

**Week Beginning December 11, 2017**

**Meeting of December 13, 2017**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 13<sup>th</sup> day of December 2017, in the office of said Board, with the following members present:

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

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**RE: MINUTES**

**1. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to dispense with reading the minutes of the Workshop Session dated December 5, 2017 and the Regular Meeting dated December 6, 2017.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**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

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**RE: RECEIVE/FILE FY 2017 ANNUAL REPORT  
TRUMBULL COUNTY MENTAL HEALTH  
AND RECOVERY BOARD**

**3. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to receive and place on file the Fiscal Year 2017 Annual Report for the TRUMBULL COUNTY MENTAL HEALTH AND RECOVERY BOARD, as submitted by April J. Caraway, Executive Director.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: EXECUTE AGREEMENTS WITH TWO (2)  
QUALIFIED HOUSEHOLDS PARTICIPATING IN  
CURRENT ROUND HOME SEWAGE TREATMENT  
SYSTEM (HSTS) RESERVE PROGRAM**

**4. 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, Agreements with two (2) qualified households participating in the most current round of the HOME SEWAGE TREATMENT SYSTEM (HSTS) RESERVE PROGRAM; this action per the recommendation of Julie M. Green, Trumbull County Grants Manager, and is subject to review and approval of the Prosecutor's Office and the Ohio EPA.

**NOTE:** Grant participants are qualified to receive financial assistance through the PY2017 OEPA Water Pollution Control Fund HSTS Principal Forgiveness Program.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: APPROVE PERSONNEL ACTION  
RELEASE MRS. DARLA F. FENTON f/k/a  
DARLA F. MORGAN FROM EMPLOYMENT  
AS CUSTODIAN WITH MAINTENANCE DEPT.**

**5. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the personnel action to release MRS. DARLA F. FENTON/f/k/a Darla F. Morgan from employment as a Custodian with the Trumbull County Maintenance Department, effective December 6, 2017. Mrs. Fenton is being released due to medical reasons; this action per the recommendation of the Trumbull County Human Resources Department.

**NOTE:** The Board of Commissioners approved Mrs. Fenton’s employment on January 13, 2016, duly recorded in Journal Volume 144, Page 19600.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: ACCEPT RESIGNATION -- MS. BREANN H. MINOR  
FROM HER POSITION OF CUSTODIAN WITH  
MAINTENANCE DEPARTMENT**

**6. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to accept the resignation of MS. BREANN H. MINOR from her position of Custodian with the Trumbull County Maintenance Department, effective December 4, 2017. Ms. Minor’s resignation letter shall be recorded onto the Journal for record purposes; this action per the recommendation of the Trumbull County Human Resources Department.

**NOTE:** The Board of Commissioners approved Ms. Morgan’s employment on July 7, 2016, duly recorded in Journal Volume 145, Page 20008.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: APPROVE ‘NEW CHARGE BACK RATES’ FOR  
DEPARTMENTS PARTICIPATING IN  
HEALTH INSURANCE PLANS**

**7. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the ‘New Charge Back Rates’ for Departments participating in the Health Insurance Plans offered by the Board of Trumbull County Commissioners; these amounts are the costs that departments pay for their employees’ health coverage—*monies paid will be placed into the Hospital Trust Fund*; these rates will be charged to affected departments beginning January 1, 2018; this action per the recommendation of the Trumbull County Human Resources Department.

**DEPARTMENT MONTHLY RATES BY LINE OF COVERAGE**

<b>COVERAGE</b>	<b>SINGLE</b>	<b>FAMILY</b>
<b>Medical</b>	<b>\$496.68</b>	<b>\$1,372.87</b>
<b>Drug</b>	<b>\$ 99.03</b>	<b>\$ 273.75</b>
<b>Dental</b>	<b>\$ 39.19</b>	<b>\$ 107.81</b>
<b>Vision</b>	<b>\$ 6.70</b>	<b>\$ 14.64</b>
<b>Hearing</b>	<b>(included in medical)</b>	<b>(included in medical)</b>
<b>Total</b>	<b>\$641.60</b>	<b>\$1,769.07</b>

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: APPROVE COBRA RATES THROUGH UNITED HEALTHCARE**

**8. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the CONSOLIDATED BUDGET RECONCILIATION ACT (COBRA) RATES, effective January 1, 2018 through December 31, 2018; this action per the recommendation of the Trumbull County Human Resources Department.

<b>UNITED HEALTHCARE</b>						
	<b>PPO PLAN "A"</b>		<b>PPO PLAN "B"</b>		<b>EPO PLAN</b>	
	<b>Single</b>	<b>Family</b>	<b>Single</b>	<b>Family</b>	<b>Single</b>	<b>Family</b>
<b>Medical</b>	<b>\$509.71</b>	<b>\$1,401.68</b>	<b>\$494.40</b>	<b>\$1,359.89</b>	<b>\$523.46</b>	<b>\$1,439.53</b>
<b>Drug Card</b>	<b>\$101.63</b>	<b>\$ 279.50</b>	<b>\$ 98.57</b>	<b>\$ 271.16</b>	<b>\$104.38</b>	<b>\$ 287.03</b>
<b>Dental</b>	<b>\$ 36.12</b>	<b>\$ 99.37</b>	<b>\$ 36.12</b>	<b>\$ 99.37</b>	<b>\$ 36.12</b>	<b>\$ 99.37</b>
<b>Vision</b>	<b>\$ 6.17</b>	<b>\$ 13.49</b>	<b>\$ 6.17</b>	<b>\$ 13.49</b>	<b>\$ 6.17</b>	<b>\$ 13.49</b>
<b>Hearing</b>	<b>included in medical</b>	<b>included in medical</b>	<b>included in medical</b>	<b>included in medical</b>	<b>included in medical</b>	<b>included in medical</b>
<b>TOTALS</b>	<b>\$653.63</b>	<b>\$1,794.04</b>	<b>\$635.26</b>	<b>\$1,743.91</b>	<b>\$670.13</b>	<b>\$1,839.42</b>

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: APPROVE CONTRACT FOR SELF-FUNDED TRADITIONAL COVERAGE (PPO) AND HEALTH MAINTENANCE ORGANIZATION (HMO)**

**9. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the Contract for Self-Funded Traditional Coverage (PPO) and Health Maintenance Organization (HMO) Coverage, for TRUMBULL COUNTY EMPLOYEES' HEALTH BENEFITS, for a one-year period commencing January 1, 2018 and ending December 31, 2018; as submitted through E J. Rossi & Company, 201 E. Commerce Street, Suite #337, Youngstown, OH 44503 by United Healthcare, 1001 Lakeside Avenue, Suite #1000, Cleveland, OH 44114; this action per the recommendation of the Human Resources Department; per the evaluation and recommendation of E. J. Rossi & Company.

<b>ADMINISTRATION FEES - United Healthcare</b>	
<b>Medical/Drug</b>	<b>\$49.55</b>
<b>Dental</b>	<b>\$ 5.09</b>
<b>Vision</b>	<b>\$ 1.14</b>
<b>Hearing</b>	<b>(included in medical)</b>
<b>\$225,000.00 SPECIFIC STOP LOSS PREMIUM</b>	
<b>Composite</b>	<b>\$101.95</b>

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: APPROVE/RECORD CONTINUATION CERTIFICATE FURTHERANCE OF JUSTICE BOND #8446586 DENNIS WATKINS, TRUMBULL COUNTY PROSECUTOR**

**10. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve and record onto Journal, for record purposes, the Continuation Certificate for the Furtherance of Justice Bond #8446586 for DENNIS WATKINS, TRUMBULL COUNTY PROSECUTOR. The Bond is for a one (1) year period commencing January 1, 2018 and ending January 1, 2019--Bond in the amount of \$133,941.00 shall be filed with the County Treasurer, pursuant to the Ohio Revised Code Section 5153.13.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: PAY ATTORNEY A. SCALA, PROSECUTOR  
CITY OF GIRARD FOR DUTIES DESCRIBED  
PURSUANT TO THE OHIO REVISED CODE  
SECTION 1901.34(C)**

**11. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, pursuant to Ohio Revised Code Section 1901.34(C), to pay ATTORNEY MICHAEL A. SCALA, Prosecutor for the City of Girard, Ohio the sum of \$4,000.00 per year for the duties described in the abovementioned section of the Ohio Revised Code, effective December 3, 2017. Such payments will be paid at the rate of \$1,000.00 per quarter effective April 1, 2018. The \$1,000.00 fourth quarter payment will be prorated with October and November payments made to Attorney Michael Bloom, former Prosecutor for the City of Girard. ATTORNEY SCALA shall submit a quarterly invoice to the Board of Trumbull County Commissioners, at which time the Board will cause the payment to be made from the treasury of the County.

*SPECIAL NOTE: Payments made under this resolution shall be strictly monetary. No benefits, including but not limited to health insurance and retirement benefits, shall be included with this payment.*

*Commissioner Polivka asked if the County pays or is reimbursed for attorney fees in the abovementioned action.*

*Paulette A. Godfrey stated yes that the County pays and is not reimbursed for payment.*

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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**RE: GRANT SPECIAL ANNUAL SUPPLIER FLEET  
PERMIT-COUNTY ENGINEER**

**12. 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 each permit.

- **Permit No.: AF-030-2017**
- Permit Effective: December 8, 2017 through December 8, 2018**
- CLIFTON R. PRICE, JR., d/b/a 2B TRUCKING, 3481 Housel Craft Road, Bristolville, OH 44402**

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: GRANT SPECIAL HAULING PERMIT  
TO MOVE OVERWEIGHT EQUIPMENT  
OVER TRUMBULL COUNTY ROADWAYS**

**13. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permit to Move Overweight Equipment over Trumbull County Roadways, requested by the company listed. The necessary permit fee, bond and insurance have been submitted and approval is subject to the conditions listed on the permit.

- **Permit No.: 918**  
**Effective: December 12, 2017 through December 16, 2017**  
**TRANSPORT NATIONAL LLC, 2500 W. Southbranch Boulevard, Oak Creek, WI 53154, to haul or move overweight equipment over Ohltown-McDonald Road (C.H. 58) in Weathersfield Township.**

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: COUNTY ENGINEER TO PERFORM WORK  
LISTED DURING THE YEAR 2018**

**14. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to grant permission to the Trumbull County Engineer to perform the work, as listed, during the period beginning January 1, 2018 and ending December 31, 2018, *as provided under Section 5543.19 of the Ohio Revised Code of the State of Ohio*; this action per the request of the County Engineer.

- ✓ **To participate with various governmental subdivisions and bodies in the sharing of services and/or equipment per the O.R.C. 9.482.**
- ✓ **To maintain and repair equipment of the Engineer’s Department.**
- ✓ **To remove snow and spread ashes and salt for ice control on county roads.**
- ✓ **To stockpile aggregates at County’s Cortland and Warren yards, and other approved sites for use on the County’s various road projects.**
- ✓ **To paint centerline stripes, lane lines and edge lining on county hard surface roads.**
- ✓ **To erect and maintain barricades, road signs, signals and guard rail where necessary.**
- ✓ **To improve various county roads by mowing, grading, shaping berms, ditching and draining, and adding materials where necessary.**
- ✓ **To enter immediately upon any lands adjacent to any of the highways in the County for the purpose of opening an existing ditch or drain, or for digging a new ditch or drain for the free passage of water for the drainage of highways.**
- ✓ **To patch, surface treat and place bituminous wearing surfaces where needed on existing pavements or slag base roads.**
- ✓ **To repair, replace and paint bridges and to repair and replace culverts where necessary.**
- ✓ **To assist the Township Trustees in accomplishment of their road work.**
- ✓ **To employ private assistance as needed.**
- ✓ **To remove or trim any brush, shrubbery or trees (alive or dead) within the road right of way (whether it be overhanging or rooted) that is posing a safety hazard on any county road.**

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RE: COUNTY ENGINEER TO PERFORM WORK LISTED DURING THE YEAR 2018- (Cont'd)

- ✓ To continue with summer jobs program pertaining to school students.
- ✓ To permit the County Engineer and/or his staff members to attend meetings of the County Engineer’s Association of Ohio, Committee Meetings, and any meeting concerning County, State or Federal matters during the year 2018—also expenses for lodging and meals.
- ✓ To permit the County Engineer during Calendar Year 2018, to enter into “Consent Legislation” with the Ohio Department of Transportation as it pertains to all existing and future Federally Funded Local Public Agency (LPA) Projects.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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RE: GRANT PERMITS

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

- DOMINION EAST OHIO, 320 Springside Drive, Akron, OH 44333, to bore under and work in the right-of-way of Sodom Hutchings Road (C.H. 45 C), in order to install a gas service line for address #802. This will be located 200 feet north of Turkey Run Road in Vienna Township.
- DOMINION EAST OHIO, 320 Springside Drive, Akron, OH 44333, to bore under and work in the right-of-way of North Park Avenue (C.H. 143), in order to install a gas service line for address #3630. This will be located 2,000 feet north of North River Road in Warren Township.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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RE: COMMISSIONERS TO JOIN PROSECUTING ATTORNEY TO FILE AN APPLICATION WITH COURT OF COMMON PLEAS FOR EMPLOYMENT OF VARIOUS LAW FIRMS AS LEGAL COUNCIL FOR THE BOARD OF COMMISSIONERS OF TRUMBULL COUNTY FOR THE PROSECUTION OF A CIVIL ACTION AGAINST OPIOID MANUFACTURERS AND/OR DISTRIBUTORS

16. MOTION: Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize the Board of Commissioners to join with the Trumbull County Prosecuting Attorney in filing an application with the Court of Common Pleas for the appointment of the law firms of Napoli Shkolnik PLLC, Plevin & Gallucci Company, L.P.A., Thrasher, Dinsmore & Dolan, L.P.A., Scott Elliot Smith, L.P.A. and Pasternack, Tilker, Ziegler, Walsh, Stanton & Romano L.L.P. as legal counsel for the Board of Commissioners of Trumbull County for the prosecution of a civil action against opioid manufacturers and/or distributors.

NOTE: The Board is requesting this appointment based on its review of proposals from numerous law firms seeking to represent Trumbull County in this manner, as well as discussions with other political subdivisions exploring similar litigation.

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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**RE: PREPARE/SUBMIT A 2018 CAPITAL BILL BUDGET REQUEST FORM FOR THE REMAINING PORTION OF THE LOCAL MATCH FOR THE WESTERN RESERVE GREENWAY PHASE 4 BIKE TRAIL AND EXECUTE ANY/ALL NECESSARY DOCUMENTS**

**17. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Zachary Svette, Operations Manager for the Trumbull County MetroParks, to prepare and submit a 2018 Capital Bill Budget Request Form for the remaining portion of the local match for the WESTERN RESERVE GREENWAY PHASE 4 BIKE TRAIL, the final Phase in Trumbull County; AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute any/all necessary documentation associated with the submission and acceptance of said application; this action per the recommendation of the Trumbull County Metropolitan Park District and the Grants Manager’s Office and is subject to review and approval of the Prosecutor’s Office.

*NOTE: If approved, the funding request will make available state funds to be used as the required local match and leverage for federal funding sources to complete the Western Reserve Greenway in Trumbull County which is a portion of the Great Ohio Lake to River Greenway. To date over 25 miles to bike trail has been constructed in Trumbull County utilizing federal, state, local and private funds exceeding \$14,000,000.00.*

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: PREPARE/SUBMIT A 2018 DOPPELT FAMILY TRAIL DEVELOPMENT FUND GRANT APPLICATION FOR THE REMAINING PORTION OF THE LOCAL MATCH FOR WESTERN RESERVE GREENWAY PHASE 4 BIKE TRAIL AND EXECUTE ANY/ALL NECESSARY DOCUMENTS**

**18. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to authorize Zachary Svette, Operations Manager for the Trumbull County MetroParks, to prepare and submit a 2018 Doppelt Family Trail Development Fund Grant Application for the remaining portion of the local match for the WESTERN RESERVE GREENWAY PHASE 4 BIKE TRAIL, the final Phase in Trumbull County; AND to authorize Frank S. Fuda, President of the Board of Trumbull County Commissioners, to execute any/all necessary documentation associated with the submission and acceptance of said application this action per the recommendation of the Trumbull County Metropolitan Park District and the Grants Manager’s Office and is subject to review and approval of the Prosecutor’s Office.

*NOTE: If approved, the funding request will make available private funds to be used as the required local match and leverage for federal funding sources to complete the Western Reserve Greenway in Trumbull County which is a portion of the Great Ohio Lake to River Greenway. To date over 25 miles to bike trail has been constructed in Trumbull County utilizing federal, state, local and private funds exceeding \$14,000,000.00.*

*SPECIAL NOTE: The Project Transformation Grant is intended to have a substantial impact on an organization’s ability to complete a significant trail development or improvement project. These funds, where appropriate, will serve as a catalyst to start such large projects and could be used to leverage other funding sources through matching opportunities. Activities may include, but are not limited to: new trail construction, trail facility/infrastructure (e.g. trailheads, bathrooms), land acquisition, trail signage, improvements to existing trails and significant maintenance tasks.*

*Commissioner Cantalamessa asked Zach Svette to explain about the grants we applied for (local match) for Phase IV of the Western Reserve Greenway Bike Trail.*

*Commissioner Fuda thanked Zach for a job well done.*

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: APPROVE EMPLOYMENT-MR. DUANE SHINN  
CUSTODIAL WORKER-MAINTENANCE DEPT.  
EFFECTIVE DECEMBER 18, 2017**

**19. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve the personnel action for the employment of MR. DUANE SHINN for the position of CUSTODIAL WORKER with the TRUMBULL COUNTY MAINTENANCE DEPARTMENT; effective December 18, 2017, Pay Range 1 (0 years) for the initial six (6) months, at which time he will be raised to Pay Range 2 (0 years); pursuant to the authorized job posting; this action per the recommendation of the Human Resources Department.

*NOTE: Mr. Shinn's employment is contingent upon successfully passing a pre-employment drug screen, physical examination, and background check.*

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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**RE: EXECUTE MEMORANDUM OF AGREEMENT  
WITH KENT STATE UNIVERSITY AUTHORIZING  
TRUMBULL COUNTY EMPLOYEES TO ATTEND  
LEAN BOOT CAMP PROGRAM**

**20. 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, a Memorandum of Agreement with KENT STATE UNIVERSITY, The Center for Corporate and Professional Development, Administrative Services Building, Second Floor, P.O. Box 5190, Kent, OH 44242-0001 authorizing Trumbull County employees to attend the LEAN BOOT CAMP PROGRAM scheduled for February 12<sup>th</sup> thru February 15, 2018 from 8:30 a.m. to 4:30 p.m. each day. The cost is \$1,395.00 per participant, not to exceed \$30,690.00 (for a maximum of 22 participants)--to be paid for from various funds; this action per the recommendation of the Trumbull County Human Resources Department.

*NOTE: Classes will be held on-site in the Commissioners' Hearing Room.*

*Commissioner Fuda spoke about Item #19 and said he believes Mr. Shinn will do a great job and be an asset to the Trumbull County Maintenance Department.*

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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



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**RE: RECEIVE/RECORD REPORT SUBMITTED BY ADULT PROBATION DEPARTMENT SPECIFYING AMOUNT OF FUNDS APPROPRIATED FROM PROBATION SERVICE FUND 041**

**21. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to receive the Report as submitted by the Adult Probation Department on December 4, 2017, in accordance with Amended Substitute House Bill Number 406, specifying the amount of funds appropriated from the Probation Service Fund 041 during the current calendar year, an estimate of the amount that the Probation Department will expend by the end of the year, a summary of how the amount appropriated has been expended for probation services, and an estimate of the amount of probation fees that the Probation Department will collect and pay to the Treasurer for deposit in the next calendar year.

*NOTE: Report/Summary shall be recorded on the Journal for record purposes.*

**SUMMARY SHOWS:**

<b>1. Total monies collected since inception: September 26, 1995--\$1,302,075.76</b>
<b>2. Total Collected in Year 2017: \$74,353.70 (January 1, 2017 through November 30, 2017)</b>
<b>1. Estimated Collection for Year 2018: \$70,000.00</b>
<b>Total Expenditures for 2017: \$27,400.58 (supplies, maintenance materials, equipment, contracted services)</b>

**SPECIAL NOTE:** On July 27, 1995, a Probation Service Fund (041) was created which became effective August 1, 1995. This fund permitted the Trumbull County Adult Probation Department to collect a \$10.00 probation supervision fee on all individuals placed on probation in the Trumbull County Court of Common Pleas. This fee is imposed unless the sentencing court either suspends the fee or orders a different amount to be paid, up to \$50.00 per month. On March 6, 2003, Administrative Judge Andrew D. Logan signed a journal entry increasing the monthly fee to \$20.00. This became effective on April 1, 2003. This fee became possible as a result of the passing of Amended Substitute House Bill Number 406, which reads: "All money that is contained in the department's account in the County Probation Service Fund established in the County for use only for specialized staff, purchase for equipment, purchase of services, reconciliation programs for offenders and victims, other treatment programs, including alcohol and drug addiction programs certified under Section 3793.06 of the Ohio Revised Code, determined to be appropriate by the Chief Probation Officer of the Department of Probation, and other similar probation-related expenses." Additionally, the Bill reads, "Not later than the first of day of December each year, each probation agency shall prepare a report regarding its use of money from a county probation service funds. The report shall specify the amount appropriated from the fund to the probation agency during the current calendar year, an estimate of the amount that the probation agency will expend by the end of the year, a summary of how the amount appropriated has been expended for probation services, and an estimate of the amount of probation fees that the probation agency will collect and pay to the appropriate treasurer for deposit in the appropriate fund in the next calendar year. The report shall be filed with the Board of County Commissioners of that county."

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: APPROVE/EXECUTE PROJECT FUNDING AGREEMENT  
BETWEEN BOARD OF COMMISSIONERS AND  
AREA AGENCY ON AGING II, INC. ON BEHALF  
OF TRUMBULL COUNTY NUTRITION PROGRAM  
FOR THE ELDERLY**

**22. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to approve 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 Agreement. The Agreement is for the period commencing January 1, 2018 and ending December 31, 2018. Agreement will allow the Nutrition Program to continue to serve congregate meals at seven (7) 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 local cash required is currently available in carryover balances and no additional funds are required.*

**COMPUTATION OF GRANT**

<b>Federal Title III-C1 Nutrition Funds (Congregate Meals)</b>	<b>\$184,468.00</b>
<b>Federal Title III-C2 (Home Delivered Meals)</b>	<b>\$213,303.00</b>
<b>Local Cash</b>	<b>\$ 71,500.00</b>
<b>Local In-Kind</b>	<b>\$ 0.00</b>
<b>Program Income</b>	<b>\$ 71,956.00</b>
<b>Cost Share</b>	<b>\$ 0.00</b>
<b>NSIP (estimate)</b>	<b>\$ 57,440.00</b>
<b>Block Grant/Home Delivered Meals</b>	<b>\$ 18,788.00</b>
<b>Other Federal</b>	<b>\$ 0.00</b>
<b>Other State</b>	<b>\$ 0.00</b>
<b>Other Resources</b>	<b>\$ 0.00</b>
<b>TOTAL</b>	<b>\$617,455.00</b>

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

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**RE: ENTER INTO SITE AGREEMENTS WITH SITE OPERATORS ON BEHALF OF THE NUTRITION PROGRAM FOR THE ELDERLY**

**23. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to enter into Agreements on behalf of the TRUMBULL COUNTY NUTRITION PROGRAM FOR THE ELDERLY, operated by the Office of Elderly Affairs, with SITE OPERATORS, as listed, for use of their facilities to house Nutrition Sites for the period commencing January 1, 2018 through December 31, 2018. No rent is to be charged for use of the Site Operator’s space; 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:** Either party wishing to terminate this agreement, shall do so by providing sixty (60) days written notice.

❖ **SITE AGREEMENTS WITH NO RENTAL FEE CHARGE:**  
(Site Operators listed will be providing their facilities rent free.)

- **CORTLAND SCOPE SENIOR CENTER**
- **GIRARD MULTIGENERATIONAL CENTER**
- **HUBBARD SENIOR CENTER**
- **LORDSTOWN SCOPE SENIOR CENTER**
- **ROBERT A. MORRISON VILLAGE**
- **WARREN SCOPE SENIOR CENTER**

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

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**RE: ENTER INTO SUB CONTRACT AGREEMENTS WITH SITE OPERATORS ON BEHALF OF THE NUTRITION PROGRAM FOR THE ELDERLY NO RENT OR LABOR IS TO BE CHARGED FOR SITE OPERATOR’S SPACE**

**24. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to enter into Sub Contract Agreements on behalf of the TRUMBULL COUNTY NUTRITION PROGRAM FOR THE ELDERLY, operated by the Office of Elderly Affairs, with SITE OPERATORS, as listed, for use of their facilities to house Nutrition Sites for the period commencing January 1, 2018 through December 31, 2018. No rent or labor is to be charged for use of the Site Operator’s space. Site Operators will supply a site manager who will not be an employee of Trumbull County with no charge to the 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:** Either party wishing to terminate this agreement, shall do so by providing sixty (60) days written notice.

❖ **SITE AGREEMENTS WITH NO RENTAL FEE CHARGE:**  
(Site Operators listed will be providing their facilities rent and labor free.)

- **JOHNSTON SENIOR CENTER**
- **WEST FARMINGTON SENIOR CENTER**

Yeas: Polivka, Cantalamessa, Fuda

Nays: None

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

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**RE: AWARD PROPOSAL--HOLKO ENERCON, INC.  
TO COMPLETE RE-ROOFING PROJECT ON  
FORMER BAZETTA FIRE STATION**

**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 Road #305, Fowler, OH 44418 to complete a re-roofing project on the former Bazetta Fire Station, located at 443 Everett Hull Road, Cortland, OH 44410 in the amount of \$15,978.00—to be paid for from Fund No. 01-463-080-1000-5400; this action per the recommendation of James J. Misocky, Trumbull County Special Projects Administrator.

**NOTE:** The Board of Commissioners purchased the former Bazetta Fire Station for \$10,000.00 on November 22, 2017, duly recorded in Journal Volume 147, Page 21241.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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**RE: ADOPT RESOLUTION AUTHORIZING THE  
TRUMBULL COUNTY COMMISSIONERS,  
TREASURER, AUDITOR, RECORDER, CLERK  
OF COURT OF COMMON PLEAS, CLERK OF  
CENTRAL DISTRICT COURT AND CLERK OF  
EASTERN DISTRICT COURT TO ACCEPT  
PAYMENTS FOR COUNTY EXPENSES BY A  
FINANCIAL TRANSACTION DEVICE**

**26. MOTION:** Made by Mr. Polivka, seconded by Mr. Cantalamessa, to adopt the following Resolution authorizing the Trumbull County Commissioners, Treasurer, Auditor, Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court to accept payments for county expenses by a Financial Transaction Device.

**RESOLUTION**

**WHEREAS**, the Commissioners, Treasurer, Auditor, Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court wish to use a financial transaction device, as defined in RC 301.28 (A) (1), for the purpose of accepting payments for county expenses as defined in RC 301.28 (A) (2) and (3); and

**WHEREAS**, RC 301.28 authorizes the Commissioners, Treasurer, Auditor, Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court to use a financial transaction device, as defined in RC 301.28 (A) (1), for the purpose of accepting payments for county expenses as defined in RC 301.28 (A) (2) and (3); and

**WHEREAS**, in accordance with RC 301.28 (A) (2), all fees, costs, taxes, assessments, fines, penalties, services and payments issued by the Commissioners, Treasurer, Auditor, Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court may be paid through the use of a financial transaction device; and

**Week Beginning December 11, 2017**

**Meeting of December 13, 2017**

Continued

**RE: FINANCIAL TRANSACTION DEVICE RESOLUTION – (Cont'd)**

**WHEREAS**, in accordance with RC 301.28 (A)(1), the specific financial transaction device that is acceptable for receiving payment for all fees, costs, taxes, assessments, fines, penalties, services and payments include: a credit card, debit card, charge card or prepaid or stored value card, or automated clearinghouse network credit, debit, or e-check entry that includes, but is not limited to, accounts receivable and internet-initiated, point of purchase, and telephone-initiated applications or any other device or method for making an electronic payment or transfer of funds; and

**WHEREAS**, in order to assure that no cost shall be charged to the county for the acceptance of such payments made through a financial transaction device, a surcharge or convenience fee may be collected for each payment made through a financial transaction device, and such surcharge or convenience fee shall be in accordance with the agreement governing and/or concerning the use and acceptance of the financial transaction device; and

**WHEREAS**, in accordance with RC 301.28 (E), proper notice of the surcharge or convenience fee collected for each payment made through a financial device shall be clearly understood and stated to each person making a payment through a financial transaction device regardless of the medium used to make the payment and in a manner appropriate to the medium; and

**WHEREAS**, in accordance with RC 301.28 (G) if a person makes payment through a financial transaction device and the payment is returned or dishonored for any reason, the person shall be liable to the County for payment of a penalty over and above the expense due. The penalty shall be equal to the amount of any charge, cost or fee incurred by the County. The terms of penalty fees shall be incorporated into all public notice of the program; and

**WHEREAS**, all referenced public notice shall also include the terms set forth in RC 301.28 (F), (H), and (I); and

**WHEREAS**, the Treasurer, shall perform the duties of the Administrative Agent, as set forth in R.C. 301.28, for the purpose of accomplishing the matters set forth herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF TRUMBULL COUNTY, OHIO THAT:**

**Section 1:** The Administrative Agent shall request proposals from financial instructions, issuers of financial transaction devices, and processors of financial transaction devices, as appropriate in accordance with the terms set forth herein and in R.C. 301.28.

**Section 2:** Upon receiving the proposals, the Administrative Agent shall review the same with the Commissioners, Treasurer, Auditor, Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court and make a recommendation to the Board of Commissioners on which proposal(s) to accept.

**Section 3:** The Board of Commissioners may then enter into a contract with any or all of the entities submitting proposals, as appropriate, and the Board of Commissioners shall provide any entity that submitted a proposal, but with which the Board of Commissioners does not enter into a contract, notice that its proposal is rejected. The notice shall state the reason for the rejection, and indicate whose proposals were accepted, and provide a copy of the terms and conditions of the successful bids.

Week Beginning December 11, 2017

Meeting of December 13, 2017

RE: FINANCIAL TRANSACTION DEVICE RESOLUTION – (Cont'd)

**Section 4:** The County Treasurer, as Administrative Agent, shall assist the County Commissioners, Treasurer, Auditor, County Recorder, Clerk of Court of Common Pleas, Clerk of the Trumbull County Central District Court and Clerk of the Trumbull County Eastern District Court in implementing each agency's financial transaction device program.

**NOW THEREFORE, BE IT FURTHER RESOLVED,** that it is found and determined that all formal actions of this Board concerning and relating to the passage of this resolution were passed in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

*Commissioner Fuda stated that Stephanie Sferra, Director of the Trumbull County Tourism Bureau, will be retiring in June 2018 and they will be soon accepting applications to fill the position to start job training.*

*Mary Williams spoke about a recent meeting Commissioner Fuda had with Judge Campbell regarding the merging of Eastern and Central District Courts. She questioned why the legal notice seeking a County Administrator in the Tribune Chronicle was so costly.*

*Mr. Richard Jackson, Human Resources Director stated that he thought it was a good idea to advertise the position in the local newspaper.*

*Commissioner Polivka stated there hasn't been an Administrator for years and went on to speak about Michael Matas and all of his good qualities.*

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RE: ADJOURN

**MOTION:** Made by, Mr. Polivka, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of December 13, 2017, and to meet again in Regular Session on December 20, 2017.

Yeas: Polivka, Cantalamessa, Fuda  
Nays: None

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

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FRANK S. FUDA, PRESIDENT

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MAURO CANTALAMESSA, COMMISSIONER

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DANIEL E. POLIVKA, COMMISSIONER

ATTEST:

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PAULETTE A. GODFREY, CLERK