

Week Beginning August 7, 2017

Meeting of August 9, 2017

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 9th day of August, 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 August 1, 2017 and the Regular Meeting dated August 2, 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: APPROVE 30 DAY TIME EXTENSION
KLARICH FARMS, LLC FOR REPLACEMENT
OF TWO HOME SEWER TREATMENT SYSTEMS
IN MECCA AND NEWTON TOWNSHIPS**

3. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve a time extension for the contract with KLARICH FARMS, LLC, 11561 Bell Road, P.O. Box 472, Newbury, OH 44065 for replacement of two (2) Home Sewage Treatment Systems in Mecca and Newton Townships. The time extension is for an additional thirty (30) days extending the deadline from July 31, 2017 to August 31, 2017; this action per the recommendation of the Trumbull County Grants Manager.

NOTE: The Board of Commissioners awarded the original contract to Klarich Farms, LLC in the total amount of \$26,600.00 (House #6--\$12,850.00 and House #9--\$13,750.00 on December 14, 2016, duly recorded in Journal Volume 145, Page 20369.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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**RE: APPROVE 30 DAY TIME EXTENSION
YOHO ACTION SEPTIC TANK & SUPPLY, INC.
REPLACEMENT OF ONE HOME SEWAGE
TREATMENT SYSTEM IN HUBBARD TOWNSHIP**

4. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve a time extension for the contract with YOHO ACTION SEPTIC TANK & SUPPLY, INC., 5055 West Market Street, Leavittsburg, OH 44430 for replacement of one (1) Home Sewage Treatment System in Hubbard Township. The time extension is for an additional thirty (30) days extending the deadline from July 31, 2017 to August 31, 2017; this action per the recommendation of the Trumbull County Grants Manager.

NOTE: The Board of Commissioners awarded the original contract to Yoho Action Septic Tank & Supply, Inc. in the total amount of \$20,024.00 (House #2--\$20,024.00) on December 14, 2016, duly recorded in Journal Volume 145, Page 20370.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

**RE: APPROVE 30 DAY TIME EXTENSION
BARBARA J. RAVER d/b/a RAVER EXCAVATING
REPLACEMENT OF THREE HOME SEWAGE
TREATMENT SYSTEMS IN WARREN, MECCA
AND LIBERTY TOWNSHIPS**

5. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve a time extension for the contract with BARBARA J. RAVER d/b/a RAVER EXCAVATING, 224 North Yorkshire Boulevard, Youngstown, OH 44515 for replacement of three (3) Home Sewage Treatment Systems in Warren, Mecca and Liberty Townships. The time extension is for an additional thirty (30) days extending the deadline from July 31, 2017 to August 31, 2017; this action per the recommendation of the Trumbull County Grants Manager.

NOTE: The Board of Commissioners awarded the original contract to Barbara J. Raver d/b/a Raver Excavating in the total amount of \$37,800.00 (House #4--\$13,000.00, House #10--\$12,550.00.00, and House #12--\$12,250.00) on December 14, 2016, duly recorded in Journal Volume 145, Page 20369.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

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RE: ADOPT A RESOLUTION AUTHORIZING THE NOMINATION, APPLICATION, AND EXECUTION FOR THE PY2018 WATER POLLUTION CONTROL LOAN FUND AGREEMENT FOR THE HOME SEWAGE SYSTEM RESERVE PROGRAM

6. **MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt the following Resolution authorizing the Nomination, Application, and Execution of PY2018 Water Pollution Control Loan Fund (WPCLF) Agreement for the Implementation of the Home Sewage Treatment System (HSTS) Reserve Program (Repair and Replacement of Home Sewage Treatment Systems).

RESOLUTION

WHEREAS, the County of Trumbull seeks to repair and/or replace failing home sewage treatment systems; and

WHEREAS, the County of Trumbull intends to submit a nomination for and apply for PY2018 Water Pollution Control Loan Funds (WPCLF) available as a forgivable loan through the Home Sewage Treatment System (HSTS) Program for the repair and/or replacement of failing home sewage treatment systems; and

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application of a loan and the execution of a WPCLF loan agreement.

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

SECTION 1. To authorize the Grants Manager to prepare and submit the Ohio Water Pollution Control Loan Fund Program Year 2018 Home Sewage Treatment System (HSTS) Project Nomination/Application forms to the Ohio Environmental Protection Agency (EPA) that are required for receiving funding through the Home Sewage Treatment System (HSTS) Program. Trumbull County is eligible to apply in PY2018; and

SECTION 2. To authorize the President of the Board of Trumbull County Commissioners, Mauro Cantalamessa, to apply for a WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan with the Ohio Environmental Protection Agency (EPA) for the repair and/or replacement of failing home sewage treatment systems on behalf of the Board of Trumbull County Commissioners, Ohio. Frank S. Fuda, President of the Board of Trumbull County Commissioners, is authorized to execute all documents (including but not limited to the forgivable loan nomination form and agreement) required for the submission, execution and implementation of the PY2018 Home Sewage Treatment System (HSTS) Program.

SECTION 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Board of Trumbull County Commissioners hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Board; and that all deliberations of this Board which resulted in this formal action were taken in meetings open to the public in full compliance with applicable legal requirements, including Ohio Revised Code Section 121.22.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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**RE: AMEND JOURNAL ACTION TAKEN ON 6/1/17
PY2015 GIRARD CDBG DOWNTOWN
REVITALIZATION PROGRAM – AMENDMENT
REDUCES AWARD AMOUNT TO JAMES J. MELFI**

7. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Amendment No. 1 to the original award to JAMES J. MELFI, 9 Mohican Drive, Girard, OH 44420 relative to the PY2015 GIRARD CDBG DOWNTOWN REVITALIZATION PROGRAM. Amendment No. 1 is necessary to reduce the award by \$675.00 revising the total award amount to \$3,895.00 for the cost of installing new lighting fixtures. CR ELECTRIC, INC., 1200 Trumbull Avenue, Girard, OH 11120 completed the work at MELFI & SANTANGELO, 909 N. State Street, Girard, OH 44420 this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners authorized the original award to James J, Melfi in the amount of \$4,570.00 on June 1, 2017, duly recorded in Journal Volume 146, Page(s) 20797-20798.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

**RE: APPROVE ACTIONS LISTED FOR PY2015
GIRARD CDBG DOWNTOWN REVITALIZATION
PROGRAM FOR JAMES J. MELFI**

8. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the actions listed relative to the PY2015 GIRARD CDBG DOWNTOWN REVITALIZATION PROGRAM; this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor’s Office.

NOTE: Form 8A has been reviewed and approved as to form by the Prosecutor’s Office. One (1) bid was received by the business/building owner(s). James J. Melfi selected Gene Ptacek & Son Fire Equipment Co., Inc., d/b/a Youngstown Fire & Safety in the amount of \$2,083.00 to complete the project.

- **To approve a grant in an amount not to exceed \$2,083.00 of the final project cost of \$2,083.00 to JAMES J. MELFI, 9 Mohican Drive, Girard, OH 44420 for the cost of fire suppression system improvements. GENE PTACEK & SON FIRE EQUIPMENT CO., INC., d/b/a YOUNGSTOWN FIRE & SAFETY, 947 West Rayen Avenue, Youngstown, OH 44502 will complete the work at MELFI & SANTANGELO, 909 N. State Street, Girard, OH 44420--in accordance with the National Electrical Code, the Ohio Building Code “Existing Buildings and Structures”, the Ohio Mechanical Code, and IECC or ASHRAE 90.1, per the technical specifications prepared by CT Consultants, Inc.**
- **To authorize the Board of Trumbull County Commissioners to execute an agreement (Form 8A) with the business/building owner(s), JAMES J. MELFI, awarding the reimbursable grant and defining the terms and conditions that the business/building owner(s) are required to meet in order to be eligible to receive the grant funds on a reimbursable basis.**

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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**RE: APPROVE ACTIONS LISTED FOR PY2015
GIRARD CDBG DOWNTOWN REVITALIZATION
PROGRAM – THE K OF C HOME COMPANY,
A CORPORATION**

9. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the actions listed relative to the PY2015 GIRARD CDBG DOWNTOWN REVITALIZATION PROGRAM; this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor’s Office.

NOTE: Form 8A has been reviewed and approved as to form by the Prosecutor’s Office. One (1) bid was received by the business/building owner(s) on August 2, 2017. The K of C Home Company, a Corporation, selected the lowest bidder, Boak & Sons, Inc., in the amount of \$9,954.00 to complete the project.

- **To approve a grant in an amount not to exceed \$9,954.00 of the final project cost of \$9,954.00 to THE K OF C HOME COMPANY, a Corporation, 122 South State Street, Girard, OH 44420 for renovation/rehabilitation work which includes roof repairs. BOAK & SONS, INC., 75 Victoria Road, Youngstown, OH 44515-2023 will complete the work at the KNIGHTS OF COLUMBUS HALL, 122 South State Street, Girard, OH 44420--in accordance with the Ohio Building Code “Existing Buildings and Structures”; per the technical specifications prepared by CT Consultants, Inc.**
- **To authorize the Board of Trumbull County Commissioners to execute an agreement (Form 8A) with the business/building owner(s), THE K OF C HOME COMPANY, a Corporation, awarding the reimbursable grant and defining the terms and conditions that the business/building owner(s) are required to meet in order to be eligible to receive the grant funds on a reimbursable basis.**

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: GRANT PERMIT– COUNTY ENGINEER

10. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the permit requested by the company listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on the permit.

- **LLOYD WARE, 407 Howland Wilson Road, Warren, OH 44484, to work in the right-of-way of Howland Wilson Road (C.H. 155), in order to install 70 feet of 15” storm sewer. This will be located approximately ¼ mile north of Warren Sharon Road in Howland Township.**

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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RE: GRANT 'SPECIAL ANNUAL SUPPLIER FLEET PERMITS' – COUNTY ENGINEER

11. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, 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 fees and insurance information have been submitted and approval is subject to the conditions listed on each permit.

- **Permit No.: 005-2017**
KING'S SANITARY SERVICE, LLC, P.O. Box 240, Bristolville, OH 44402, 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 County roadways.
- **Permit No.: 006-2017**
SCHOONOVER TRUCKING, 5840 Thompson Clark Road, Bristolville, OH 44402, 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 County roadways.
- **Permit No.: 007-2017**
HARD KNOX ENTERPRISES, INC., P.O. Box 4085, Warren, OH 44482, 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 County roadways.
- **Permit No.: 008-2017**
H.F. EVERETT GAS AND OIL, INC., P.O. Box 592, Vienna, OH 44473, 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 County roadways.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: DETAILED SEWER DRAWINGS
LOGAN WAY FORCE MAIN PROJECT
COUNTY PROJECT NO. 2-S-16

12. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the Detailed Sewer Drawings for the LOGAN WAY FORCE MAIN PROJECT, Liberty Township, Metropolitan Sanitary Sewer District, known as County Project No. 2-S-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

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RE: ESTABLISH INSTALLMENT PAYMENT PLAN FINANCING TAP-IN FEES CONCERNING LOW TO MODERATE INCOME HOUSEHOLDS IN CONNECTION WITH THE ALLISON AVENUE SANITARY SEWER IMPROVEMENTS PROJECT COUNTY PROJECT NO. 2-S-12

13. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to establish an installment payment plan for the purpose of financing tap-in fees concerning low to moderate income (LMI) household connections within the scope of the ALLISON AVENUE SANITARY SEWER IMPROVEMENTS PROJECT, known as County Project No. 2-S-12. Installment payments are to be certified by the Trumbull County Auditor and placed upon the real property tax list and duplicate against the property served by the connection, identified by parcel number. Upon collection of the installment payments, the funds are to be transferred to the Metropolitan Sanitary Sewer District Fund 01-601-3020-08020. The current tap-in fee for the project area is \$1,800.00 per single residency equivalent (SRE). The installment payment plan will be over a five (5) year term at a fixed 0% annual percentage rate (APR) with an annual payment of \$360.00 plus a statutory 3% Auditor/Treasurer Collection Fee. The affected LMI property owner has been given the option to pay the tap-in fee in its entirety in lieu of paying in installments; this action per the recommendation of the Trumbull County Sanitary Engineer and is subject to review and approval of the Trumbull County Prosecutor’s Office.

NOTE: This action is necessary due to the non-qualification of Community Development Block Grant (CDBG) funds to pay tap-in fees for LMI households. CDBG funding requires each owner occupied LMI household to be connected to the project. CDBG pays all costs associated with the LMI lateral construction, the lateral construction inspection fee of \$50.00, the Trumbull County Health Department plumbing inspection Fee of \$75.00, the Trumbull County Health Department septic abandonment fee of \$50.00 and the cost of any necessary plumbing modifications that result from the plumbing inspection. Since the Board of Trumbull County Commissioners must enter into a contract for construction of all qualified LMI house connections, per CDBG requirements, a method must be established for the payment of tap-in fees per Section 6117.02 of the Ohio Revised Code.

SPECIAL NOTE: The Trumbull County Sanitary Engineers Department issued sanitary sewer permits for each qualified LMI household and arranged per contract for the installation of the LMI household connections. Notices have been sent to the affected LMI property owners and they were given the opportunity to pay the tap-in fee in its entirety. The Trumbull County Sanitary Engineers Department will prepare and submit a list of LMI households connected as part of the project who have opted to pay their tap-in fee in installments to the Trumbull County Auditor for collection per installment payments described in this resolution.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: EXECUTE FEE AGREEMENT AND LETTER OF WITH MANCHESTER, NEWMAN & BENNETT TO PROVIDE LEGAL COUNSEL FOR WORKERS COMPENSATION CASE FOR ROCHELLE R. DYKES

14. 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 or Attorney Scott Lanz, 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-01196, ROCHELLE R. DYKES –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. Dykes 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: EXECUTE FEE AGREEMENT AND LETTER OF ENGAGEMENT WITH MANCHESTER, NEWMAN & BENNETT TO PROVIDE LEGAL COUNSEL FOR WORKERS COMPENSATION CASE FOR TAMMAYLA J. ALBANESE GEIST

15. 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 or Attorney Scott Lanz, 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-0926, TAMMAYLA J. ALBANESE GEIST-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. Albanese Geist is an employee of the Trumbull County Sheriff's Department.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: RESCIND JOURNAL ACTION TAKEN ON 7/26/17 APPROVING TRANSFER OF EDWARD D. LAWRENCE FROM SANITARY ENGINEER TO DOG KENNEL

16. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to rescind the Journal Action taken by the Board of Trumbull County Commissioners on July 26, 2017, duly recorded in Journal Volume 146, Page 20949 approving the personnel action for the employment transfer of EDWARD D. LAWRENCE, from the position of Senior Meter Reader with the Trumbull County Sanitary Engineers Department (Water/Sewer Division), Pay Range 6 (20 years) to the position of CHIEF DEPUTY DOG WARDEN with the Dog Kennel Department, Pay Range 8 (20 years). This action is being rescinded since Mr. Lawrence chose to return to his previous position with the Trumbull County Sanitary Engineers Department (Water/Sewer Division), effective August 7, 2017; this action per the recommendation of the Trumbull County Human Resources Department.

NOTE: Under the terms of Article 8, Section 3, of the Collective Bargaining Agreement between the Trumbull County Commissioners and AFSCME Local 2493, Mr. Lawrence is exercising his right to return to his previous position.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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RE: EXECUTE FEE AGREEMENT AND LETTER OF ENGAGEMENT WITH LAW FIRM HARRINGTON, HOPPE & MITCHELL, LTD TO PROVIDE LEGAL COUNSEL FOR REVIEW OF THE PETITION FOR PROPOSED ANNEXATION OF 444.903 ACRES OF LAND LOCATED IN NEWTON AND BRACEVILLE TOWNSHIPS TO THE VILLAGE OF THE CITY OF NEWTON FALLS

17. 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 Engagement Letter with the Law Firm of HARRINGTON, HOPPE & MITCHELL, LTD., with representation by Attorney Thomas G. Carey, Jr., 108 Main Avenue, SW, Suite #500, Warren, OH 44481, at the rate of \$200.00 per hour, for a total not to exceed \$5,000.00. Said legal representation is necessary to provide advice and legal counsel to the Board of Commissioners regarding the review required concerning the Petition for the proposed Annexation of approximately 444.903 acres of land located in Newton Township and Braceville Township to the Village of the City of Newton Falls, Ohio and all proceedings related to this matter. The hiring of additional legal counsel is required per the recommendation of the Trumbull County Prosecutor’s Office due to potential conflicts of the Prosecutor’s Office with other statutory clients.

NOTE: The Petition for the proposed Annexation was filed with the Clerk of the Board of Commissioners on July 10, 2017—utilizing the special procedure of Ohio Revised Code Section 709.023, et seq. Said Petition was received on the Commissioners’ Journal on July 12, 2017.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: APPROVE AMENDMENT NO. 1 – PROJECT FUNDING AGREEMENT BY AND BETWEEN COMMISSIONERS AND AREA AGENCY ON AGING 11, INC. AND EXECUTE SAID AMENDED AGREEMENT

18. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Amendment No. 1 to the Project Funding Agreement by and between the BOARD OF TRUMBULL COUNTY COMMISSIONERS and AREA AGENCY ON AGING 11, INC. on behalf of the TRUMBULL COUNTY NUTRITION PROGRAM FOR THE ELDERLY, operated by the Office of Elderly Affairs; AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute said amended Agreement. AMENDMENT is necessary to transfer \$3,253.00 from Title III-C1 (Congregate Meals) to Title III-C2 (Home Delivered Meals). The Agreement is for the period commencing January 1, 2017 and ending December 31, 2017. Agreement will allow the Nutrition Program to continue to serve congregate meals at ten (10) nutrition sites as well as home delivered meals throughout Trumbull County; this action per the recommendation of the Trumbull County Office of Elderly Affairs and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Trumbull County Commissioners approved the original Agreement on December 14, 2016, duly recorded in Journal Volume 145, Page(s) 20365-20366 with the allocation of \$184,668.00 for Title III-C1 (Congregate Meals) and \$213,103.00 for Title III-C2 (Home Delivered Meals).

(Continued)

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RE: APPROVE AMENDMENT NO. 1 – PROJECT FUNDING AGREEMENT BY AND BETWEEN COMMISSIONERS AND AREA AGENCY ON AGING 11, INC. (Cont'd)

REVISED COMPUTATION OF GRANT

Federal Title III-C1 Nutrition Funds (Congregate Meals)	\$181,415.00
Federal Title III-C2 (Home Delivered Meals)	\$216,356.00
Block Grant/Home Delivered Meals	\$ 18,788.00
Aid to Independent Living	\$ 0.00
Program Income	\$ 71,956.00
NSIP (estimate)	\$ 63,078.00
Local In-Kind	\$ 0.00
Local Cash	\$ 71,500.00
Other Resources	\$ 0.00
TOTAL	\$623,093.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: ADOPT THE ALTERNATIVE TAX BUDGET
FOR YEAR ENDING DECEMBER 31, 2018

19. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt the 'ALTERNATIVE TAX BUDGET' for the next succeeding fiscal year ending December 31, 2018, effective August 9, 2017; AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute the Alternative Tax Budget.

SPECIAL NOTE: The Trumbull County Budget Commission has waived the adoption of the Annual Tax Budget (Annual Tax Budget: 5705.28 and 5705.30 O.R.C.)

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

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RE: TRANSFER MONIES

20. 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:
01-604-030-3030-7200 Interfund Reimbursement Four Twp. Water District	01-606-3030-09610 From Other Funds Brookfield Water District	\$ 60,752.24
01-608-030-3030-7200 Interfund Reimbursement Hubbard Water District	01-606-3030-09610 From Other Funds Brookfield Water District	\$ 2,987.82
01-600-030-3010-7000 Interfund Transactions Sanitary Engineers	01-606-3030-13010 Transfers In Brookfield Water District	\$ 469.33
01-601-030-3020-7100 Bond Indebt.-Transfer Out Metropolitan Sewer District	01-305-3020-13010 Transfers In USDA/Hilltop Sewer Bond Res.	\$ 97,266.75
01-601-030-3020-7000 Interfund Transactions Metropolitan Sewer District	01-600-3000-13010 Transfers In Sanitary Engineers	\$176,330.00
01-603-030-3030-7000 Interfund Transactions Warren Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 3,660.00
01-604-030-3030-7000 Interfund Transactions Four Twp. Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 23,648.00
01-605-030-3020-7000 Interfund Transactions Mosquito Creek Sewer District	01-600-3000-13010 Transfers In Sanitary Engineers	\$108,100.00
01-606-030-3030-7000 Interfund Transactions Brookfield Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 22,284.00
01-607-030-3030-7000 Interfund Transactions Champion Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 41,838.00
01-608-030-3030-7000 Interfund Transactions Hubbard Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 2,093.00
01-609-030-3030-7000 Interfund Transactions Mineral Ridge Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 14,667.00
01-610-030-3030-7000 Interfund Transactions Mosquito Creek Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 9,049.00
01-611-030-3030-7000 Interfund Transactions Howland Water District	01-600-3000-13010 Transfers In Sanitary Engineers	\$ 31,387.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week Beginning August 7, 2017

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RE: AMENDED CERTIFICATE NO. 20-2017
COUNTY BUDGET COMMISSION

21. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 20-2017, for the fiscal year beginning January 1, 2017, dated August 9, 2017, increasing appropriations in the funds listed:

- Fund 117 – Community Corrections Act Grant 407
- Fund 118 – Community Corrections Act Grant 408
- Fund 954 – Tobacco Use Prevention & Cessation Program
- Fund 971 – Public Health Infr./Pher&Prep
- Fund 126 – Day Reporting Center Fund

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: ADDITIONAL APPROPRIATIONS

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

PUBLIC HEALTH INFR./PHER&PREP

02-971-040-4910-5200-18	Supplies	\$ 2,809.00
02-971-040-4910-5300-18	Maintenance Materials	\$ 1,000.00
02-971-040-4910-5500-18	Contracted Services	\$ 13,000.00
02-971-040-4910-5600-18	Professional Services	\$ 3,000.00
02-971-040-4910-5700-18	Travel & Expense	\$ 4,000.00
02-971-040-4910-6600-18	Leases & Rentals	\$ 1,000.00
02-971-040-4910-7200-18	Interfund Reimbursement	\$127,000.00

TOBACCO USE PREVENTION & CESSATION PROGRAM

02-954-040-4910-5200-18	Supplies	\$ 2,000.00
02-954-040-4910-5300-18	Maintenance Materials	\$ 1,000.00
02-954-040-4910-5500-18	Contracted Services	\$ 5,000.00
02-954-040-4910-5600-18	Professional Services	\$ 1,000.00
02-954-040-4910-5700-18	Travel & Expense	\$ 4,000.00
02-954-040-4910-7200-18	Interfund Reimbursement	\$ 67,000.00

COMM. BOARD OF DD RESIDENTIAL SERVICE

01-011-040-4305-5900	Financial Aid	\$164,598.00
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UNDIVIDED SALES TAX

01-921-130-1100-5400	Capital Outlay	\$115,647.96
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DAY REPORTING CENTER FUND

01-126-020-2032-5500-17	Contracted Services	\$ 97,441.66
01-126-020-2032-5120-17	Salaries	\$ 23,635.00
01-126-020-2032-5151-17	PERS	\$ 4,534.00
01-126-020-2032-5156-17	Medicare Coverage	\$ 325.00
01-126-020-2032-5154-17	Workers Compensation	\$ 490.00
01-126-020-2032-5157-17	Hospital & Life Insurance	\$ 3,043.09

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week Beginning August 7, 2017

Meeting of August 9, 2017

RE: TRANSFER APPROPRIATIONS

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

FROM:	TO:	AMOUNT:
01-001-012-2010-5201 Office Supplies Common Pleas Court	01-001-012-2010-6620 Leases & Rentals Common Pleas Court	\$ 700.00
01-001-012-2520-5522 Utilities Central District Court	01-001-012-2520-5615 Court Reporters Central District Court	\$ 300.00
01-064-012-2520-5400 Capital Outlay Central Court Probation Service	01-064-012-2520-5500 Contracted Services Central Court Probation Service	\$ 1,100.00
02-951-040-4900-5154 Workers Compensation Food Service Operation	02-951-040-4900-5157 Hospital & Life Insurance Food Service Operation	\$ 6,000.00
02-951-040-4900-5200 Supplies Food Service Operation	02-951-040-4900-5157 Hospital & Life Insurance Food Service Operation	\$ 2,000.00
02-951-040-4900-5400 Capital Outlay Food Service Operation	02-951-040-4900-5157 Hospital & Life Insurance Food Service Operation	\$ 1,000.00
02-951-040-4900-5700 Travel & Expense Food Service Operation	02-951-040-4900-5157 Hospital & Life Insurance Food Service Operation	\$ 3,000.00
02-951-040-4900-5700 Travel & Expense Food Service Operation	02-951-040-4900-6800 Miscellaneous Food Service Operation	\$ 500.00
01-001-050-5210-5806 Memorial Day Expenses Veterans Service Commission	01-001-050-5200-5506 Bldg. Repairs/Maintenance Veterans Service Commission	\$ 5,603.41
01-001-050-5210-5913 Grave Markers Veterans Service Commission	01-001-050-5200-5506 Bldg. Repairs/Maintenance Veterans Service Commission	\$ 3,150.00
02-971-040-4910-5700-17 Travel & Expense Public Health Infr/PHER&PREP	02-971-040-4910-5200-17 Supplies Public Health Infr/PHER&PREP	\$ 1,000.00
01-002-030-1728-5500 Contracted Services Auto Reg. & Gas Tax	01-002-030-1720-5500 Contracted Services Auto Reg. & Gas Tax	\$140,000.00
01-002-030-1728-5500 Contracted Services Auto Reg. & Gas Tax	01-002-030-1720-5600 Professional Services Auto Reg. & Gas Tax	\$ 30,000.00

(Continued)

Week Beginning August 7, 2017

Meeting of August 9, 2017

RE: TRANSFER APPROPRIATIONS (Cont'd)

FROM:	TO:	AMOUNT:
01-001-011-1300-5216 Supplies Prosecutor	01-001-011-1300-5214 Operation Supplies Prosecutor	\$ 300.00
03-981-060-5600-5500 Contracted Services Metropolitan Parks District	03-981-060-5600-5200 Supplies Metropolitan Parks District	\$ 1,000.00
01-001-020-1610-5616 Autopsy Services Coroner	01-001-020-1610-5611 Medical Coroner	\$ 5,000.00
01-001-012-1900-5201 Office Supplies Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 6,000.00
01-001-012-1900-5203 Postage Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 6,000.00
01-001-012-1900-5214 Operation Supplies Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 1,905.00
01-001-012-1900-5216 Books, Periodicals Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 6,000.00
01-001-012-1900-5501 Advertising & Printing Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 1,000.00
01-001-012-1900-5507 Computer Software Support Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 5,000.00
01-001-012-1900-5510 Equipment Maintenance Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 14,900.00
01-001-012-1900-5521 Telephones Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 5,000.00
01-001-012-1900-5524 Temporary Services Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 3,800.00
01-001-012-1900-5607 Consultants Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 20,500.00
01-001-012-1900-6620 Leases & Rentals Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 40,000.00

(Continued)

Week Beginning August 7, 2017

Meeting of August 9, 2017

RE: TRANSFER APPROPRIATIONS (Cont'd)

FROM:	TO:	AMOUNT:
01-001-012-1920-5408 Office Equipment Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 6,000.00
01-001-012-1920-5417 Communications Equipment Court of Appeals	01-001-012-1920-5418 Equipment Maintenance Court of Appeals	\$ 12,041.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: ITEM TABLED
REAPPOINT MR. ROBERT L. FAULKNER, SR.
AS A MEMBER OF THE TRUMBULL COUNTY
TRANSIT BOARD

24. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, TO TABLE NO. 24, WHICH READS AS FOLLOWS:

To reappoint to MR. ROBERT L. FAULKNER, SR. as a member of the TRUMBULL COUNTY TRANSIT BOARD for an additional three (3) year term effective August 31, 2017 and ending August 31, 2020. Mr. Faulkner is an affiliate of the Democratic Party.

NOTE: The Board of Commissioners originally appointed Mr. Faulkner on August 31, 2011, duly recorded in Journal Volume 136, Page 16172. The Commissioners appointed Mr. Faulkner as the Designated Chairman due to the resignation of Mr. Glen Holmes on September 25, 2013, duly recorded in Journal Volume 140, Page 17763. The Commissioners reappointed Mr. Faulkner for an additional three (3) year term on November 19, 2014, duly recorded in Journal Volume 142, Page 18658.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week Beginning August 7, 2017

Meeting of August 9, 2017

**RE: ITEM TABLED
REAPPOINT MR. EARL T. BROWN
AS A MEMBER OF THE TRUMBULL COUNTY
TRANSIT BOARD**

25. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, **TO TABLE NO. 25, WHICH READS AS FOLLOWS:**

To reappoint to MR. EARL T. BROWN as a member of the TRUMBULL COUNTY TRANSIT BOARD for an additional three (3) year term effective August 31, 2017 and ending August 31, 2020. Mr. Brown is an affiliate of the Republican Party.

NOTE: The Board of Commissioners originally appointed Mr. Brown on August 31, 2011, duly recorded in Journal Volume 136, Page 16172. The Commissioners reappointed Mr. Brown for an additional three (3) year term on November 19, 2014, duly recorded in Journal Volume 142, Page 18658.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

**RE: APPOINT MR. PAUL M. DAVIS AS MEMBER OF
SENIOR SERVICES ADVISORY COUNCIL**

26. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to appoint MR. PAUL M. DAVIS as a Member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for the term commencing immediately and ending January 1, 2019.

NOTE: Mr. Davis will complete the unexpired term of Ms. Bernice Marino who resigned from her position.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

**RE: APPOINT MS. SHARON A. MARCH AS MEMBER OF
SENIOR SERVICES ADVISORY COUNCIL**

27. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to appoint MS. SHARON A. MARCH as a Member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) year term commencing January 1, 2018 and ending January 1, 2021; AND to authorize Ms. March to attend the training sessions to be conducted by Mrs. Diane Siskowic-Jurkovic, CPA, Senior Levy Administrator, commencing with the September 2017 Senior Services Advisory Council meeting.

NOTE: Ms. March will fulfill the vacancy of Ms. Barbara Ozimek whose term is ending January 1, 2018.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week Beginning August 7, 2017

Meeting of August 9, 2017

**RE: ITEM TABLED
APPOINT MR. DAVID A MARTIN
AS A MEMBER OF THE TRUMBULL COUNTY
TRANSIT BOARD**

28. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, **TO TABLE NO. 28, WHICH READS AS FOLLOWS:**

To appoint MR. DAVID A. MARTIN as a Member of the TRUMBULL COUNTY SENIOR SERVICES ADVISORY COUNCIL for a three (3) term commencing January 1, 2018 and ending January 1, 2021; AND to authorize Mr. Martin to attend the training sessions to be conducted by Mrs. Diane Siskowic-Jurkovic, CPA, Senior Levy Administrator, commencing with the September 2017 Senior Services Advisory Council meeting.

NOTE: Mr. Martin will fulfill the vacancy of Mr. Robert Faulkner whose term is ending January 1, 2018.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

**RE: GRANT SPECIAL HAULING PERMITS TO
HAUL STEEL COILS ON COUNTY ROADS**

29. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permits to Haul Steel Coils on Trumbull County Roadways, requested by P.I.&I. MOTOR EXPRESS, INC., 908 Broadway Avenue, Ext., Masury, OH 44438. The necessary permit fees have been submitted and approval is subject to the conditions listed on each permit.

- **Permit No.: 2017-035**
Effective: August 9, 2017 through August 9, 2018
- **Permit No.: 2017-036**
Effective: August 26, 2017 through August 26, 2018
- **Permit Nos.: 2017-037, 2017-038**
Effective: August 16, 2017 through August 16, 2018

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

Week Beginning August 7, 2017

Meeting of August 9, 2017

**RE: RELEASE PERFORMANCE BOND NO. 0053169
FOR R. T. VERNAL PAVING & EXCAVATING, INC.
ISSUED BY OHIO FARMERS INSURANCE COMPANY
FOR THE TERRA BELLA PLAT NO. 1 LOCATED IN
LIBERTY TOWNSHIP**

30. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to release the Performance (Contract) Bond No. 0053169 issued for R. T. VERNAL PAVING & EXCAVATING, INC., 11299 South Avenue, North Lima, OH 44452 by Ohio Farmers Insurance Company in the amount of \$45,000.00, for the TERRA BELLA PLAT NO. 1 located in LIBERTY TOWNSHIP; per letters of recommendation from the Trumbull County Engineer, and the Trumbull County Planning Commission.

NOTE: The Board of Commissioners accepted the Performance (Contract) Bond on August 20, 2008, duly recorded in Journal Volume 131, Page(s) 13670-13671.

SPECIAL NOTE: All work guaranteed under this bond has been completed to the satisfaction of the County Engineer and in accordance with the Trumbull County Subdivision Regulations.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

**RE: APPROVE CHANGE ORDER NO. 1 (FINAL)
WITH UTILITY CONTRACTING, INC. FOR
ALLISON AVENUE SANITARY SEWER
IMPROVEMENTS PROJECT NO. 2-S-12**

31. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve Change Order No. 1 (Final) with UTILITY CONTRACTING, INC., 321 South Meridian Road, Youngstown, OH 44509-0367, for the ALLISON AVENUE SANITARY SEWER IMPROVEMENTS PROJECT, known as County Project No. 2-S-12. Change Order No. 1 is a reduction of \$6,097.95—revising the total contract amount to \$446,022.30. Change Order No. 1 is necessary to reflect the net increases and decreases of work quantities in the bid given by the contractor for completion and closeout of the contract; this action per the recommendation of the Project Consultant, Lynn, Kittinger and Noble, Inc. and the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the original contract with Utility Contracting, Inc. in the amount of \$452,120.25 on December 14, 2016, duly recorded in Journal Volume 145, Page(s) 20374-20375.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

Week Beginning August 7, 2017

Meeting of August 9, 2017

Comments:

Ed Agler spoke about a new outdoor classroom being built at the Trumbull County Agricultural Center and said there would be a Commissioners' Meeting, Open House of the Building and Dedication Ceremony held there in September. Ed Agler also invited the attendees of the meeting to a 'Bring Your Tractor to Church Day' on August 13, 2017.

Mike Novacil spoke about the Planning Commission being unhelpful when he had questions about his property. He said that the roads nearby his home where the chip and seal was used are in bad condition. He also questioned whether the Commissioners would consider imposing a license plate tax to help with maintenance of roads.

Commissioner Fuda asked Nic Coggins of the Planning Commission to look into the matter regarding Mr. Novacil's concerns.

Jack Simon addressed Mr. Novacil's concerns regarding the chip and seal program.

RE: ADJOURN

MOTION: Made by, Mr. Polivka, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of August 9, 2017, and to meet again in Regular Session on August 16, 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