

**Week Beginning July 9, 2018**

**Meeting of July 11, 2018**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 11<sup>th</sup> day of July, 2018, in the office of said Board, with the following members present:

Daniel E. Polivka, Commissioner  
Mauro Cantalamessa, Commissioner  
Frank S. Fuda, 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 Regular Meeting dated July 3, 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: RESOLUTION IN CELEBRATION OF THE  
172<sup>ND</sup> YEAR OF THE TRUMBULL COUNTY FAIR**

**3. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to adopt a Resolution in celebration of the 172<sup>nd</sup> year of the TRUMBULL COUNTY FAIR. The long standing objective of the Fair is to promote and encourage agriculture, industry, education, science, art and other interests and to showcase them during the annual fair week. *Many organizations and businesses work together to showcase the 'positive' side of Trumbull County.*

**NOTE:** The 2018 Annual Parade of Colors and Opening Ceremonies involve both young and old alike and honors the Cultural Diversity that has made our nation great. The Grand March is comprised of several Junior Fair areas of interest—livestock, horses, small animals, dairy and non-animal projects.

**SPECIAL NOTE:** *The Board of Trumbull County Commissioners wishes to thank all the participants and volunteers who work together to make the Trumbull County Fair a great success!*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: ACCEPT RESIGNATION – LINDSAY BROWN  
POSITION OF TELECOMMUNICATOR  
TRUMBULL COUNTY 911 CENTER**

**4. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to accept the Resignation of LINDSEY BROWN from her position as Telecommunicator with the TRUMBULL COUNTY 911 CENTER, effective June 23, 2018. *Ms. Brown's Resignation Letter shall be recorded onto the Journal for record purposes;* this action per the recommendation of the Trumbull County Human Resources Department.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: ACCEPT RESIGNATION – DANITA J. MILLER  
POSITION OF CUSTODIAN – MAINTENANCE DEPT.**

**5. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to accept the Resignation of DANITA J. MILLER from her position as Custodian with the TRUMBULL COUNTY MAINTENANCE DEPARTMENT, effective June 28, 2018. *Ms. Miller'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. Miller's employment on May 16, 2018, duly recorded in Journal Volume 148, Page 21635.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: AUTHORIZE PAYMENT TO DEPARTMENT OF  
ADMINISTRATIVE SERVICES FOR TRUMBULL  
COUNTY'S PARTICIPATION IN THE COOPERATIVE  
PURCHASING PROGRAM**

**6. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize payment of \$300.00 to the Treasurer, State of Ohio, Department of Administrative Services, L-3686, Columbus, OH 43260-3686 for Trumbull County's participation in the Cooperative Purchasing Program—through the Ohio Department of Administrative Services, Office of Cooperative Purchasing, 4200 Surface Road, Columbus, OH 43228-1395--to be paid for from Fund No. 001-011-1000-1010-1-505705. The term is for the period effective September 1, 2018 through September 1, 2019. The Administrative Fee is in accordance with Ohio Revised Code Section 125.04—Cooperative Purchasing Program.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: LIQUOR PERMIT**

7. **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 D1, D2, D3, D6***

<b>FROM:</b>	<b>HOWARD R QUARTINI</b> <b>d/b/a WHITE ROSE</b> 802 Standard Avenue, SE Brookfield Township Masury, OH 44438
<b>TO:</b>	<b>BASINGER &amp; SON LLC</b> <b>d/b/a WHITE ROSE</b> 802 Standard Avenue, SE Brookfield Township Masury, OH 44438

***CLASSES C1, C2***

<b>NEW:</b>	<b>CHAMPION NFS INC</b> <b>d/b/a SAVE A LOT</b> 4329A Mahoning Avenue, NW Champion Township Warren, OH 44483
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Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: GRANT QUARTERLY OPERATOR FLEET PERMIT  
COUNTY ENGINEER**

8. **MOTION:** Made by Mr. Fuda, 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-012-2018**  
**Permit Effective: July 3, 2018 through October 1, 2018**  
**MEL DETWEILER—J-M LUMBER LLC**, 6860 State Route 534, West Farmington, OH 44491

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: RESOLUTION REQUESTING REVIEW OF SPEED  
LIMIT ON LANE WEST ROAD (C.H. 140) LOCATED  
IN WARREN TOWNSHIP**

**9. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to adopt a Resolution requesting the Ohio Department of Transportation to Review the Engineering and Traffic Investigation and to Declare a Reasonable and Safe Prima Facie Speed Limit on LANE WEST ROAD (C.H. 140) located in WARREN TOWNSHIP, TRUMBULL COUNTY, OHIO (between S.R. 45 and Highland Avenue (C.H. 98)--said Speed Study conducted by the Trumbull County Engineer's Office and alleges that the zoned speed limit of 55 MPH is unrealistic; this action per the recommendation of the Trumbull County Engineer.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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**RE: AUTHORIZE GRANTS MANAGER TO MAIL  
LETTERS TO LICENSED HOME SEWAGE  
TREATMENT SYSTEM INSTALLERS FOR  
REPLACEMENT OF ONE (1) OR MORE HOME  
SEWAGE TREATMENT SYSTEMS**

**10. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize Julie M. Green, Trumbull County Grants Manager, to mail letters to all Trumbull County Licensed Home Sewage Treatment System (HSTS) Installers announcing the timeframe for and location of the Request for Price Proposal Packets for the REPLACEMENT OF ONE (1) OR MORE HOME SEWAGE TREATMENT SYSTEMS for households qualified to receive financial assistance through the County's PY2017 HSTS Reserve Program funded through the OEPA Water Pollution Control Loan Fund Principal Forgiveness Program. *The letter shall be recorded onto the Journal for record purposes;* this action per the recommendation of the Trumbull County Grants Manager and is subject to the review and approval of the Prosecutor's Office.

**SPECIAL NOTE:** Proposals are due no later than 4:00 p.m. on Tuesday, July 31, 2018.

**NOTE:** On January 13, 2017, duly recorded in Journal Volume 145, Page 20441, the Board of Commissioners passed a resolution authorizing the application, acceptance and execution of the PY17 HSTS Agreement.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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**RE: ACCEPT RESIGNATION – MILDRED YANCY  
CONSUMER INTEREST ADVOCATE WITH  
COUNTY FAMILY SERVICES COMMITTEE**

**11. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to formally accept, with regret, the verbal resignation of MRS. MILDRED YANCY as a Consumer Interest Advocate with the COUNTY FAMILY SERVICES COMMITTEE, effective immediately. Mrs. Yancy gave her verbal resignation to John R. Gargano, Esq., Director of the Trumbull County Department of Job and Family Services on June 5, 2018.

*NOTE:* The Board of Commissioners appointed Mrs. Yancy to the County Family Services Committee on April 9, 2009, duly recorded in Journal Volume 132, Page 14227.

*SPECIAL NOTE:* The Board of Commissioners wishes to thank Mrs. Yancy for her many years of faithful service and commitment as a Consumer Interest Advocate with the County Family Services Committee. Mrs. Yancy’s expertise and dedication is greatly appreciated!

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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**RE: ADVERTISE FOR PROPOSALS  
OUTSIDE PHYSICIAN AND/OR PROFESSIONAL  
MEDICAL CORPORATION TO PROVIDE MEDICAL  
CARE AND TREATMENT TO INMATES OF THE  
ADULT JUSTICE CENTER**

**12. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize the Clerk of the Board of Trumbull County Commissioners to advertise for sealed proposals to engage the services of an outside physician and/or professional medical corporation to provide medical care and treatment to the Trumbull County Sheriff’s Office for the inmates of the Trumbull County Adult Justice Center. The contract will be effective for a three (3) year period.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: AMEND MONTH-TO-MONTH PROFESSIONAL SERVICES  
CONTRACT WITH PHILLIP P. MALVASI, D.O. –  
AMENDMENT INCREASES MONTHLY PAYMENT DUE  
TO RISING COSTS OF JAIL PHYSICIAN’S STAFFING  
LEVELS**

**13. MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to amend the temporary month-to-month Professional Services Contract with PHILLIP P. MALVASI, D.O., 1017 Youngstown-Warren Road, Niles, OH 44446, last renewed by the Commissioners’ Resolution dated January 11, 2012, duly recorded in Journal Volume 137, Page 16450, to increase the monthly payment for medical services by Four Thousand Dollars (\$4,000.00) per month, effective June 1, 2018. The total additional monthly amount revises the total contract amount from \$27,017.00 to \$31,017.00, per month—to be paid for from the Sheriff’s Fund No. 001-020-1400-1415-1-505611. AMENDMENT is necessary due to the rising costs of the Jail Physician’s staffing levels and the increased number of inmates housed in the Trumbull County Adult Justice Center. All other terms and conditions of the present temporary month-to-month contract shall remain in full force and effect—until the Board of Trumbull County Commissioners has had the opportunity to receive and award new proposals to engage the services of an outside physician and/or professional medical corporation to provide said medical care and treatment to the inmates; this action per the recommendation of Paul S. Monroe, Trumbull County Sheriff, and is subject to review and approval of the Prosecutor’s Office.

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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RE: ACKNOWLEDGE APPROVED NOTICE OF INTERIM TRAIL USE AND PUBLIC USE CONDITION AUTHORIZING NEGOTIATIONS WITH CSX TRANSPORTATION, INC. FOR 13.9 MILES OF RAIL LINE

14. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to acknowledge that the Surface Transportation Board has approved the Notice of Interim Trail Use and Public Use Condition submitted by the Board of Trumbull County Commissioners and thereby authorizes the Commissioners to negotiate, for a period of 180 days with CSX TRANSPORTATION, INC.; AND to authorize Zachary Svette, Project Administrator for the Western Reserve Greenway Phase 4 Project, to negotiate, for a period of 180 days with CSX Transportation, Inc. to acquire the right-of-way—all terms and conditions will be brought to the Board of Commissioners for approval. This is for 13.9 miles of rail line, the property identified is the Newton Falls Subdivision from milepost BGA 86.1 to railroad milepost BGA 100.00, near Newton Falls, Ohio. The Decision and Notice of Interim Trail Use or Abandonment, released by the Surface Transportation Board July 6, 2018, shall be recorded unto the Journal for record purposes; this action per the recommendation of Zachary Svette, Program Administrator for the Western Reserve Greenway Phase 4 Project and the Ohio Department of Transportation District 4 and is subject to review and approval of the Prosecutor’s Office.

NOTE: On February 25, 2015, duly recorded in Journal Volume 142, Page 18888, the Board of Commissioners designated Zachary Svette as the Program Administrator for the Western Reserve Greenway Phase 4 Project. On May 31, 2018, duly recorded in Journal Volume 148, Page 21647, the Commissioners executed/submitted a letter to the Surface Transportation Board regarding the Notice of Interim Trail Use and Public Use Condition.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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RE: RECEIVE/FILE MONTHLY ACTIVITIES REPORT VETERANS SERVICE COMMISSION/ OFFICE JUNE 2018

15. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive and place on file the Monthly Activities Report for the VETERANS SERVICE COMMISSION and VETERANS SERVICE OFFICE for the month of JUNE 2018; as submitted by Herman K. Breuer, Service Officer/Director.

NOTE: Monthly Report shall be recorded on the Journal for record purposes.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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RE: RECEIVE/FILE MONTHLY ACTIVITIES REPORT DOG KENNEL – JUNE 2018

16. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive and place on file the Monthly Activities Report for the TRUMBULL COUNTY DOG KENNEL for the month of JUNE 2018; as submitted by Gwen Logan, Executive Dog Warden.

NOTE: Monthly Report shall be recorded on the Journal for record purposes.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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**RE: TRANSFER MONIES**

**17. 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 June 29, 2018 through July 6, 2018. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

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**RE: TRANSFER APPROPRIATIONS**

**18. 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 June 29, 2018 through July 6, 2018. *Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka  
Nays: None

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

**Comments:**

*Commissioner Polivka recognized County Recorder, Tod Latell. He went on to thank numerous people who helped in building the new pavilion at the Trumbull County Fairgrounds. He especially thanked Michael Sliwinski for his assistance in building code compliance, engineering, and construction issues. He also thanked Daryll Black the local distributor of the Perka Building.*

*Heidi Nuskiewicz held a lengthy discussion regarding men in power in Trumbull County and personnel issues regarding her wife and Director of the Trumbull County Planning Commission, Trish Nuskiewicz.*

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**RE: ADJOURN**

**MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of July 11, 2018, and to meet again in Regular Session on July 18, 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