

Week beginning October 23, 2017

Meeting of October 25, 2017

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 25th day of October, 2017, in the office of said Board, with the following members present:

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

Commissioner Fuda offered a moment of silence in remembrance of Officer Justin Leo, a recently deceased police officer for the City of Girard. The Commissioners expressed their deepest sympathy to the family, friends, and all those affected by the loss of Officer Leo.

RE: MINUTES

1. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to dispense with reading the minutes of the Workshop Session dated October 17, 2017 and the Regular Meeting dated October 18, 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: GRANT PERMIT – COUNTY ENGINEER

3. 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.

- **RADPRO, LLC**, 6684 Amy Boyle Road, Brookfield, OH 44403, to work in the right-of-way of Bedford Road (C.H. 175 A), in order to install 30 feet of 15” conduit for a driveway (access for Parcel #03-906741). This will be located approximately 100 feet northwest of Addison Avenue on the south side of the road in Brookfield Township.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: GRANT QUARTERLY OPERATOR FLEET PERMIT – COUNTY ENGINEER

4. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Quarterly Operator Fleet Permit to travel upon load posted Trumbull County Roadways (*not to exceed 80,000 lbs. gross vehicle weight*), requested by the company listed. The necessary permit fees and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **Permit No.: QF-006-2017**
Permit Effective: October 18, 2017 through January 17, 2018
ADVANCING ECO AGRICULTURE, 4551 Parks West Road, Middlefield, OH 44602

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

RE: GRANT SPECIAL ANNUAL SUPPLIER FLEET PERMIT – COUNTY ENGINEER

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

- **Permit No.: AF-023-2017**
Permit Effective: October 12, 2017 through October 12, 2018
FEDEX FREIGHT, INC., 2200 Forward Drive, Harrison, AR 72601

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: APPROVE EASEMENT AGREEMENT WITH JESS A. WILBURN AND ROSA WILBURN FOR PERMANENT LAND ACQUISITION OF REAL PROPERTY FOR PARCEL NO. 2SH - NORTH RIVER ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED IN HOWLAND TOWNSHIP

6. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve an Easement Agreement by and between the BOARD OF TRUMBULL COUNTY COMMISSIONERS and JESS A. WILBURN and ROSA WILBURN, 2618 North River Road, Warren, OH 44483 for Permanent Land Acquisition of Real Property for Parcel No. 2-SH for the NORTH RIVER ROAD INTERSECTION IMPROVEMENT PROJECT located in Howland Township. The land acquisition and is required for the purpose of performing work necessary to construct, operate, maintain the North River Road Intersection Improvement Project. Trumbull County is required to pay Jess A. Wilburn and Rosa Wilburn the total cost of \$1,050.00--to be paid from the County Engineer's Fund Nos. 01-002-030-1720-5400 and 01-002-030-1720-6800 (subject to Federal and State reimbursement)--no County General Revenue Funds will be utilized; this action per the recommendation of the Trumbull County Engineer and subject to review and approval of the Prosecutor's Office.

NOTE: All right-of-way acquisition has followed the guidelines set forth in the Ohio Department of Transportation's (ODOT's) Real Estate Policy & Procedures Manual and those in the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

RE: ACCEPT IRREVOCABLE STANDBY LETTER OF CREDIT NO. 18128496-00-000 IN LIEU OF MAINTENANCE BOND – LA TERRA BELLA LLC

7. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to accept the Irrevocable Standby Letter of Credit No. 18128496-00-000, in lieu of a maintenance bond, for LA TERRA BELLA LLC, 95 E. Montrose Street, Suite C, Youngstown, OH 44505 issued by PNC Bank, National Association, International Trade Service Operations, 500 First Avenue, 2nd Floor, Pittsburgh, PA 15219, for a wearing course of asphalt, track coat, installation of monument boxes, replacement of a curb section at approximate station 1+90 and converting the outlet control structure within the storm water detention facility from a sediment control pond to a permanent outlet control structure for Terra Bella Plat No. 1 located in Liberty Township. The two (2) year Irrevocable Standby Letter of Credit is in the amount of 20 percent (\$9,600.00) of the Engineer's estimated cost of \$48,000.00 and is valid for two (2) years commencing September 22, 2017 and ending August 11, 2019; this action per the recommendation of the Trumbull County Planning Commission and the County Engineer and is subject to review and approval of the Prosecutor's Office.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: DECLARE NOVEMBER 2017 AS ‘DRESS DOWN MONTH’ TO BENEFIT THE MARINE TOYS FOR TOTS FOUNDATION

8. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt a Resolution to declare of the Month of NOVEMBER 2017 as ‘DRESS DOWN MONTH’ for all Trumbull County Employees. Each employee may make a *voluntary* contribution of \$1.00 (or more) each Monday--for the privilege of dressing business casual every Monday throughout the month of NOVEMBER. Funds collected will be used for the sole purpose of benefiting the MARINE TOYS FOR TOTS FOUNDATION—a charitable organization that makes the holiday season special for children. The Board of Commissioners wants to thank all employees for participating and helping to continue the tradition.

IMPORTANT NOTE: IN THE EVENT THAT MONDAY FALLS ON A HOLIDAY AND THE OFFICES ARE CLOSED, EMPLOYEES ARE PERMITTED TO DRESS DOWN ON THE FOLLOWING TUESDAY.

NOTE: Deadline for collection of funds is *Monday, November 6, 2017*—all funds to be forwarded by Elected Officials and Department Supervisors to Mary Beth Rovini at the Clerk of Courts Passport/Records Division

SPECIAL NOTE: To make the holiday season more enjoyable, employees are encouraged to wear their favorite holiday sweaters during the months of November and December. Together we can make Christmas extra special for some “extra special” children.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: ACCEPT 30TH RENEWAL OF VOCA & SVAA GRANT AWARD FOR VICTIM/WITNESS DIVISION OF PROSECUTOR’S OFFICE

9. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute on behalf of Trumbull County, the Acceptance Form for the 30th renewal of the Victims of Crime Act (VOCA) and the State Victim Assistance Act (SVAA) Grant Award and Acceptance Form for the TRUMBULL COUNTY VICTIM/WITNESS DIVISION of the Trumbull County Prosecutor’s Office. The Ohio Attorney General’s Office has awarded Trumbull County \$148,299.13 in VOCA money and \$9,390.00 in SVAA money. The County’s cash match is \$37,075.41. This will be used for the continuation of three (3) Victim/Witness Division employees and a portion of updated technical equipment and employee training. The Grant is for the period of October 1, 2017 through September 30, 2018; this action per the recommendation of the Trumbull County Prosecutor’s Office.

NOTE: The Board of Commissioners authorized execution of the 30th renewal for the Grant Award and Acceptance Form on June 1, 2017, duly recorded in Journal Volume 146, Page 20793.

SPECIAL NOTE: AT SUCH TIME AS TRUMBULL COUNTY DOES NOT RECEIVE FUNDING BY THE ATTORNEY GENERAL’S OFFICE FOR THESE GRANTS, THE BOARD OF TRUMBULL COUNTY COMMISSIONERS HAS NO OBLIGATION TO FUND THIS PROGRAM.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

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

Week beginning October 23, 2017

Meeting of October 25, 2017

**RE: EXECUTE 'NOTICE TO PROCEED' TO
J.S. NORTHEAST, INC. FOR CONSTRUCTION
OF SANITARY LATERAL HOUSE CONNECTIONS**

10. 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 'Notice to Proceed' to J.S. NORTHEAST, INC., 1680 ½ Shannon Road, Girard, OH 44420 for construction of sanitary lateral house connections and related items for eleven (11) income eligible homeowners. *The Notice to Proceed shall be recorded onto the Journal for record purposes;* 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 October 4, 2014, duly recorded in Journal Volume 147, Page 21131, the Board of Commissioners awarded the contract to J.S. Northeast, Inc. in the total amount of \$57,916.00.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

**RE: SUBMIT LETTER OF INTEREST PACKET - PY2017
CDBG RESIDENTIAL PUBLIC INFRASTRUCTURE
GRANT FOR SOUTH BEDFORD ROAD SANITARY
SEWER IMPROVEMENTS PROJECT NO. 12-S-07**

11. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Julie M. Green, Trumbull County Grants Manager, to submit a Letter of Interest Packet for the PY2017 CDBG Residential Public Infrastructure Grant Program Funding for the SOUTH BEDFORD ROAD SANITARY SEWER IMPROVEMENTS PROJECT, known as County Project No. 12-S-07, required per the Ohio Development Services Agency; AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute said Letter of Interest; this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor's Office.

NOTE: Funding for the South Bedford Road Sanitary Sewer Improvements Project is estimated to cost approximately \$1,748,000.00 and serve forty-one (41) residential households. The Trumbull County Sanitary Engineers Department applied for funds through the Ohio EPA Water Pollution Control Loan Fund, the Ohio Public Works Commission and the Appalachian Regional Commission grant programs. The service area is low-and-moderate income and was income qualified by an income survey conducted in 2014, a requirement for making application to the CDBG program funds.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

Week beginning October 23, 2017

Meeting of October 25, 2017

**RE: ESTABLISH CREATION OF COURT FINES
CLEARING FUND TO BE KNOWN AS FUND NO. 901**

12. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to establish the creation of the COURT FINES CLEARING FUND to be known as FUND 901—for use by the Trumbull County Courts. Funds are to be used to account for fines that are paid in from the courts and paid directly out.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

**RE: ESTABLISH CREATION OF V&M TIF
CLEARING FUND TO BE KNOWN AS NO. 904**

13. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to establish the creation of the V&M TIF CLEARING FUND to be known as FUND 904 to account for the money that is paid by V&M Steel and is paid to the City of Youngstown according to an agreement between the City of Youngstown, the City of Girard and V&M Steel.

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

RE: TRANSFER MONIES

14. 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:
01-001-020-1000-7038 T.B. Clinic General Fund	02-979-4900-09611 Pay-in-Code Tuberculosis Control Unit	\$ 60,000.00
01-204-030-5120-7200-15 Interfund Reimbursement CDBG Formula Grants	01-001-5100-09611 Pay-in-Code General Fund	\$ 718.44

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: ADDITIONAL APPROPRIATIONS

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

UNDIVIDED SALES TAX

01-921-130-1100-5400 Capital Outlay \$217,881.25

JUVENILE SUPERVISORY FEES FUND

01-047-012-2123-5400 Capital Outlay \$ 5,000.00

COMMISSARY FUNDS

01-045-020-1415-5200 Supplies \$ 80,000.00

01-045-020-1415-5300 Maintenance Materials \$ 1,000.00

01-045-020-1415-5400 Capital Outlay \$ 8,000.00

01-045-020-1415-5500 Contracted Services \$ 2,000.00

PRESCRIPTION DRUG OVERDOSE PREVENTION

02-952-040-4910-5200-18 Supplies \$ 2,000.00

02-952-040-4910-5300-18 Maintenance Materials \$ 1,000.00

02-952-040-4910-5700-18 Travel & Expense \$ 2,000.00

02-952-040-4910-7200-18 Interfund Reimbursement \$ 85,000.00

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

RE: RECEIVE AMENDED CERTIFICATE NO. 28-2017 COUNTY BUDGET COMMISSION

16. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 28-2017, for the fiscal year beginning January 1, 2017, dated October 25, 2017, increasing appropriations in the funds listed:

- Fund 227 – Mobility Management Grant
- Fund 045 – Commissary Funds
- Fund 205 – Drug Prosecution Unit
- Fund 952 – Prescription Drug Overdose Prevention

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: TRANSFER APPROPRIATIONS

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

FROM:	TO:	AMOUNT:
01-001-012-2300-6220 Witness Fees Probate Court	01-001-012-2300-5510 Equipment Maintenance Probate Court	\$ 200.00
01-023-020-1092-5500 Contracted Services Emergency Management	01-023-020-1092-5300 Maintenance Materials Emergency Management	\$ 500.00
01-001-050-5200-5904 Soldiers Relief Veterans Service Commission	01-001-050-5200-5151 PERS Veterans Service Commission	\$ 1,000.00
01-001-050-5200-5904 Soldiers Relief Veterans Service Commission	01-001-050-5200-5157 Hospital & Life Insurance Veterans Service Commission	\$ 100.00
01-001-050-5200-5904 Soldiers Relief Veterans Service Commission	01-001-050-5210-5157 Hospital & Life Insurance Veterans Service Commission	\$ 4,500.00
01-115-020-1410-5154 Workers Compensation Marine Patrol	01-115-020-1410-5151 PERS Marine Patrol	\$ 500.00
01-115-020-1410-5156 Medicare Coverage Marine Patrol	01-115-020-1410-5151 PERS Marine Patrol	\$ 48.78
01-115-020-1410-5200 Supplies Marine Patrol	01-115-020-1410-5151 PERS Marine Patrol	\$ 256.60
01-115-020-1410-5300 Maintenance Materials Marine Patrol	01-115-020-1410-5120 Salaries Marine Patrol	\$ 2,057.67
01-115-020-1410-5500 Contracted Services Marine Patrol	01-115-020-1410-5120 Salaries Marine Patrol	\$ 790.00
01-115-020-1410-5200 Supplies Marine Patrol	01-115-020-1410-5120 Salaries Marine Patrol	\$ 364.20
01-204-030-5146-5800-15 Pymts. to other Governments CDBG Formula Grants	01-204-030-5120-7200-15 Interfund Reimbursement CDBG Formula Grants	\$ 718.44
01-001-012-1900-5506 Building Repairs/Maintenance Court of Appeals	01-001-012-1900-5216 Books, Subscriptions Court of Appeals	\$ 2,500.00
01-001-012-1900-5506 Building Repairs/Maintenance Court of Appeals	01-001-012-1900-5521 Telephone Court of Appeals	\$ 1,000.00

Yeas: Polivka, Cantalamessa, Fuda
Nays: None

Week beginning October 23, 2017

Meeting of October 25, 2017

RE: ADOPT A RESOLUTION PROCLAIMING THE MONTH OF NOVEMBER 2017 AS ‘NATIONAL ADOPTION MONTH’ AND NOVEMBER 3, 2017 AS ‘ADOPTION DAY’ IN TRUMBULL COUNTY

18. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt a Resolution proclaiming the month of NOVEMBER as ‘NATIONAL ADOPTION MONTH’ AND NOVEMBER 3, 2017, as ‘ADOPTION DAY’ in Trumbull County, Ohio. The theme for this year's National Adoption Month is *"Teens Need Families, No Matter What." We didn't give you the gift of life, Life gave us the gift of you!* The Board of Trumbull County Commissioners recognizes the extensive efforts of Probate Court Judge, James Fredericka, and the Trumbull County Children Services to find loving permanent families for all children. Together they endeavor to make sure that *'Every Child Deserves a Place to Call Home!'*

NOTE: In recognition of National Adoption Month, a special celebration will be held at the Trumbull County Probate Court, 161 High Street, Warren, Ohio on Friday, November 3, 2017 from 9:00 a.m. until 12:00 Noon. The public is invited to attend.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

RE: APPROVE COLLECTIVE BARGAINING AGREEMENT BETWEEN SHERIFF AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION

19. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, pursuant to Ohio Revised Code Section 4117.14, to implement the Conciliator's Award, dated August 17, 2017, AND to approve the Collective Bargaining Agreement between the TRUMBULL COUNTY SHERIFF and the OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (representing the Correction Officers and Correction Sergeants). The Agreement is effective for a three (3) year period commencing January 1, 2017 and ending December 31, 2019; this action per the recommendation of Richard Jackson, Director of the Trumbull County Human Resources Department.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

Week beginning October 23, 2017

Meeting of October 25, 2017

Comments:

The Commissioners presented a check to Deryck Toles, Founder and CEO of Inspiring Minds, in the amount of \$431.00 from the July 2017 'Dress Down Month.' The Commissioners thanked Mr. Toles for his work in the community and asked him to speak about what his organization does. Mr. Toles commented on the after school and summer programs that Inspiring Minds operates and how it has led to positive growth in the students participating.

Commissioner Fuda commented on complaints he has received regarding the parking of semi-trucks on county parking lots. The Commissioners discussed putting up signs in the areas prohibiting weekend parking of semi-trucks. Al Devengencie commented that the parking areas had been an issue over the years and that due to the parking lot being for public use; it has proven hard to keep the semis from parking there.

The Commissioners thanked Al Devengencie and the Maintenance Department for their work with the lighting at the Board of Elections. Al Devengencie commented on the eventual need for re-wiring of the lighting and Commissioner Cantalamessa said that the issue would be discussed with the consultants.

The Commissioners commented on getting the Courthouse clock repaired and said that the Common Pleas Court will pay for half of the repairs. They also mentioned the stairs at the Courthouse being repaired over the weekend.

Recorder Tod Latell spoke about the effect the death of Officer Leo has had on the City of Girard. Mr. Latell commented on the funeral services to be held and said it was the first death of an officer in the history of the City. A scholarship fund will be created in the memory of Officer Leo and Mr. Latell requested that the Commissioners consider selecting the scholarship as a recipient of a future dress down month.

Anthony Trevena, Director of Economic Development with the Western Reserve Port Authority, commented on how they're working with the community to continue building mutually prosperous connections and applying for grants. The Commissioners thanked Mr. Trevena for his work and he then thanked them for their support.

RE: ADJOURN

MOTION: Made by, Mr. Polivka, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of October 25, 2017, and to meet again in Regular Session on November 1, 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