

Week Beginning July 30, 2018

Meeting of August 1, 2018

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 1st day of August 2018, in the office of said Board, with the following members present:

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

RE: MINUTES

1. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to dispense with reading the minutes of the Workshop Session dated July 24, 2018 and the Regular Meeting dated July 25, 2018.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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

RE: LIQUOR PERMITS

3. 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 Applications listed.

TRANSFER CLASSES D1, D2

| | |
|--------------|--|
| FROM: | RJPA ENTERPRISES LLC d/b/a RUSSOS PIZZA 3556 Main Street Weathersfield Township Mineral Ridge, OH 44440 |
| TO: | ANTONIETTA STEFANO PROPERTIES LTD d/b/a COCCAS PIZZA 3556 Main Street Weathersfield Township Mineral Ridge, OH 44440 |

CLASSES C1, C2

| | |
|-------------|---|
| NEW: | DOLGEN MIDWEST LLC d/b/a DOLLAR GENERAL STORE 19401 4680 North River Road Howland Township Warren, OH 44484 |
|-------------|---|

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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**RE: ACKNOWLEDGE RETIREMENT
MICHAEL W. JOHNSON
MAINTENANCE DEPARTMENT**

4. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to acknowledge the Retirement of MICHAEL W. JOHNSON from his position as Custodian with the Trumbull County Maintenance Department, effective August 1, 2018. The Board of Commissioners joins the Alfred DeVengence, Jr., Building & Vehicle Operations Manager, and staff in paying a fond farewell to MICHAEL and wishes him many years of happiness, good health, and relaxation for which he is most deserving.

OUR VERY BEST TO MICHAEL UPON HIS RETIREMENT!

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

**RE: RECEIVE PETITIONS SIGNED BY OWNERS
OF LOTS AND LANDS SITUATED ON
STILLWAGON ROAD LOCATED IN HOWLAND
WEATHERSFIELD TOWNSHIPS TO PROVIDE
FOR CONSTRUCTION AND MAINTENANCE OF
WATER LINES AND REFER PETITIONS TO
THE SANITARY ENIGNEER FOR REVIEW**

5. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive the Petitions signed by owners of lots and lands situated on STILLWAGON ROAD beginning at Niles Vienna Road and continuing south approximately 3,300 feet to Anderson Morris Road, located in HOWLAND and WEATHERSFIELD TOWNSHIPS, requesting Trumbull County to provide for the construction and maintenance of WATER LINES to serve said lots and lands; AND to refer said Petitions to the Trumbull County Sanitary Engineer for his review and recommendations. *Petitions shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

**RE: ISSUE THE ‘NOTICE TO PROCEED’ TO
YOHU ACTION SEPTIC TANK & SUPPLY, INC.
FOR REPLACEMENT OF FOUR (4) HOME
SEWAGE TREATMENT SYSTEMS (HSTS)**

6. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize Daniel E. Polivka, President of the Board of Trumbull County Commissioners, to issue the ‘Notice to Proceed’ to YOHU ACTION SEPTIC TANK & SUPPLY, INC., 5055 West Market Street, Leavittsburg, OH 44430 for replacement of four (4) Home Sewage Treatment Systems (HSTS)—two (2) households are located in Warren Township, one (1) in Farmington Township and one (1) in Mecca Township; this action per the recommendation of Julie M. Green, Trumbull County Grants Manager.

NOTE: The Board of Commissioners awarded the contract to Yoho Action Septic Tank & Supply, Inc. in the amount of \$76,550.00 on June 27, 2018, duly recorded in Journal Volume 148, Page 21700.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

(Notice to Proceed recorded on Journal Page(s)_____.)

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RE: APPROVE ACTIONS LISTED FOR PY2017
GIRARD CDBG DOWNTOWN REVITALIZATION PROGRAM
PAINTERS AND DECORATORS BUILDING, INC.

7. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve the actions listed relative to the PY2017 Allocation Private Rehabilitation Activity-GIRARD DOWNTOWN REVITALIZATION PROGRAM; this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor's Office.

NOTE: Form 8A has been reviewed and approved as to form by the Trumbull County Prosecutor's Office. Three bids were received by the business/building owner(s) on July 24, 2018. The owner has selected the lowest and best bidder, Warren Glass & Paint to complete the work for their bid amount of \$22,785.00.

- To approve a grant in an amount not to exceed \$15,000.00 of the final project cost of \$22,785.00 to PAINTERS AND DECORATORS BUILDING, INC., 35 South State Street, Girard, OH 44420, Building/Business Owners, for renovation/rehabilitation work to be completed at 35 South State Street, Girard, OH 44420, for the business location known as the Allied Trades District Council No. 6, State of Ohio and Central Kentucky, AFL-CIO which includes window replacements according to the technical specifications prepared by CT Consultants, Inc. and the Ohio Building Code as they apply.
- To authorize the Board of Trumbull County Commissioners to execute an agreement (Form 8A) with the business/building owner(s), PAINTERS AND DECORATORS BUILDING, INC., 35 South State Street, Girard, OH 44420 awarding the reimbursable grant and defining the terms and conditions that the business/building owner(s) are required to meet in order to be eligible to receive the grant funds on a reimbursable basis.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

RE: APPROVE ACTIONS LISTED FOR PY2017
GIRARD CDBG DOWNTOWN REVITALIZATION
PROGRAM--BRAINARD RIVET COMPANY

8. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to approve the actions listed relative to the PY2017 Allocation Private Rehabilitation Activity-GIRARD DOWNTOWN REVITALIZATION PROGRAM; this action per the recommendation of the Trumbull County Grants Manager and is subject to review and approval of the Prosecutor's Office.

NOTE: Form 8A has been reviewed and approved as to form by the Trumbull County Prosecutor's Office. Three bids were received by the business/building owner(s) on July 24, 2018. The owner has selected the lowest and best bidder Weather Lock Roofing, LLC to complete the work for their bid amount of \$89,153.00.

- To approve a grant in an amount not to exceed \$25,000.00 of the final project cost of \$89,153.00 to BRAINARD RIVET COMPANY, 222 Harry Street, P.O. Box 30, Girard, OH 44420 Building/Business Owners, for renovation/rehabilitation work to be completed at 222 Harry Street, Girard, OH 44420, for the business location known as the Brainard Rivet Company which includes roof repairs according to the technical specifications prepared by CT Consultants, Inc. and the Ohio Building Code as they apply.
- To authorize the Board of Trumbull County Commissioners to execute an agreement (Form 8A) with the business/building owner(s), BRAINARD RIVET COMPANY, 222 Harry Street, P.O. Box 30, Street, Girard, OH 44420 awarding the reimbursable grant and defining the terms and conditions that the business/building owner(s) are required to meet in order to be eligible to receive the grant funds on a reimbursable basis.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

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**RE: ISSUE ‘NOTICE TO PROCEED’ TO
Z-TECH BUILDERS & EXCAVATORS, INC.
FOR REPLACEMENT OF ONE (1) HOME SEWAGE
TREATMENT SYSTEM (HSTS)**

9. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize Daniel E. Polivka, President of the Board of Trumbull County Commissioners, to issue the ‘Notice to Proceed’ to Z-TECH BUILDERS & EXCAVATORS, INC., 3301 Hoagland-Blackstub Road (a/k/a Bazetta Road), Cortland, OH 44410 for replacement of one (1) Home Sewage Treatment System (HSTS) in Brookfield Township; is action per the recommendation of Julie M. Green, Trumbull County Grants Manager.

NOTE: The Board of Commissioners awarded the contract to Z-Tech builders & Excavators, Inc. in the amount of \$22,050.00 on June 27, 2018, duly recorded in Journal Volume 148, Page 21699.

Commissioner Fuda thanked Julie Green for obtaining grant monies for the Home Sewage Treatment System Projects and the Girard CDBG Downtown Revitalization Project.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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

**RE: ACKNOWLEDGE RESIGNATION OF
MS. CAROLYN “TINA” COPELAND-MEMBER
THE WORKFORCE DEVELOPMENT BOARD OF
TRUMBULL COUNTY**

10. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to acknowledge the resignation of MS. CAROLYN “TINA” COPELAND as a member of THE WORKFORCE DEVELOPMENT BOARD OF TRUMBULL COUNTY, effective immediately. Ms. Copeland is no longer affiliated with Opportunities for Ohioans with Disabilities and can no longer serve as a Barriers to Employment Representative and Vocational Rehabilitation Representative; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

NOTE: The Board of Commissioners wishes to thank Ms. Copeland for her faithful commitment and dedicated service to The Workforce Development Board of Trumbull County.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

**RE: APPOINT MR. BRIAN ESKRIDGE-MEMBER
THE WORKFORCE DEVELOPMENT BOARD
OF TRUMBULL COUNTY**

11. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to appoint MR. BRIAN ESKRIDGE to serve as a member of the WORKFORCE DEVELOPMENT BOARD OF TRUMBULL COUNTY, for a three (3) year term effective August 1, 2018 through July 31, 2021. Mr. Eskridge will serve as a Barriers to Employment Representative and Vocational Rehabilitation Representative; this action per the recommendation of William J. Turner, Executive Director of the Workforce Development Board of Trumbull County.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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RE: GRANT RIGHT-OF-WAY PERMITS

12. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Right-of-Way Permits requested by the companies listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on each permit.

- **DOMINION EAST OHIO**, 320 Springside Drive, Akron, OH 44333, to work in the right-of-way of Tibbetts Wick Road (C.H. 28A), in order to install a gas service line for address #915. This will be located 2,035 feet west of SR 11 in Liberty Township.
- **MURPHY CONTRACTING**, 285 Andrews Avenue, Youngstown, OH 44501, to work in the right-of-way of Logan Way (C.H. 41D), in order to install 80 feet of 15" conduit for a concrete driveway to begin 6 feet from edge of pavement. This will be located approximately 0.2 miles south of IR 80 in Liberty Township.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

RE: GRANT QUARTERLY OPERATOR FLEET PERMIT TO TRAVEL UPON LOAD POSTED TRUMBULL COUNTY ROADWAYS

13. 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-014-2018**
Permit Effective: July 26, 2018 through October 24, 2018
P.Y. LOGGING, INC., 8961 N. Girdle Road, Middlefield, OH 44062

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

RE: GRANT SPECIAL HAULING PERMITS TO HAUL STEEL COILS ON TRUMBULL COUNTY ROADWAYS

14. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to concur with the Trumbull County Engineer to grant the Special Hauling Permits to Haul Steel Coils on Trumbull County roadways, requested by the company listed. The necessary permit fees have been submitted and approval is subject to the conditions listed on each permit.

- **Permit Nos.: 2018-041 through 2018-091**
Effective: August 23, 2018 through August 23, 2019
AWL TRANSPORT, INC., d/b/a TLX, 4626 State Route 82, Mantua, OH 44255

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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RE: COUNTY ENGINEER TO GRANT SPECIAL ANNUAL SUPPLIER FLEET PERMITS

15. 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 companies listed. The necessary permit fees and insurance information have been submitted and approval is subject to the conditions listed on each permit.

- **Permit No.: AF-019-2018**
Permit Effective: July 26, 2018 through July 26, 2019
GUSTAVUS FIREWOODS AND HARDWOODS, LLC, 8933 State Route 193, Farmdale, OH 44417
- **Permit No.: AF-024-2018**
Permit Effective: July 22, 2018 through July 22, 2019
HORODYSKI BROS. & CO., 5137 State Route 7, Burghill, OH 44404
- **Permit No.: AF-025-2018**
Permit Effective: July 27, 2018 through July 27, 2019
HARD KNOX ENT., INC., P.O. Box 4085 Warren, OH 44482
- **Permit No.: AF-026-2018**
Permit Effective: July 20, 2018 through July 20, 2019
MILLER YOUNT PAVING INC., 2295 Hoagland Blackstub Road, Cortland, OH 44410

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

RE: RELEASE MEMORANDUM OF UNDERSTANDING BETWEEN TRUMBULL COUNTY AND BDM WARREN STEEL HOLDINGS AND ASSOCIATED ROAD BOND NO. 387008551 FOR THE PURPOSE OF TRANSFERRING SOIL AND AGGREGATE ACROSS COUNTY ROADWAYS

16. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to release the Memorandum of Understanding (MOU) by and between TRUMBULL COUNTY and BDM WARREN STEEL HOLDINGS, 2000 Pine Avenue, S.E., Warren, OH 44483; AND the associated Road Bond No. 387008551, issued by the Surety, Liberty Mutual Insurance Company, 175 Berkeley Street, Boston, MA 02116. The Memorandum of Understanding and the Bond were issued for the purpose of authorizing BDM WARREN STEEL HOLDINGS to transfer soil and aggregate across County roadways (at the Niles Warren River Road {C.H. 69(A)} at the northern entrance of the BDM property located at 2000 Pine Avenue, S.E., Warren, OH—off site vehicles shall “cross” the referenced roadway only at the northern entrance). BDM WARREN STEEL HOLDINGS has completed operations and the County Engineer’s Office has inspected the roadways associated with the MOU—all roads are satisfactory; this action per the recommendation of the Trumbull County Engineer and is subject to review and approval of the Prosecutor’s Office.

NOTE: The Board of Commissioners approved the MOU and Road Bond for BDM Warren Steel Holdings on May 9, 2018, duly recorded in Journal Volume 148, Page 21596.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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

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RE: RECEIVE RESOLUTION NO. 18-094, PASSED BY WEATHERSFIELD TOWNSHIP TRUSTEES ON JULY 10, 2018 AND A LETTER DATED JULY 19, 2018, REQUESTING WEATHERSFIELD NO. 2 BRIDGE TO BE RENAMED THE “FIRE CHIEF RANDALL S. PUGH BRIDGE” AND PUBLISH A NOTICE OF PUBLIC HEARING FOR CONSIDERATION OF THE BRIDGE NAME CHANGE

17. **MOTION:** Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive the Resolution No. 18-094, passed by the Weathersfield Township Trustees on July 10, 2018 and a letter dated July 19, 2018, requesting the Weathersfield No. 2 Bridge (SFN 7836695), be renamed the “FIRE CHIEF RANDALL S. PUGH BRIDGE” in honor of the late Randall S. Pugh. Chief Pugh was a lifelong resident of Weathersfield Township and served on the Fire Department for 41 years—19 years as Fire Chief. The Weathersfield No. 2 Bridge is located on Austintown Warren Road (C.H. 67D) in Weathersfield Township. A letter of support was also received from the Trumbull County Engineer’s office, dated July 23, 2018; AND to set up a public hearing for the consideration of the BRIDGE NAME CHANGE. The notice setting forth the date, time, and place of this public hearing shall be published in the Tribune Chronicle; in accordance with the Ohio Revised Code Section 5511.09.

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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

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18.

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RE: TRANSFER MONIES

19. 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 July 20, 2018 through July 27, 2018. *Complete list of money transfers shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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 July 20, 2018 through July 27, 2018. *Complete list of additional appropriations shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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 July 20, 2018 through July 27, 2018. *Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.*

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

**RE: AMENDED CERTIFICATE NO. 13-2018
COUNTY BUDGET COMMISSION**

22. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to receive the Amended Certificate of the County Budget Commission No. 13-2018, for the fiscal year beginning January 1, 2018, dated August 1, 2018, increasing appropriations in the funds listed:

- **Fund 225 – Community Development Federal Grants Cash**

Yeas: Fuda, Cantalamessa, Polivka
Nays: None

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**RE: COMMISSIONERS TO ENTER LEASE
AGREEMENT WITH DATTA PROPERTIES, LLC.
TO LEASE REAL PROPERTY USED AS A PARKING
LOT DESCRIBED IN EXHIBIT 'A' AND EXECUTE
TERMINATION OF LEASE EFFECTIVE
SEPTEMBER 1, 2018 FROM PRIOR PROPERTY OWNERS**

23. MOTION: Made by Mr. Fuda, seconded by Mr. Cantalamessa, to authorize the Board of Trumbull County Commissioners (LESSOR) to enter into a Lease Agreement with DATTA PROPERTIES, LLC (LESSEE), 136 North Park Avenue, Warren, OH 44481 for a period of five (5) years, effective September 1, 2018, for lease of real property (currently used as a parking lot) described in Exhibit 'A', at the lease rate of \$1,000.00 per year with up to three (3) additional five (5) year renewal option periods; AND to further authorize the LESSOR and LESSEE to execute a Termination of Lease effective September 1, 2018 for properties currently utilized by the LESSEE as a carryover tenant from prior property owners; this action per the recommendation of Attorney James J. Misocky, Trumbull County Administrator of Special Projects, and is subject to review and approval of the Prosecutor's Office.

NOTE: Exhibit 'A' shall be recorded onto the Journal for record purposes.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

Comments:

Commissioner Cantalamessa spoke about the Best Western Hotel generating economic development for the Downtown area. He said the hotel brings in a lot of bed taxes and this is a good worthy partnership.

Mr. Polivka asked Julie Green to help Helen Rucker and Cheryl Saffold with guidance on getting cameras for Quinby Park in Warren.

Shae Macmillin passed out the Regional Chamber's new marketing brochure JobsNow. He also gave an update on CSX's development. (Documents recorded on Journal Page(s)_____.)

Kendall Stauffer passed out and read information regarding Trumbull County Engineer, Randy Smith, creating a hostile work environment. (Documents recorded on Journal Page(s)_____.)

Randy Smith addressed Mr. Stauffer's complaints and his management and leadership. Mr. Smith said he is in favor of moving forward with the Planning Commission's complaints.

Al DeVengencie spoke about issues at 911 Howland Wilson Road and the 911 Center. He acknowledged and thanked staff of the Sanitary Engineers Department. He said the crew was very helpful to resolve the issues quickly and saved the County money. Specifically, appreciation was expressed for Bill Durst, Josh Goodridge, Jeff Wiseman, Michelle Kiskadden, Sam Miller, Shelly Jones and Doug Fenton.

Amy Reeher thanked everyone for attending the meeting at the Agriculture Center and acknowledged staff of the Soil and Water Conservation District and the Ohio State Extension Office.

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RE: ADJOURN

MOTION: Made by, Mr. Fuda, seconded by Mr. Cantalamessa, to adjourn the Regular Meeting of August 1, 2018, and to meet again in Regular Session on August 8, 2018.

Yeas: Fuda, Cantalamessa, Polivka

Nays: None

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

DANIEL E. POLIVKA, PRESIDENT

MAURO CANTALAMESSA, COMMISSIONER

FRANK S. FUDA, COMMISSIONER

ATTEST:

PAULETTE A. GODFREY, CLERK