

**Week Beginning September 2, 2019**

**Meeting of September 5, 2019**

The Board of County Commissioners, Trumbull County, Ohio, met for a Regular Meeting on the 5<sup>th</sup> day of September 2019, in the office of said Board, with the following members present:

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

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**RE: MINUTES**

**1. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to dispense with reading the minutes of the Workshop Session dated August 27, 2019, and the Regular Meeting dated August 28, 2019.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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**RE: APPROVE ONE (1) WORKING DAY SUSPENSION, WITHOUT PAY, JOB AND FAMILY SERVICES' EMPLOYEE**

**2. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to approve the personnel action for a one (1) working day suspension, without pay, of an employee of the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES. This progressive discipline is due to attendance/absence issues. Employee will serve the suspension on September 9, 2019; this action per the recommendation of John Gargano, Esq., Director of the Trumbull County Department of Job and Family Services.

*NOTE: Personnel Action Form shall be recorded onto the Journal for record purposes.*

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

(Personnel Action Form recorded on Journal Page(s)\_\_\_\_\_.)

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**RE: APPROVE THREE (3) WORKING DAY SUSPENSION, WITHOUT PAY, JOB AND FAMILY SERVICES' EMPLOYEE**

**3. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to approve the personnel action for a three (3) working day suspension, without pay, of an employee of the TRUMBULL COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES. This progressive discipline is due to attendance/absence issues. Employee will serve the suspension on September 10<sup>th</sup>, September 11<sup>th</sup>, and September 12<sup>th</sup>, 2019; this action per the recommendation of John Gargano, Esq., Director of the Trumbull County Department of Job and Family Services.

*NOTE: Personnel Action Form shall be recorded onto the Journal for record purposes.*

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

(Personnel Action Form recorded on Journal Page(s)\_\_\_\_\_.)

**Week Beginning September 2, 2019**

**Meeting of September 5, 2019**

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**RE: RIGHT-OF-WAY PERMIT  
COUNTY ENGINEER**

**4. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to concur with the Trumbull County Engineer to grant the Right-of-Way Permit requested by the company listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on the permit.

- **BJAAM ENVIRONMENTAL, INC.**, 472 Elm Ridge Avenue, Canal Fulton, OH 44614, to work in the right-of-way of Warren Sharon Road (C.H. 329), in order to install two (2) groundwater monitoring wells. This will be located at the intersection with SR 193 in Vienna Township.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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**RE: SPECIAL HAULING PERMIT  
HAUL STEEL COILS-COUNTY ENGINEER**

**5. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to concur with the Trumbull County Engineer to grant the Special Hauling Permit to Haul Steel Coils on Trumbull County Roadways, requested by the company listed. The necessary permit fee has been submitted and approval is subject to the conditions listed on the permit.

- **AWL TRANSPORT, INC., d/b/a TLX**  
4626 State Route 82, Mantua, OH 44255  
**Permit Nos.: 2019-023 through 2019-100**  
**Permit Effective: August 30, 2019 through August 30, 2020**

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

Week Beginning September 2, 2019

Meeting of September 5, 2019

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RE: SPECIAL ANNUAL SUPPLIER FLEET PERMIT  
COUNTY ENGINEER

6. MOTION: Made by Mr. Polivka, seconded by Mr. Fuda, 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 fee and insurance information have been submitted and approval is subject to the conditions listed on each permit.

- **SHETLER TRANSPORT LLC**  
1973 Hague Road, Orwell, OH 44076  
**Permit No.: AF-045-2019**  
**Permit Effective: August 28, 2019 through August 28, 2020**
- **WIM FARMS LLC**  
3389 Gardner Barclay Road, Farmdale, OH 44417-9738  
**Permit No.: AF-046-2019**  
**Permit Effective: September 2, 2019 through September 2, 2020**
- **H.F. EVERETT GAS & OIL, INC.**  
P.O. Box 592, Vienna, OH 44473  
**Permit No.: AF-047-2019**  
**Permit Effective: August 28, 2019 through August 28, 2020**
- **AMERICAN CONTRACTING, INC.**  
3651 LeHarps Road, Youngstown, OH 44515  
**Permit No.: AF-048-2019**  
**Permit Effective: August 30, 2019 through August 30, 2020**

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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RE: CLOSE ROAD

7. MOTION: Made by Mr. Polivka, seconded by Mr. Fuda, to grant permission to the County Engineer to Close the Road listed.

- **FIVE POINTS HARTFORD ROAD (C.H. 187) located in Hartford Township;** closing location between State Route 7 and Bushnell Campbell Road (C.H. 185) for the annual Hartford Apple Festival Parade, per the recommendation of the Hartford Township Trustees.  
**Closing Date: Saturday, September 21, 2019**  
**Closing Times: 5:30 p.m. – 7:00 p.m. (approximately 1 ½ hours)**  
**SPECIAL NOTE: The Hartford Township Police Department along with neighboring law enforcement agencies will coordinate traffic control.**

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

Week Beginning September 2, 2019

Meeting of September 5, 2019

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**RE: AGREEMENT-MS CONSULTANTS, INC.  
PROFESSIONAL ENGINEERING & INSPECTION  
SERVICES RELATED TO RESTORATION OF  
LAKEVIEW DRIVE & CULVERT INSTALLATIONS  
KINSMAN TOWNSHIP**

**8. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to approve the Agreement with MS CONSULTANTS, INC., 333 E. Federal Street, Youngstown, OH 44503, to provide Professional Engineering & Inspection Services related to the restoration of LAKEVIEW DRIVE AND THE INSTALLATION OF CULVERTS in Kinsman Township, in the amount of \$48,960.00—the professional services agreement will be paid for from the County Engineer’s Fund No. 002-030-1700-1700-1-505610, which will be reimbursed at 75% from the Ohio Department of Safety--*no County General Revenue Funds will be requested*; 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 pre-qualified MS Consultants, Inc. and accepted its Statement of Qualifications on February 21, 2019, duly recorded in Journal Volume 149, Page(s) 22208-22210. In addition, MS Consultants, Inc. was direct selected from a list of Ohio Department of Transportation pre-qualified consultants as the most qualified to provide the required services.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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

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**RE: APPROVE “SATISFACTION OF MORTGAGE”  
VERGIL EASTERLING**

**9. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to approve the “Satisfaction of Mortgage” on the property of the homeowner VERGIL EASTERLING. The mortgage was filed on March 3, 2008, in the contract amount of \$25,545.00. The mortgage was set for a ten (10) year declining repayment schedule that has expired and the homeowner satisfied all terms and conditions required for the mortgage. Mr. EASTERLING received assistance through the County HOME Rehabilitation Program in 2008; this action per the recommendation of the Trumbull County Planning Commission and is subject to review and approval of the Prosecutor’s Office.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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

**Week Beginning September 2, 2019**

**Meeting of September 5, 2019**

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**RE: AMEND JOURNAL ACTION TAKEN ON 06/19/2019  
FOR DISTRIBUTION OF SENIOR SERVICES LEVY  
DOLLARS TO FUND TRANSPORTATION SERVICES  
AND AUTHORIZING DISTRIBUTION TO AGENCIES  
LISTED-AMENDMENT NECESSARY TO PROVIDE  
ADDITIONAL DOLLARS**

**10. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to amend the Journal Action taken by the Board of Trumbull County Commissioners on June 19, 2019, duly recorded in Journal Volume 150, Page 22470 for Distribution of Senior Services Levy Dollars to fund TRANSPORTATION SERVICES; AND authorizing distribution to the agencies as listed, for the term effective July 1, 2019 through December 31, 2019, with the option to extend monthly for six (6) additional months. AMENDMENT is necessary to provide additional dollars needed for senior transportation, after an analysis of transportation was provided at the end of July 2019.

❖ **Additional Distribution of Senior Services Levy Dollars (\$217,000.00) is as follows:**

**TRANSPORTATION SERVICES**

AGENCY	AWARD AMOUNT
<b>All American USA Taxi, Inc.</b> 1962 Tod Avenue, SW Warren, OH 44485	<b>\$52,340.00 (original award)</b> <b><u>\$12,000.00 (additional needed)</u></b> <b>\$64,340.00 (new contract total)</b> In-County and Out-of-County Ambulatory only transportation @ \$2.50/loaded mile with a four (4) mile minimum or \$10.00 per one-way trip.
<b>Garwin, Inc.</b> 7080 Truckworld Boulevard Hubbard, OH 44425	<b>\$52,340.00 (original award)</b> <b><u>\$14,000.00 (additional needed)</u></b> <b>\$66,340.00 (new contract total)</b> In-County and Out-of-County Ambulatory only transportation @ \$2.50/loaded mile with a four (4) mile minimum or \$10.00 per one-way trip. And \$25.00/hour for In-County and Out-of-County Ambulatory only transportation when transporting three (3) or more persons attending a group event or riding together.
<b>Mirkin &amp; Associates, Inc.</b> <b>d/b/a Comfort Care-A-Van</b> 805 Mahoning Avenue Youngstown, OH 44502	<b>\$ 52,340.00 (original award)</b> <b><u>\$191,000.00 (additional needed)</u></b> <b>\$243,340.00 (new contract total)</b> In-County and Out-of-County Ambulatory transportation @ \$1.75/mile and loaded mile @ \$25.00 minimum. And In-County and Out-of-County Non-Ambulatory transportation \$1.95/mile and loaded mile @ \$30.00 minimum.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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**RE: APPROVE BILLS**

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

Week Beginning September 2, 2019

Meeting of September 5, 2019

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RE: TRANSFER MONIES

12. MOTION: Made by Mr. Polivka, seconded by Mr. Fuda, Pursuant to Ohio Revised Code Section 5705.14, to transfer monies as submitted to the Trumbull County Auditor’s Office between the dates of August 26, 2019 through August 30, 2019. Complete list of money transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer monies: Sanitary Engineer

Yeas: Polivka, Fuda, Cantalamessa
Nays: None

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

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RE: ADDITIONAL APPROPRIATIONS

13. MOTION: Made by Mr. Polivka, seconded by Mr. Fuda, to approve additional appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of August 26, 2019 through August 30, 2019. Complete list of additional appropriations shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting additional appropriations: Domestic Relations/Juvenile Court, Sanitary Engineers, Adult Probation, Sheriff, HSTS, Grants Manager

Yeas: Polivka, Fuda, Cantalamessa
Nays: None

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

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RE: TRANSFER APPROPRIATIONS

14. MOTION: Made by Mr. Polivka, seconded by Mr. Fuda, to transfer appropriations, as submitted to the Trumbull County Auditor’s Office between the dates of August 26, 2019 through August 30, 2019. Complete list of appropriation transfers shall be recorded onto the Journal for record purposes.

❖ Departments/Offices requesting to transfer appropriations: Probate Court, Board of DD, Clerk of Courts, Emergency Planning Committee, Sheriff, Coroner, Sanitary Engineer

Yeas: Polivka, Fuda, Cantalamessa
Nays: None

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

Week Beginning September 2, 2019

Meeting of September 5, 2019

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**RE: AMENDED CERTIFICATE NO. 18-2019  
COUNTY BUDGET COMMISSION**

**15. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to receive the Amended Certificate of the County Budget Commission No. 18-2019, for the fiscal year beginning January 1, 2019, dated September 5, 2019, increasing appropriations in the funds listed:

- **Fund 710 – Sheriff Rotary**
- **Fund 258 – HSTS**

Yeas: Polivka, Fuda, Cantalamessa

Nays: None

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**RE: ADOPT RESOLUTION REQUESTING THE OHIO  
ENVIRONMENTAL PROTECTION AGENCY (OEPA)  
TO BEGIN THE PROCESS OF TRANSFERRING FUNDS  
EARMARKED AS PART OF THE 2020-2021 STATE  
BUDGET PASSED BY THE STATE OF OHIO  
LEGISLATURE AND GOVERNOR DEWINE FOR  
YANKEE LAKE SANITARY SEWER IMPROVEMENTS  
PROJECT NO. 5-S-18**

**16. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to adopt a resolution requesting from the Ohio Environmental Protection Agency (OEPA) to begin the process of transferring the funds earmarked as part of the 2020-2021 State Budget passed by the State of Ohio Legislature and Governor DeWine for the Yankee Lake Sanitary Sewer Improvements Project No. 5-S-18. The amount of funds to be transferred is \$1,500,000.00 over a two-year period.

**RESOLUTION**

**WHEREAS**, in July 2019, the State of Ohio Legislature passed and Governor DeWine signed a State Budget that allocated \$1.5 Million over two years to Trumbull County for the Yankee Lake Sanitary Sewer Improvements Project No. 5-S-18;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Trumbull County Commissioners hereby request from the Ohio Environmental Protection Agency (OEPA), the transfer of the funds earmarked for Trumbull County in House Bill 166 for the fiscal years 2020-2021 for the above referenced project.

Yeas: Polivka, Fuda, Cantalamessa

Nays: None

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

**Week Beginning September 2, 2019**

**Meeting of September 5, 2019**

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**RE: AWARD BID  
WORKMAN INDUSTRIAL FOR THE  
LOGAN WAY FORCE MAIN COUNTY PROJECT  
NO. 2-S-16 LIBERTY TOWNSHIP**

**17. MOTION:** Made by Mr. Polivka, seconded by Mr. Fuda, to award the lowest and best bid response as submitted by WORKMAN INDUSTRIAL, 361 Old Forge Road, Kent, Ohio 44240, for the LOGAN WAY FORCE MAIN PROJECT, known as County Project No. 2-S-16, in the Metropolitan Sanitary Sewer District, Liberty Township, in the amount of \$379,475.00; to be paid for from the Sanitary Engineer's Fund No. 497-080-3000-3020-1-505403 AND to enter into a contract with WORKMAN INDUSTRIAL for said project; this action per the recommendation of the Trumbull County Sanitary Engineers Department, the project consultant The Thrasher Group, and subject to the approval of the Prosecutor's Office.

**NOTE:** Engineer's Estimate - \$842,000.00

Other Bids Submitted:

<b>COMPANY</b>	<b>AMOUNT</b>
<b>S.E.T., Inc.</b> 235 East Water Street Lowellville, Ohio 44436	\$579,517.42
<b>Klinginsmith Enterprises</b> 12984 Sportsman Road Conneaut Lake, PA 16313	\$774,075.00
<b>JS Bova Excavating, LLC.</b> 235 State Road PO Box 296 Struthers, Ohio 44471	\$803,399.00

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None

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**RE: GO INTO EXECUTIVE SESSION TO  
DISCUSS PERSONNEL/COLLECTIVE  
BARGAINING MATTERS**

**MOTION:** Made by, Mr. Polivka, seconded by Mr. Fuda, to go into Executive Session at approximately 10:36 a.m. to discuss personnel/collective bargaining matters. In attendance were Commissioner Cantalamessa, Commissioner Fuda, Commissioner Polivka, Richard Jackson, Adrian Biviano, John Gargano and Curt Ambrosy.

Yeas: Polivka, Fuda, Cantalamessa  
Nays: None



Week Beginning September 2, 2019

Meeting of September 5, 2019

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**RE: MOTION TO RECONVENE**

**MOTION:** Made by, Mr. Polivka, seconded by Mr. Fuda, to reconvene from Executive Session at approximately 11:18 a.m.

Yeas: Polivka, Fuda, Cantalamessa

Nays: None

**Comments:**

*Diane Siskowic-Jurkovic thanked the Commissioners for their support during the recent change in Senior Transportation. She went on to say they're still working on reducing transportation costs.*

*Commissioner Polivka stated that he was receiving a lot of positive feedback and thanked Diane for the smooth transition.*

*Commissioner Fuda also said he was receiving a lot of positive feedback and wished this change would have happened a long time ago.*

*Commissioner Cantalamessa thanked Diane and the Senior Advisory Board for a job well done.*

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**RE: ADJOURN**

**MOTION:** Made by, Mr. Polivka, seconded by Mr. Fuda, to adjourn the Regular Meeting of September 5, 2019, and to meet again in Regular Session on September 11, 2019.

Yeas: Polivka, Fuda, Cantalamessa

Nays: None

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

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MAURO CANTALAMESSA, PRESIDENT

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FRANK S. FUDA, COMMISSIONER

\_\_\_\_\_  
DANIEL E. POLIVKA, COMMISSIONER

ATTEST:

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PAULETTE A. GODFREY, CLERK