

**Week Beginning April 2, 2018**

**Meeting of April 4, 2018**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 4<sup>th</sup> day of April 2018, 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. Fuda, seconded by Mr. Cantalamessa, to dispense with reading the minutes of the Workshop Session dated March 27, 2018 and the Regular Meeting dated March 28, 2018.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: APPROVE BILLS**

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

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**RE: RECEIVE/FILE 2017 ANNUAL REPORT  
NEWTON FALLS MUNICIPAL COURT**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive and place on file for record purposes the 2017 Annual Report of for NEWTON FALLS MUNICIPAL COURT as submitted by the Honorable Judge Philip M. Vigorito; AND to forward a copy of said Report to the Trumbull County Auditor's Office. Report is filed pursuant to Ohio Revised Code 1901.14 (A) (4).

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: RECEIVE/FILE 2017 ANNUAL REPORT  
WARREN MUNICIPAL COURT**

**4. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive and place of file for record purposes the 2017 Annual Report for the WARREN MUNICIPAL COURT as submitted by the Honorable Judge Thomas P. Gysegem and the Honorable Judge Terry F. Ivanchak; AND to forward a copy of said Report to the Trumbull County Auditor. Report is filed pursuant to Ohio Revised Code 1901.14 (A) (4).

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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RE: LIQUOR PERMIT

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

TRANSFER CLASSES C1, C2, D6

<b>FROM:</b>	<b>GMK MARKET INC</b> <b>d/b/a QUIK PIK</b> 3649 Hoagland Blackstub Road Bazetta Township Cortland, OH 44410
<b>TO:</b>	<b>JOHN SEMKO III LLC</b> <b>d/b/a BAZETTA MALL</b> 3649 Hoagland Blackstub Road Bazetta Township Cortland, OH 44410

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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RE: AMEND JOURNAL ACTION DATED 8/16/17  
REGARDING LIQUOR PERMIT APPLICATION  
FOR CHIPOTLE MEXICAN GRILL-AMENDMENT  
CORRECTS STREET ADDRESS

MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to amend the Journal Action taken by the Board of Trumbull County Commissioners on August 16, 2017, duly recorded in Journal Volume 146, Page 21024 regarding the Liquor Permit Application for CHIPOTLE MEXICAN GRILL OF COLORADO LLC, d/b/a CHIPOTLE MEXICAN GRILL 3171. AMENDMENT corrects the street address of the proposed permit premises to 2160 Millennium Boulevard, Bazetta Township, Cortland, OH 44410; this action per the request of the Ohio Department of Commerce, Division of Liquor Control. *The letter from the Division of Liquor Control informing the Board of the correction shall be recorded onto the Journal for record purposes.*

NOTE: The Division of Liquor Control has determined that the corrected information does not involve any geographical or business change.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: APPROVE AGREEMENT BETWEEN SHERIFF AND JOB AND FAMILY SERVICES FOR EXPANDED POLICE AND SECURITY SERVICES**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve the Agreement by and between PAUL S. MONROE, Sheriff of Trumbull County, Ohio and the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES for expanded police and security services. Agreement is for the term commencing January 1, 2018 through December 31, 2018 in an amount not to exceed \$258,273.43—to be paid for from Shared Cost Pool Funds—*no General Revenue Funds will be utilized.* SHERIFF MONROE agrees to furnish two (2) fulltime deputy sheriffs to supplement the Trumbull County Department of Job and Family Services with statutory powers to enforce the law under provisions of the Ohio Revised Code, Section 311.29. Said Agreement will be in strict compliance with the Department of Job and Family Services’ job description and without conflict with the Collective Bargaining Agreement between the Department of Job and Family Services and AFSCME Local 458 and AFSCME, Ohio Council 8, AFL-CIO; this action per the recommendation of the Trumbull County Department of Job and Family Services and is subject to review and approval of the Prosecutor’s Office.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: APPROVE PAY INCREASES FOR EMPLOYEES OFFICE OF ELDERLY AFFAIRS**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve the personnel action for the pay increases for employees of the TRUMBULL COUNTY OFFICE OF ELDERLY AFFAIRS; effective April 9, 2018; this action per the recommendation of the Human Resources Department.

❖ **Pay Increases are as follows:**

**Home Delivery Drivers (part-time positions)**  
**\$0.15 per hour (\$8.30 to \$8.45)**

**Site Managers (part-time positions)**  
**\$0.39 per hour (\$8.41to \$9:00)**

**Bookkeeper (full-time position—position will become part-time)**  
**\$0.26 per hour (\$12.00 to \$12.2635) Pay Range 3, Step 2**

**Personnel Manage (full-time position)**  
**\$0.36 per hour (\$16.00 to \$16.3582) Pay Range 6, Step 3**

**Manager-Senior Nutrition Services (full-time position)**  
**\$2.62 per hour (\$15.00 to \$17.6260) Pay Range 6, Step 7.5**

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: EMPLOYMENT TRANSFER – NOAH GILGER  
FROM SANITARY ENGINEERS DEPT.  
TO POSITION OF DEPUTY DOG WARDEN  
WITH TRUMBULL COUNTY DOG KENNEL**

**9. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve the personnel action for the employment transfer of NOAH GILGER from the position of Laborer, Pay Range 2 (0 years) with the Sanitary Engineers Department to the position of DEPUTY DOG WARDEN, Pay Range 4 (0 years) with the TRUMBULL COUNTY DOG KENNEL, effective April 9, 2018; this action per the recommendation of the Human Resources Department.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: AWARD PROPOSAL  
Z-TECH BUILDERS & EXCAVATORS, INC.  
TO CONSTRUCT A SANITARY LATERAL HOUSE  
CONNECTION AND RELATED ITEMS FOR ONE (1)  
INCOME ELIGIBLE HOMEOWNER**

**10. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to award the lowest and best proposal as submitted by Z-TECH BUILDERS & EXCAVATORS, INC., 3301 Bazetta Road, Cortland, OH 44410 to construct a sanitary lateral house connection and related items for one (1) income eligible homeowner located in Howland Township, in the amount of \$17,500.00—funded through the PY16 Community Development Block Grant Program Sanitary Lateral Assistance Activity Fund No. 225-030-5100-5100-1-506894-GCCDBG16-GCSLAP-GHOUSECON-GCMISCSLAP; this action per the recommendation of the Trumbull County Grants Manager and the Consulting Engineer, Lynn, Kittinger & Noble, Inc. and is subject to review and approval of the Prosecutor’s Office.

**OTHER PROPOSALS SUBMITTED**

COMPANY	AMOUNT
<b>J. S. NORTHEAST CO., INC.</b> 1680 ½ Shannon Road Girard, OH 44420	<b>\$28,970.00</b>

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: ADVERTISE FOR BIDS  
TRU-1<sup>ST</sup> ROUND 2018 COUNTYWIDE ROAD  
IMPROVEMENTS PROJECT**

**11. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to acknowledge receipt of the Proposal for TRU – 1<sup>st</sup> Round 2018 COUNTYWIDE ROAD IMPROVEMENTS PROJECT for paving programs for the City of Niles, the Villages of Lordstown and Newton Falls, in addition to the Colonial Drive, Skoplee Avenue, and S. Randolph Avenue Resurfacing Project through Trumbull County’s Community Development Block Grant Program; AND to authorize the Board of Commissioners’ Clerk to advertise for sealed bids for TRU- 1<sup>st</sup> Round 2018 COUNTYWIDE ROAD IMPROVEMENTS PROJECT; this action per the recommendation of the County Engineer.

**IMPORTANT NOTE:** *Trumbull County will only award a contract for the Colonial Drive, Skoplee Avenue, and S. Randolph Resurfacing Project. The City of Niles and the Villages of Lordstown and Newton Falls will award their own respective contracts.*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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

**MOTION:** Made by Mr. Fuda, 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 company listed. The necessary permit fee and insurance information have been submitted and approval is subject to the conditions listed on the permit.

- **Permit No.: AF-002-2018**  
**Permit Effective: March 27, 2018 through March 27, 2019**  
**JAMES MATEYKO, INC., 3184 Youngstown Kingsville Road, Cortland, OH 44410**

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: AGREEMENT WITH CT CONSULTANTS, INC.  
TO PROVIDE PROFESSIONAL ENGINEERING  
SERVICES FOR TRI-MYRON STREET, HUBBARD  
CITY #6 BRIDGE REPLACEMENT PROJECT**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve an Agreement with CT CONSULTANTS, INC., 7965 N. High Street, Suite #340, Columbus, OH 43235 to provide professional engineering services for the TRU-MYRON STREET, HUBBARD CITY #6 BRIDGE REPLACEMENT PROJECT, located on Myron Street over Mud Run in the City of Hubbard, in the amount of \$86,575.00—subject to reimbursement from a federal grant—80% federal share shall be direct pay, and the 20% local share shall be paid from the County Engineer’s Fund No. 002-030-1700-1700-1-505610 (which is not federally reimbursable)—*no County General Revenue Funds will be requested*; AND to execute the Letter-Form Agreement between the County and State which is required to formalize acceptance of the contract and federal reimbursement procedures and to execute the Direct Payment of Consultation Form for direct disbursement of the federal funds; this action per the recommendation of the Trumbull County Engineer and is subject to review and approval of the Prosecutor’s Office.

**NOTE:** In accordance with the Ohio Revised Code, the selection of CT Consultants, Inc. was based on the County Engineer’s quality based selection process for professional services.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: ADOPT RESOLUTION PROCLAIMING THE  
WEEK OF APRIL 2, 2018 THROUGH APRIL 6, 2018  
AS “APPRECIATION WEEK” IN TRUMBULL COUNTY  
RECOGNIZING INDIVIDUALS COMBATING THE  
OPIOID EPIDEMIC**

**14. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to adopt a Resolution to proclaim the week of April 2, 2018 through April 6, 2018 as “APPRECIATION WEEK” in Trumbull County, Ohio, in conjunction with the Statewide Appreciation Event recognizing individuals combating the opioid epidemic. The Board of Trumbull County Commissioners commends all professionals and agencies, especially the Trumbull County Mental Health and Recovery Board, who work together on the front lines in the fight against Ohio’s opioid epidemic while protecting the residents of Trumbull County. The Trumbull County Mental Health and Recovery Board is working to build a comprehensive system of prevention, education, intervention, treatment and recovery for all citizens of Trumbull County. The Commissioners pledge their support for the individuals, family members, and professionals who work daily to save lives, provide treatment, assist families, and support recovery. *Thank you for bringing help and bringing hope to alleviate this crisis!*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

*The Commissioners presented a Resolution to April Caraway Executive Director of the Trumbull County Mental Health and Recovery Board. The Commissioners and April Caraway spoke about the opioid epidemic and how state and federal representatives are working together to secure funding to help with the crisis.*

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**RE: ADOPT RESOLUTION TO ACKNOWLEDGE RECEIPT OF THE ASSIGNMENT AND ASSUMPTION OF LAND USE RESTRICTIONS AGREEMENT BETWEEN KB PORTFOLIO, LLC AND KB OWNER, LLC IN CONNECTION WITH COUNTY'S MULTIFAMILY HOUSING REVENUE BONDS SERIES 2003A, 2003B**

**15. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to adopt a Resolution to acknowledge receipt of the ASSIGNMENT AND ASSUMPTION OF LAND USE RESTRICTIONS AGREEMENT by and between KB PORTFOLIO, LLC and KB OWNER, LLC, for record purposes, in connection with the proposed assignment of an agreement entered into by the Borrower in connection with the County's Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003A, in the original aggregate principal amount of \$23,700,000, and that certain Multifamily Housing Revenue Bonds (KB Portfolio, LLC Projects), Series 2003B, in the original amount of \$7,385,183 (collectively, the Bonds).

**NOTE:** This action is per the recommendation of Attorney Virginia Benjamin who serves as counsel to Trumbull County regarding this bond matter. Trumbull County is not a signatory to this assignment.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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**RE: APPROVE AGREEMENT FOR PROFESSIONAL SERVICES WITH CT CONSULTANTS, INC. TO PROVIDE AN ASSET MANAGEMENT PLAN GAP ANALYSIS FOR TRUMBULL COUNTY WATER DISTRICTS**

**16. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve an Agreement for Professional Services with CT CONSULTANTS, INC., 3875 Embassy Parkway, Suite #200, Fairlawn, OH 44333 to provide an ASSET MANAGEMENT PLAN GAP ANALYSIS for Trumbull County Water Districts, in the amount of \$49,000.00—to be paid for from the Sanitary Engineer's Water District Funds; this action per the recommendation of the Trumbull County Sanitary Engineers Department and is subject to review and approval of the Prosecutor's Office.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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**RE: APPROVE/RATIFY THREE (3) WORKING DAY SUSPENSION, WITHOUT PAY, OF AN EMPLOYEE OF THE TRUMBULL COUNTY SANITARY ENGINEERS DEPARTMENT**

**17. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve and ratify the personnel action for a three (3) working day suspension, without pay, of an employee of the TRUMBULL COUNTY SANITARY ENGINEERS DEPARTMENT. Employee violated Sections 2.2.1 and 2.2.10 of the Personnel Policy regarding issues complying with all applicable County job performance standards, rules, regulations, and policies. Employee will serve the suspension on April 3, 2018 through April 5, 2018; this action per the recommendation of the Trumbull County Sanitary Engineers Department in concurrence with the Consultants to Management Clemans Nelson & Associates, Inc.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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**RE: AMEND JOURNAL ACTION DATED 2/20/18  
EXECUTING THE OHIO MASTER MAINTENANCE  
AGREEMENT SUBMITTED BY GARDINER FOR  
NECESSARY REPAIRS TO THE TRUMBULL COUNTY  
JAIL COOLING TOWER AND CHILLER  
AMENDMENT CORRECTS THE APPROPRIATION  
NUMBER NECESSARY FOR PAYMENT**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to amend the Journal Action taken by the Board of Trumbull County Commissioners on February 20, 2018, duly recorded in Journal Volume 147, Page 21445 authorizing Daniel E. Polivka, President of the Board of Trumbull County Commissioners, to execute the Ohio Master Maintenance Agreement submitted by GARDINER SERVICE COMPANY, d/b/a GARDINER, 31220 Bainbridge Road, Solon, OH 44139 for necessary repairs, as outlined in the proposal, to the TRUMBULL COUNTY JAIL COOLING TOWER AND CHILLER in the amount of \$93,328.00. This Agreement is authorized pursuant to the Ohio State Term Schedule Contract #MMA632, Index #MMA7553 as awarded by the Ohio Department of Administrative Services -- to be paid from the Sales Tax Fund No. 921-130-1100-1100-1-505402. AMENDMENT is necessary to correct the Fund No. to be paid from to 921-130-1100-1100-1-505506; this action per the recommendation of Al Devengencie, Building & Maintenance Facility the recommendation of Al Devengencie, Building & Maintenance Facility Manager; and Mr. James J. Misocky, Trumbull County Administrator of Special Projects.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: TRANSFER MONIES**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor's Office between the dates of March 23, 2018 through March 30, 2018. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: ADDITIONAL APPROPRIATIONS**

**20. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve additional appropriations, as submitted to the Trumbull County Auditor's Office between the dates of March 23, 2018 through March 30, 2018. *Complete list of additional appropriations shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: TRANSFER APPROPRIATIONS**

**21. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to transfer appropriations, as submitted to the Trumbull County Auditor's Office between the dates of March 23, 2018 through March 30, 2018. *Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.*



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**Comments:**

*Chuck Green spoke about the National Safe Digging Month and how accidents occur when individuals dig before notifying proper agencies such as gas and electric suppliers.*

*John Astolfi, Richard Heakin and Peter John Mamoais related their concerns about drug rehabilitation houses in their neighborhood in Leavittsburg.*

*Reverend Bob Scaffold spoke about the Warren Community Rights Committee that the Board of Commissioners formed in 1968. He asked the Commissioners to once again consider adopting a Resolution to form this committee.*

*Mr. John Astolfi of the Huntington Leavitt Neighborhood Association submitted the following documents to the Commissioners for their review:*

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**RE: ADJOURN**

**MOTION:** Made by, Mr. Fuda, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of April 4, 2018, and to meet again in Regular Session on April 11, 2018.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

\_\_\_\_\_  
DANIEL E. POLIVKA, PRESIDENT

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MAURO CANTALAMESSA, COMMISSIONER

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FRANK S. FUDA, COMMISSIONER

ATTEST:

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PAULETTE A. GODFREY, CLERK