARY SEWER IMPROVEMENTS PROJECT, known as County Project No. 19-S-02B, The monthly capital charge shall include property owners benefited by the LITTLE SQUAW CREEK INTERCEPTOR PHASE 4, known as Project No. 19-S-02D. The inclusion of more property owners to share in the debt of Sanitary Pump Station will REDUCE the monthly capital charge from \$7.50 Per Month to \$3.84 Per Month; this action per the recommendation of the Trumbull County Sanitary Engineers Department.

NOTE: *The estimated Capital Charge presented at the Public Hearing held on November 19, 2013 was \$3.87/Month/User.*

SPECIAL NOTE: As more connections are made to future phases of the Little Squaw Creek Interceptor which are tributary to the pump station, the monthly capital charge will be reduced accordingly based on the number of connections.

(Continued)

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RE: AMEND JOURNAL ACTION OF 6/5/13 - LITTLE SQUAW CREEK INTERCEPTOR SANITARY SEWER IMPROVEMENTS PROJECT (Cont'd)

➤ Total Project Cost of Phase 2= \$1,165,685.30

- \$625,000.00—US Army Corps of Engineers 594 Grant
- \$250,000.00—Community Development Block (CDBG) Grant
- \$169,625.00—Appalachian Regional Commission (ARC) Grant
- \$121,060.07—Ohio Water Development Authority (OWDA) Low Interest Loan

(Amount of Ohio Water Development Authority (OWDA) Low Interest Loan Attributable to the Pump Station = 75.213% x \$121,060.07 = \$91,052.91)

OWDA Fixed Annual Percentage Rate = 2.84%

Annual Payment Required for Pump Station Portion of OWDA Loan = \$6,030.01

Current Number of Households/Businesses Tributary to the Pump Station:
Increased from 67 to 131

Monthly Capital Charge = \$6,030.01/131 Users/12 Months

Monthly Capital Charge = \$3.84 Month/User

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

RE: APPOINT MS. JEANNINE DONATELLI
MEMBER OF WORKFORCE DEVELOPMENT
BOARD OF TRUMBULL COUNTY

7. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to appoint MS. JEANNINE DONATELLI to serve as a member of the WORKFORCE DEVELOPMENT BOARD OF TRUMBULL COUNTY, for a three (3) year term commencing May 1, 2017 through May 1, 2020. Ms. Donatelli will serve as an Economic Development Representative; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

RE: CLOSE ROADS—COUNTY ENGINEER

8. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to grant permission to the County Engineer to Close the Roads listed.

- PRINDLE BOOTH ROAD (T.H. 33), a/k/a PLEASANT VALLEY ROAD located in Vienna Township; closing location between Smith Stewart Road (T.H. 162) and Oriel Rogers Road (T.H. 47) for replacement of Vienna #2 Bridge.

Closing Dates: Monday, May 15, 2017 through Friday, July 28, 2017

RECOMMENDED DETOUR: East on Smith Stewart Road (T.H. 162); South on State Route 193; West on Tibbetts Wick Road (C.H. 28)

SPECIAL NOTE: This closing will be contingent upon Niles Vienna Road at the Vienna #17 Bridge being re-opened.

- WARNER ROAD (C.H. 43) located in Hartford Township; closing location between State Route 305 and Everett Hull Road (T.H. 193)—just north of State Route 305 for culvert replacement.

Closing Dates: Monday, May 8, 2017 through Friday, May 26, 2017

RECOMMENDED DETOUR: West on State Route 305; North on Sodom Hutchings Road (C.H. 45)

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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RE: GRANT SPECIAL HAULING PERMITS TO MOVE OVERWEIGHT EQUIPMENT

9. **MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the ‘Special Hauling Permits’ to Move Overweight Equipment over Trumbull County Roadways, requested by the companies listed. The necessary permit fee, bond and insurance have been submitted and approval is subject to the conditions listed on each permit; AND to authorize Frank S. Fuda, President of the Board of Commissioners, to execute the Special Hauling Permits.

- **Permit No.: 872**
HERSHBERGER MANUFACTURING, P.O. Box 336, Windsor, OH 44099, to haul or move overweight equipment over North Park Avenue (C.H. 263 C) in Bristol and Mecca Townships.
- **Permit No.: 873**
P.Y. LOGGING, LLC, 8961 N. Girdle Road, Middlefield, OH 44062, to haul or move overweight equipment over Park Avenue (C.H. 132) and Nelson Moser Road (C.H. 122) in Warren and Braceville Townships.
- **Permit No.: 874**
DIAMOND STEEL CONSTRUCTION, P.O. Box 156, North Lima, OH 44452, to haul or move overweight equipment over Larchmont Avenue (C.H. 1469) and North River Road (C.H. 142) in Bazetta and Howland Townships.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: COUNTY ENGINEER TO PARTICIPATE IN COOPERATIVE PURCHASING PROGRAM THROUGH OHIO DEPARTMENT OF TRANSPORTATION FOR SODIUM CHLORIDE (ROCK SALT) FOR THE 2017-2018 WINTER SEASON

10. **MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, pursuant to Section 5513.01 (B) of the Ohio Revised Code., to authorize the Trumbull County Engineer to purchase SODIUM CHLORIDE (Rock Salt) through the Ohio Department of Transportation for the 2017-2018 Winter Season; and to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute the “Participation Agreement” with the State of Ohio Department of Transportation, Office of Contracts, Purchasing Services, authorizing the participation of Trumbull County in this Contract (Contract 018-18) to purchase Sodium Chloride (Rock Salt), and agreeing to be bound by the invitation, terms, conditions, and cost to be levied against the County Engineer’s Fund No. 01-002-030-1720-5202; this action per the recommendation of the Trumbull County Engineer and is subject to review and approval of the Prosecutor’s Office.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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RE: APPROVE MEETINGS TO DISCUSS THE POTENTIAL FORMATION OF A COUNCIL OF GOVERNMENTS- COUNTY ENGINEER

11. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the date, time and locations for meetings to be held to discuss the potential formation of a Council of Governments. At such meetings, which shall be open to the general public, the engineer, or his designee, shall conduct an open discussion; this action per the recommendation of the Trumbull County Engineer.

➤ **To accommodate there are two (2) scheduled meetings:**

- **Date and Time: Tuesday, May 23, 2017 at 11:00 a.m.**
(following Commissioners' Meeting)

Location: Trumbull County Administration Building
Commissioners' Hearing Room, 5th Floor
160 High Street, N.W.
Warren, OH 44481

- **Date and Time: Wednesday, May 24, 2017 at 6:30 p.m.**

Location: Trumbull County Agriculture and Education Center
520 West Main Street
Cortland, OH 44410

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: ENTER INTO FEE AGREEMENT AND LETTER OF ENGAGEMENT WITH LAW FIRM MANCHESTER, NEWMAN & BENNETT TO PROVIDE LEGAL COUNSEL FOR WORKERS COMPENSATION CASE NO. 2017-CV-456 VALERIE D. HOSTUTLER

12. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute a Fee Agreement and Letter of Engagement with the Law Firm of MANCHESTER, NEWMAN & BENNETT with representation by ATTORNEY THOMAS F. HULL, II, Atrium Level Two, 201 East Commerce Street, Youngstown, OH 44503-1641, at the rate of \$200.00 per hour, for a total amount not to exceed \$5,000.00. Said legal representation is necessary to provide advice and legal counsel to the Board of Commissioners regarding the Workers Compensation Case No. 2017-CV-456, VALERIE D. HOSTUTLER VS TRUMBULL COUNTY, ET AL in the Trumbull County Court of Common Pleas—and all proceedings related to this matter; this action per the request and recommendation of Richard Jackson, Trumbull County Human Resources Director.

NOTE: Ms. Hostutler is an employee of the Trumbull County Sheriff's Department.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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RE: ENTER INTO FEE AGREEMENT AND LETTER OF ENGAGEMENT WITH LAW FIRM MANCHESTER, NEWMAN & BENNETT TO PROVIDE LEGAL COUNSEL FOR WORKERS COMPENSATION CASE NO. 2017-CV-0497 DELORES BRAZZLE

13. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute a Fee Agreement and Letter of Engagement with the Law Firm of MANCHESTER, NEWMAN & BENNETT with representation by ATTORNEY THOMAS F. HULL, II, Atrium Level Two, 201 East Commerce Street, Youngstown, OH 44503-1641, at the rate of \$200.00 per hour, for a total amount not to exceed \$5,000.00. Said legal representation is necessary to provide advice and legal counsel to the Board of Commissioners regarding the Workers Compensation Case No. 2017-CV-0497, DELORES BRAZZLE VS TRUMBULL COUNTY, ET AL in the Trumbull County Court of Common Pleas—and all proceedings related to this matter; this action per the request and recommendation of Richard Jackson, Trumbull County Human Resources Director.

NOTE: Ms. Brazzle is an employee of the Trumbull County Child Support Enforcement Agency.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: MS CONSULTANTS TO PROCEED PART 1 FOR RIGHT-OF WAY SERVICES WESTERN RESERVE GREENWAY BIKE TRAIL PHASE IV AND AUTHORIZE ZACHARY SVETTE TO EXECUTE THE LETTER TO PROCEED

14. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize MS CONSULTANTS, INC., 333 E. Federal Street, Youngstown, OH 44503 to proceed with the work in Part 1 for Right-of Way Services (title research and title update services only) for the WESTERN RESERVE GREENWAY BIKE TRAIL, Phase IV, PID 99804 located in Howland and Weathersfield Townships and Warren and Niles Cities; AND to execute the Letter Form Agreement, the Consultant Agreement, the Direct Payment of Consultant Form, and other necessary required documents; AND to authorize Zachary Svette, Operations Director of the Trumbull County Metropolitan Park District, to execute the Letter Authorizing the MS Consultants, Inc. to Proceed; this action per the recommendation of Zachary Svette and is subject to review and approval of the Prosecutor’s Office.

NOTE: On April 27, 2016, duly recorded in Journal Volume 144, Page 19851, the Board of Commissioners authorized negotiations with GPD Group for Contract 1 (Engineering) for said project. On July 7, 2016, duly recorded in Journal Volume 145, Page 19999, the Board of Commissioners authorized negotiations with MS Consultants, Inc. for said project. On March 1, 2017, duly recorded in Journal Volume 146, Page(s) 20564-20565, the Board of Commissioners awarded MS Consultants the partial award for Right-of-Way (title research and title update services only) in the amount of \$13,975.00.

SPECIAL NOTE: MS Consultants, Inc. was selected as the most qualified engineering firm based on the Ohio Department of Transportation’s Consultant Selection Process on behalf of the Board of Trumbull County Commissioners.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: RECEIVE PETITION FOR ANNEXATION
5.2583 ACRES OF LAND LOCATED IN
HOWLAND TOWNSHIP TO THE
CITY OF WARREN, OHIO**

The following is a copy of the petition for annexation recorded on Journal for record purposes:

Week Beginning May 1, 2017

Meeting of May 3, 2017

**RE: RECEIVE PETITION FOR ANNEXATION 5.2583 ACRES OF LAND LOCATED IN
HOWLAND TOWNSHIP TO THE CITY OF WARREN, OHIO (Cont'd)**

Week Beginning May 1, 2017

Meeting of May 3, 2017

**RE: RECEIVE PETITION FOR ANNEXATION 5.2583 ACRES OF LAND LOCATED IN
HOWLAND TOWNSHIP TO THE CITY OF WARREN, OHIO (Cont'd)**

Week Beginning May 1, 2017

Meeting of May 3, 2017

RE: RECEIVE PETITION FOR ANNEXATION 5.2583 ACRES OF LAND LOCATED IN HOWLAND TOWNSHIP TO THE CITY OF WARREN, OHIO (Cont'd)

25. A RESOLUTION OF THE BOARD OF COMMISSIONERS OF TRUMBULL COUNTY, OHIO, ENTERING UPON ITS JOURNAL THE FILING OF A PETITION FOR ANNEXATION SEEKING TO ANNEX 5.2583 ACRES LOCATED IN HOWLAND TOWNSHIP (COMMONLY KNOWN AS 962 NORTH ROAD NE LTD.) TO THE CITY OF WARREN, OHIO; AND REFERRING THE LEGAL DESCRIPTION OF THE PERIMETER AND THE MAP OR PLAT OF THE TERRITORY PROPOSED TO BE ANNEXED TO THE COUNTY ENGINEER

WHEREAS, Ohio Revised Code (R.C.) 709.023 provides: *Once a petition described in section 709.023 of the Revised Code is filed, the clerk of the board of county commissioners shall cause the petition to be entered upon the journal of the board at its next regular session. This entry shall be the first official act of the board on the petition; and*

WHEREAS, Ohio Revised Code (R.C.) 709.023 provides: *The clerk of the board shall refer the legal description of the perimeter and the map or plat of the territory proposed to be annexed to the county engineer for a report upon the accuracy of the legal description of the perimeter, map, or plat. Upon receiving these items, the county engineer shall file a written report with the board based on the engineer's findings, which shall not be conclusive upon the board. Failure of the engineer to make the report shall not affect the jurisdiction or duty of the board to proceed.*

WHEREAS, a Petition for Annexation has been filed with the Clerk of this Board as described in the title hereof, and this is the first regular session of the Board since that Petition was filed.

WHEREAS, the Agent for the Petitioners has received a copy of the Resolution adopted by the Board of Trumbull County Commissioners on August 7, 2002, with respect to the New Annexation Law.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Trumbull County as follows:

Section 1: On April 28, 2017, at 2:04 p.m., a Petition for Annexation, as described in R.C. Chapter 709, was filed with the clerk of this Board. Said Petition seeks to annex territory as described in the title of this Resolution. Said Petition names Attorney Thomas C. Nader as agent for the petitioners.

Section 2: In accordance with R.C. 709.023, said Petition for Annexation is hereby entered upon the journal of this board immediately above the heading of the place for signatures on each part of the petition the following: **“WHOEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS’ ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR THIS SPECIAL ANNEXATION PROCEDURE.”**

Section 3: In accordance with R.C. 709, the clerk of the Board shall refer the legal description of the perimeter and the map or plat of the territory proposed to be annexed to the County Engineer for a report upon the accuracy of the legal description of the perimeter, map, or plat. The Board hereby requests the County Engineer to file a written report with the Board based on the Engineer's findings.

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RE: RECEIVE PETITION FOR ANNEXATION 5.2583 ACRES OF LAND LOCATED IN HOWLAND TOWNSHIP TO THE CITY OF WARREN, OHIO (Cont'd)

In addition, the clerk of the Board shall refer the Petition to the County Auditor for determination of valid signatures constituting a majority of owners of the property proposed to be annexed—the signatures representing a majority of the owners of real estate in the territory proposed to be annexed. The Board hereby requests the County Auditor to file a written report with the Board based on the auditor’s findings.

Section 4: In accordance with R.C. 709.023, the Board shall enter upon its journal a resolution granting the proposed annexation, if the municipality and each township file an ordinance or resolution consenting to the annexation within 25 days after the petition was filed.

Commissioner Polivka moved for the adoption of the foregoing Resolution. Commissioner Fuda seconded the motion and upon call of the roll on the question of its passage, the vote resulted as follows:

Commissioner Daniel E. Polivka Yea
Commissioner Mauro Cantalamessa Yea
Commissioner Frank S. Fuda Yea

Adopted: May 3, 2017

**RE: AGREEMENT -LYNN, KITTINGER & NOBLE, INC.
TO PROVIDE PROFESSIONAL SERVICES FOR THE
FY2016 CDBG SANITARY LATERAL ASSISTANCE
PROGRAM AND THE PY2017 HOME SEWAGE
TREATMENT SYSTEM RESERVE PROGRAM**

16. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the Agreement with LYNN, KITTINGER & NOBLE, INC., 2900 Elm Road, N.E., Warren, OH 44483 provide professional services for the completion of the FY2016 CDBG SANITARY LATERAL ASSISTANCE PROGRAM (SLAP) and the PY2017 HOME SEWAGE TREATMENT SYSTEM (HSTS) RESERVE PROGRAM, in the amount of \$49,888.00—to be paid for from Fund Nos. 01-204-030-5111-5600-16 (\$24,888.00) and 01-258-070-5100-5600-17 (\$25,000.00); this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor’s Office.

NOTE: On February 8, 2017, duly recorded in Journal Volume 145, Page(s) 20506-20507, the Board of Commissioners pre-qualified Lynn, Kittinger, & Noble, Inc. and accepted its Statement of Qualifications. On April 5, 2017, duly recorded in Journal Volume 146, Page 20647, the Board of Commissioners selected them as the most qualified engineering firm to carry out professional engineering and related administrative tasks and authorized the Grants Manager in conjunction with the Sanitary Engineers Department, to enter into price proposal negotiations with Lynn, Kittinger & Noble, Inc.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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RE: AUTHORIZE GRANTS MANAGER TO MAIL LETTERS TO LICENSED HOME SEWAGE TREATMENT SYSTEM INSTALLERS FOR HOME SEWAGE TREATMENT SYSTEMS

17. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Julie M. Green, Trumbull County Grants Manager, to mail letters to all of Trumbull County’s licensed Home Sewage Treatment System (HSTS) installers announcing that they can secure ‘Request for Price Proposal Packets’ for one (1) or more of the four (4) households qualified to receive financial assistance through the County’s PY2016 and PY2017 HSTS Reserve Program funded through the OPEA Water Pollution Control Loan Fund Principal Forgiveness Program. *Letters must be received by the Commissioners’ Office no later than 4:00 p.m. on Tuesday, June 6, 2017;* this action per the recommendation of the Trumbull County Grants Manager and is subject to the review and approval of the Prosecutor’s Office.

NOTE: *The letter shall be recorded on the Journal for record purposes.*

SPECIAL NOTE: The Commissioners authorized the application, acceptance and execution of the PY16 HSTS Agreement on January 6, 2016, duly recorded in Journal Volume 144, Page(s) 19587-19588. On January 13, 2017, duly recorded in Journal Volume 145, Page 20441, the Commissioners authorized the application, acceptance and execution of the PY17 HSTS Agreement.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

RE: APPROVE EMPLOYEE SUSPENSION ONE (1) WORKING DAY WITHOUT PAY DEPARTMENT OF JOB & FAMILY SERVICES

18. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the personnel action for a one (1) working day suspension, without pay, of an employee of the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT ENFORCEMENT AGENCY DIVISION. Employee violated Section 3.9.2 of the Personnel Policy regarding issues surrounding misuse of computer systems. Employee will serve the suspension on Thursday, May 4, 2017; this action per the recommendation of John Gargano, Esq., Director of the Trumbull County Department of Job and Family Services.

NOTE: *Personnel Action Form shall be recorded onto the Journal for record purposes.*

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

(Personnel Action recorded on Journal Page(s)_____.)

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**RE: MODIFICATION NO. 1 - CONTRACT #850-17-80
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND GARWIN, INC.**

19. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #850-17-80 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and GARWIN, INC., 7080 Truckworld Boulevard, Hubbard, OH 44425. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 through September 30, 2017. Modification No. 1 is for an additional \$130,000.00—revising the total contract amount to \$355,000.00—to be paid from Federal Pass-Through Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for non-emergency transportation (NET) services. GARWIN, INC. will continue to provide non-emergency transportation based on a loaded mile or additional passenger unit of reimbursement costs to provide non-emergency transportation services for eligible and approved Medicaid recipients who have no other means of transportation to and from Title XIX Medicaid providers who provide Medicaid reimbursable services; this action per the recommendation of the Trumbull County Department of Job and Family Services and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$225,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20371.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: MODIFICATION NO. 1 - CONTRACT #850-17-30
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND TRUMBULL COMMUNITY ACTION PROGRAM**

20. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #850-17-30 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and TRUMBULL COMMUNITY ACTION PROGRAM, Warren West Community Center, 1230 Palmyra Road, SW, Warren, OH 44485. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 through September 30, 2017. Modification No. 1 is for an additional \$40,000.00—revising the total contract amount to \$105,000.00—to be paid from Federal Pass-Through Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for non-emergency transportation (NET) services. TRUMBULL COMMUNITY ACTION PROGRAM shall continue to provide non-emergency transportation based on a loaded mile or additional passenger unit of reimbursement costs to provide non-emergency transportation services for eligible and approved Medicaid recipients who have no other means of transportation to and from Title XIX Medicaid Providers who provide Medicaid reimbursable services; this action per the recommendation of the Trumbull County Department of Job and Family Services and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$65,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20371.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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**RE: MODIFICATION NO. 1 - CONTRACT #787-17-30
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND TRUMBULL COMMUNITY ACTION PROGRAM**

21. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #787-17-30 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and TRUMBULL COMMUNITY ACTION PROGRAM, Warren West Community Center, 1230 Palmyra Road, SW, Warren, OH 44485. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 through September 30, 2017. Modification No. 1 is for an additional \$7,000.00—revising the total contract amount to \$22,000.00—to be paid from Federal Pass-Through Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for Title XX transportation services. TRUMBULL COMMUNITY ACTION PROGRAM shall continue to provide transportation based on a loaded mile or additional passenger unit of payment to provide non-emergency transportation for eligible and approved Trumbull County residents who have no other means of transportation to and from medical providers and facilities within Trumbull County only; this action per the recommendation of the Trumbull County Department of Job and Family Services and subject to the approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$15,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20372.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: MODIFICATION NO. 1 - CONTRACT #850-17-10
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND ALL AMERICAN USA TAXI, INC.**

22. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #850-17-10 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and ALL AMERICAN USA TAXI, INC., 1962 Tod Avenue, S.W., Warren, OH 44485. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 and ending September 30, 2017. Modification No. 1 is for an additional \$200,000.00—revising the total contract amount to \$700,000.00—to be paid from Federal Pass-Through Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for Non-Emergency Transportation (NET) Services. ALL AMERICAN USA TAXI, INC. shall continue to provide non-emergency transportation based on a loaded mile or additional passenger unit of reimbursement costs to provide non-emergency transportation services for eligible and approved Medicaid recipients who have no other means of transportation to and from Title XIX Medicaid Providers who provide Medicaid reimbursable services; this action per the recommendation of the Trumbull County Department of Job and Family Services and subject to the approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$500,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20372.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

Week Beginning May 1, 2017

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**RE: MODIFICATION NO. 1 - CONTRACT #781-17-10
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND ALL AMERICAN USA TAXI, INC.**

23. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #781-17-10 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and ALL AMERICAN USA TAXI, INC., 1962 Tod Avenue, S.W., Warren, OH 44485. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 through September 30, 2017. Modification No. 1 is for an additional \$5,000.00—revising the total contract amount to \$15,000.00—to be paid from Federal Pass-Through Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for Pregnancy Related Services (PRS) transportation. **ALL**

AMERICAN USA TAXI, INC. shall continue to provide Pregnancy Related Services transportation based on a flat rate/loaded mile or additional passenger unit of reimbursement costs to provide transportation to promote prenatal care for eligible pregnant women who have no other means of transportation to any authorized Medicaid Provider during pregnancy and for 60 days following the end of the pregnancy; this action per the recommendation of the Trumbull County Department of Job and Family Services and subject to the approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$10,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20373.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: MODIFICATION NO. 1 - CONTRACT #395-17-10
BETWEEN DEPT. OF JOB & FAMILY SERVICES
AND ALL AMERICAN USA TAXI, INC.**

24. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Modification No. 1 to Contract #395-17-10 by and between the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES and ALL AMERICAN USA TAXI, INC., 1962 Tod Avenue, S.W., Warren, OH 44485. Modification No. 1 extends the contract term for an additional six (6) month period commencing March 31, 2017 through September 30, 2017. Modification No. 1 is for an additional \$5,000.00—revising the total contract amount to \$25,000.00—to be paid from TANF Funds—*absolutely no General Revenue Funds will be utilized.* Modification is necessary to accommodate the increased requests for assistance for Temporary Assistance to Needy Families (TANF) transportation. **ALL AMERICAN USA TAXI, INC.** shall continue to provide Temporary Assistance To Needy Families transportation based on a per mile unit or additional passenger unit of reimbursement for TANF participants who have no other means of transportation in order for them to meet obligations necessary to prepare for, obtain, or retain employment; this action per the recommendation of the Trumbull County Department of Job and Family Services and subject to the approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract in the amount of \$20,000.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20373.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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RE: AWARD PROPOSAL - HOLKO ENERCON, INC.
RE-ROOFING PROJECT REAR OF BUILDING
159 EAST MARKET STREET, WARREN
CHEMICAL BANK a/k/a TALMER BANK

25. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to award the lowest and best proposal as submitted by HOLKO ENERCON, INC., 4625 State Route 305, Fowler, OH 44418-9746 to complete a re-roofing project (furnish and install a polyfilm slip sheet over prepared roof surface) in the rear of the building located at 159 East Market Street, Warren, Ohio 44481 (Chemical Bank, a/k/a Talmer Bank), in the amount of \$9,120.00—to be paid for from Fund No. 01-463-080-1000-5400; this action per the recommendation of the Trumbull County Building Maintenance Supervisor and is subject to review and approval of the Prosecutor’s Office.

NOTE: Entire roof system installed to Duro-Last specifications will include a 15-Year N.D.L. Material and Labor Warranty. Roof to be inspected by Duro-Last Quality Insurance Inspector upon completion of work.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: LETTER OF SUPPORT ON BEHALF OF THE
NATIONAL ENDOWMENT FOR THE HUMANITIES’
REQUEST THAT FUNDING NOT BE ELIMINATED
DURING THE UPCOMING FEDERAL BUDGET

26. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute a letter of support on behalf the National Endowment for the Humanities and its state-based partner, Ohio Humanities, to members of the U.S. House of Representatives, House Interior Appropriations Subcommittee asking that their funding not be eliminated during the upcoming federal budget. The Board of Commissioners supports the National Endowment for the Humanities which helped to reach the people with programs in libraries, historical societies, and on public radio and television. The core funding it receives is essential to councils, enabling them to deliver outstanding programs in communities throughout the nation and reach underserved areas and populations.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: TRANSFER MONIES

27. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, pursuant to Ohio Revised Code Section 5705.14, to transfer monies, as listed.

FROM:	TO:	AMOUNT:
02-956-040-4900-7200 Interfund Reimbursement Project Dawn	02-950-040-13010 Pay-in-Code Board of Health–Admin.	\$ 9,230.67
02-959-040-4900-7200 Interfund Reimbursement Private Water System	02-950-4900-13010 Pay-in-Code Board of Health-Admin.	\$ 5,000.00

Yeas: Polivka, Cantalamessa, Fuda

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Nays: None

RE: AMENDED CERTIFICATE NO. 9-2017
COUNTY BUDGET COMMISSION

28. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 9-2017, for the fiscal year beginning January 1, 2017, dated May 3, 2017, increasing appropriations in the funds listed:

• Fund 138 – Technology Grant

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: ADDITIONAL APPROPRIATIONS

29. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve additional appropriations, as listed:

CASINO SHARED REVENUE FUND

01-943-130-1100-5400 Capital Outlay \$ 33,172.00

TECHNOLOGY GRANT

01-138-020-2181-5400-17 Capital Outlay \$ 17,420.00

01-138-020-2182-5400-17 Capital Outlay \$ 15,980.00

ENTERPRISE ZONE PROGRAM

01-049-070-5000-7200 Interfund Reimbursement \$ 4,200.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: TRANSFER APPROPRIATIONS

30. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to transfer appropriations, as listed:

FROM:	TO:	AMOUNT:
01-032-012-2400-5200 Supplies Clerk of Courts Computerization	01-032-012-2400-5400 Capital Outlay Clerk of Courts Computerization	\$ 25,000.00
03-981-060-5600-5400 Capital Outlay Metropolitan Parks District	03-981-060-5600-5200 Supplies Metropolitan Parks District	\$ 1,000.00
01-463-080-1000-5600 Professional Services Building & Equipment Improv.	01-463-080-1000-5400 Capital Outlay Building & Equipment Improv.	\$ 9,120.00
01-001-070-1000-5514 Insurance – Vehicles Human Resources	01-001-070-1000-5513 Insurance – Property Human Resources	\$ 85,037.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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**RE: LETTER OF SUPPORT ON BEHALF OF
HOSPICE OF THE WESTERN RESERVE'S
PILOT HOSPICE CARE VETERANS PROGRAM**

31. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize signature of Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute a Letter of Support to the Honorable Sherrod Brown, United States Senator, on behalf of the efforts of Hospice of the Western Reserve for the pilot hospice care program for Vietnam veterans and also younger veterans.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

**RE: AWARD BID - OD SECURITY NORTH AMERICA
PURCHASE OF FULL BODY X-RAY MACHINE
COUNTY ADULT JUSTICE CENTER**

32. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to award the lowest and best bid as submitted by OD SECURITY NORTH AMERICA, 707 Texas Avenue, College Station, TX 77840 for the PURCHASE OF ONE (1) FULL BODY X-RAY MACHINE needed to aid in the detection of contraband in the amount of \$118,750.00—to be paid for from Fund Nos. 01-460-080-1000-5400 (\$59,375.00) and 01-055-012-2010-5400 (\$59,375.00); AND to enter into a contract with OD SECURITY NORTH AMERICA for said purchase. The scanner will be placed in the intake and reception area of the Trumbull County Adult Justice Center; this action per the recommendation of Paul S. Monroe, Trumbull County Sheriff and is subject to review and approval of the Prosecutor's Office.

OTHER BIDS SUBMITTED

<i>COMPANY</i>	<i>AMOUNT</i>
ADANI SYSTEMS, INC. 13604 Poplar Circle, Suite #203 Conroe, TX 77304	\$103,125.00
PRO ACTIVE TECHNOLOGY SOLUTIONS, INC. 5846 Houchard Road Dublin, OH 43016	\$198,999.00

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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RE: EXECUTE 2017 APPLICATION FOR CERTIFICATE OF COVERAGE ANNUAL FEE ASSESSMENT STATEMENT FOR PETROLEUM UNDERGROUND STORAGE TANKS

33. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute the 2017 Application for Certificate of Coverage Annual Fee Assessment Statement for Trumbull County's PETROLEUM UNDERGROUND STORAGE TANKS for the term of July 1, 2017 through June 30, 2018; AND to authorize the Commissioners' Office to forward said Application to the Petroleum Underground Storage Tank Release Compensation Board, P.O. Box 163188, Columbus, OH 43216-3188.

NOTE: The Petroleum Underground Storage Tank System for which a Certificate of Coverage is being sought is in compliance with applicable rules adopted by the State Fire Marshall under the Ohio Revised Code Section 3737.88.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: RESOLUTION PROCLAIMING MAY 2017 AS FOSTER CARE MONTH IN TRUMBULL COUNTY, OHIO

34. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt a Resolution to proclaim the month of MAY 2017 as 'FOSTER CARE MONTH' in Trumbull County, Ohio in conjunction with National Foster Care Month's theme "*Empowering Caregivers, Strengthening Families.*" The Board of Trumbull County Commissioners wishes to honor all foster parents and volunteers who unselfishly give of their time and resources to help children by providing them with much needed love and care, and thanks these individuals for investing in the lives of children thereby giving them hope for a brighter future. Foster Parents show their commitment by sharing their lives with children who need safe homes and warm hearts. *There are currently 69 licensed foster families and approximately 101 children in foster and residential care in Trumbull County.* The Board also wishes to commend the TRUMBULL COUNTY CHILDREN SERVICES BOARD for its dedicated service and commitment towards promoting the best interest in the care of foster children throughout Trumbull County.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

Comments:

The Commissioners presented a Resolution to Mark E. Stimpert, of the Trumbull County Children Services Board proclaiming May 2017 as Foster Care Month. The Commissioners commended all foster families and the Children Services Board for their commitment to helping children in need.

The Commissioners presented Ms. Barbara Glaspere, of the Camelot Center with a check in the amount of \$591.00 from Trumbull County's March 2017 Dress Down Month. Ms. Glaspere thanked the employees for their generous donation and spoke about the contributions the Camelot Center makes to the community.

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The Commissioners spoke about the Mosquito Lake State Park and the monies received to make improvements. Gary Newbrough spoke about the restroom conditions and his assessment and recommendation for restroom renovations.

The Commissioners thanked Christopher Allen for his interest in bringing jobs to the area with his Auto Park It business.

Mr. Mott spoke about water and sewer grants in a regional concept.

Jack Simon spoke about the proposed formation of a Council of Governments.

Jennifer Ramer, an employee of the Trumbull County Board of Developmental Disabilities, spoke about the privatization of Fairhaven and the effects it would have on the County's citizens. Mrs. Ramer expressed her opposition to dissolving the Board of Developmental Disabilities and discussed efforts in Washington D.C. to keep programs available. The Commissioners stated that is services promised in requesting the Levy would be cancelled then the amount of the Levy may need re-evaluated.

RE: ADJOURN

MOTION: Made by, Mr. Polivka, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of May 3, 2017, and to meet again in Regular Session on May 10, 2017.

Yeas: Polivka, Cantalamessa, Fuda,
Nays: None

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

FRANK S. FUDA, PRESIDENT

MAURO CANTALAMESSA, COMMISSIONER

DANIEL E. POLIVKA, COMMISSIONER

ATTEST:

PAULETTE A. GODFREY, CLERK