

**MAHONING COUNTY BOARD OF
DEVELOPMENTAL DISABILITIES**

BOARD MEETING

DATE: November 18, 2019

TIME: 6:00 p.m.

PLACE: Leonard Kirtz School

******REMINDER – THE DECEMBER BOARD MEETING BEGINS AT 5:00 P.M.**

Minutes

CALL TO ORDER: President O’Nesti

PLEDGE OF ALLEGIANCE

I. ROLL CALL

	<u>PRESENT</u>	<u>ABSENT</u>
Mr. Gary G. O’Nesti	<u>PRESENT</u>	_____
Mrs. Marilee Meloy	<u>PRESENT</u>	_____
Mrs. Jodi Kale	<u>PRESENT</u>	_____
Mr. Peter Noll	_____	<u>ABSENT</u>
Mrs. Andrea Patton	<u>PRESENT</u>	_____
Mr. Joseph Pecchia	<u>PRESENT</u>	_____
Mr. Anthony Sertick	<u>PRESENT</u>	_____

Adopt a motion to excuse absent Board members.

Motion: Mrs. Kale Second: Mrs. Patton

Discussion: Mr. Noll was excused

Roll Call: Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____

Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye

The President declares the motion Approved

II. APPROVAL OF MINUTES

Adopt a motion to approve the minutes of the October 21, 2019 Board Meeting with any additions or deletions.

Motion: Mrs. Kale Second: Mr. Pecchia

Discussion: None

Roll Call: Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye

The President declares the motion Approved

Adopt a motion to approve the minutes of the special Board Meeting from November 12, 2019 with any additions or deletions.

Motion: Mrs. Kale Second: Mrs. Meloy

Discussion: None

Roll Call: Mr. Noll _____
Mrs. Patton Abstain
Mr. Pecchia Aye
Mr. Sertick Abstain
Mr. O'Nesti Aye
Mrs. Meloy Abstain

Mrs. Kale Aye

The President declares the motion Tabled

III. APPROVAL OF AGENDA

Adopt a motion to approve the agenda with any additions or deletions.

Motion: Mrs. Meloy Second: Mrs. Patton

Discussion: None

Roll Call: Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____

The President declares the motion Approved

IV. FINANCIAL BUSINESS BEFORE THE BOARD

Adopt a motion to acknowledge the payment of bills for the month of October 2019.

Motion: Mr. Pecchia Second: Mr. Sertick

Discussion: None

Roll Call: Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye

The President declares the motion Approved

Monthly Reconciliation: Business Manager, Sean Kern, reported that the reconciliation of the activity accounts was performed and sent to the County Auditor's office for review.

V. ETHICS COMMITTEE REPORT: Mr. Pecchia, Chairperson, reported that the Ethics Committee did meet prior to the Board meeting and reviewed contracts and items proposed in the Board agenda and are recommending full Board support.

Adopt a motion to approve the Ethics Committee Report as presented by Chairperson, Mr. Pecchia.

Motion: Mrs. Patton Second: Mrs. Kale

Discussion: None

Roll Call: Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye

The President declares the motion Approved

VI. ROUTINE BUSINESS BEFORE THE BOARD

1. Adopt a motion to acknowledge the October 2019 Personnel Report of Superintendent Whitacre.

Motion: Mrs. Meloy Second: Mr. Sertick

Discussion: None

Roll Call: Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye

Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye

The President declares the motion Approved

*****President Gary O’Nesti will appoint three (3) members to the Nominating Committee to prepare a slate for 2020 Officers. Mr. Setick (Chairperson), Mrs. Patton and Mr. Pecchia will act as the nominating committee for 2020 officers.**

VII. CORRESPONDENCE BEFORE THE BOARD

NONE

VIII. REPORT OF THE SUPERINTENDENT

- Special Recognition
 - Centre at Javit – Jill Bennett
 - Leonard Kirtz School – Matthew Morrow

Human Resources Report

- **Welcome New Staff**
 - Melissa Arbes, EI-Service Coordinator (10/28/19)
 - Karen Rulli, Community Services-Clerical (10/28/19)
- **Retiree to be Honored**
 - Karen Wydick – 19 years
- **Anniversary Milestone**
 - Rick Hodos – 20 years
- **Administrative Report**
 - **OACB Annual Convention:** The focus of the December 4-6 OACB annual convention will be “Enhancing Customer Experience at County Boards of DD. MCBDD will be sending staff from different departments to sessions at the convention.

- **DRO Lawsuit:** While it was thought that a settlement had been reached, there are currently families that were part of the suit that are holding out and preventing the settlement. Now awaiting judgment whether to dismiss those people from the case or amend the settlement.

 - **DODD Updates:** DODD is looking to redesign what adult day services and vocational habilitation looks like. Much of the concern comes from the sub minimum wage certificate and what people can earn. More information will be shared as we receive it.
-
- Board Finance Committee Report – No meeting was held.
 - Board Programs, Service Initiatives & Personnel Committee Report – Met on November 7 and reviewed the three positions that are on the agenda tonight with the committee’s recommendation.
 - Board Capital Facilities and Grounds Committee – No meeting was held.

IX. PUBLIC COMMENTS

NONE

X. OLD BUSINESS BEFORE THE BOARD

NONE

XI. NEW BUSINESS BEFORE THE BOARD

1. Adopt a motion to approve the following vendor and service contract letters A. -- I. with a term of January 1, 2020 through December 31, 2020. These contracts were placed on a form that was previously approved as to form by the Mahoning County Prosecutor’s office.

A. York Mahoning Mechanical Contractors, Inc. for HVAC preventative maintenance to all MCBDD facilities.

B. Timlin Plumbing and Heating, Inc. for Emergency plumbing service repair to all MCBDD facilities.

C. Santon Electric Company, Inc. for Emergency electrical repairs to all MCBDD facilities.

D. Mahoning Valley Lawncare, LLC. for Snowplowing and salt to paved parking areas and drive lanes at all MCBDD facilities.

E. FPS Roofing for roofing emergency repairs to all MCBDD facilities.

F. AIS Commercial Parts and Service, Inc. to furnish and install parts and labor to repair kitchen equipment to all MCBDD facilities.

G. ACME Exterminating for pest control services for various MCBDD facilities.

H. Select Security for monitoring of alarms in all MCBDD facilities.

I. Warren Fire Equipment for maintenance and recharging of the portable extinguishers for all MCBDD facilities.

Motion: Mr. Pecchia Second: Mrs. Kale

Discussion: These are building and maintenance agreements for the upcoming year.

Roll Call: Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Abstain from A, B, and C. Aye to the remainder

The President declares the motion Approved

2. Adopt a motion to approve the following vendor and service contracts letters A. – O.. with a term of January 1, 2020 through December 31, 2020. These contacts have been approved as to form by the Mahoning County Prosecutor's office and were reviewed in the Ethics Committee:

- A. Special Olympics Ohio, Inc. dba Mahoning County Public Special Olympics, not to exceed \$5,000.00**
- B. MASCO, Inc. for Program Aide services, not to exceed \$145,000.00**
- C. Potential Development Program Inc. (aka Potential Development Program) dba ARC of Northeast Ohio for the Next Chapter Book Club, not to exceed \$12,000.00**
- D. Potential Development Program Inc. (aka Potential Development**

- Program) dba ARC of Northeast Ohio for Family Conference services, not to exceed \$12,000.00
- E. Potential Development Program Inc. (aka Potential Development Program) dba ARC of Northeast Ohio for Recreation services, not to exceed \$10,000.00
 - F. Behavior Intervention Training Services, LLC., not to exceed \$3,000.00
 - G. Youngstown Hearing and Speech Center, dba Easter Seals of Mahoning, Trumbull and Columbiana Counties, for Early Intervention Physical Therapy Services, not to exceed \$120,000.00
 - H. Helping Hands Empowering Lives, LLC for transportation services, not to exceed \$10,041.00
 - I. O.C.C.H.A., Inc. dba Organazion Civica Y Cultural Hispana Americana, Inc. for interpretation services, not to exceed \$4,000.00
 - J. Oakwood Counseling Center, Inc. for Psychological Services, not to exceed \$30,000.00
 - K. Tudor Home Therapies, Inc. for Adult Workshop Physical Therapy Services, not to exceed \$70,000.00
 - L. Tudor Home Therapies, Inc. for Adult Workshop Occupational Therapy Services, not to exceed \$60,000.00
 - M. North East Ohio Network COG (NEON), not to exceed \$315,400.00
 - N. Consumer Support Services, Inc. (CSS) for Room and Board services, not to exceed \$180,000.00
 - O. Consumer Support Services, Inc. (CSS) for transportation services, not to exceed \$15,500.00

Motion: Mr. Sertick Second: Mrs. Kale

Discussion: Superintendent Whitacre highlighted any notable changes to the contracts from the previous term to these current contracts.

Roll Call: Mrs. Kale Aye
 Mr. Noll _____
 Mrs. Patton Aye
 Mr. Pecchia Aye
 Mr. Sertick Aye
 Mr. O'Nesti Aye
 Mrs. Meloy Aye

The President declares the motion Approved

3. Adopt a motion to select a Delegate for the 2019 OACBDD Annual Convention, December 4-6 for the Delegate Assembly on December 4, 2019.

Delegate: Bill Whitacre

Motion: Mrs. Kale Second: Mrs. Meloy

Discussion: Superintendent Whitacre noted that there are no motions before the Assembly and this will be a business meeting.

Roll Call: Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye

The President declares the motion Approved

4. Adopt Board Resolution 2019-015, as if fully written herein, for Approval of Direct Services contracts with the following individual as recommended by the Ethics Committee per approved Ethics Committee Resolution EC2019-002 with no conflict of interest for: Individual ID #6661667.

Motion: Mr. Pecchia Second: Mrs. Meloy

Discussion: This reflects individuals receiving FSS funding and that there is no conflict in the services.

Roll Call: Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____

The President declares the motion Approved

5. Adopt Board Resolution 2019-016, as if fully written herein, Approval of current Board employees to perform services provided under Section 5126.11 (Family Support Services Program) or Sections 5126.40 through 5126.46 (Supported Living) through outside employment with an individual, agency, or other entity that has a direct services contract with the Board, as recommended by the Ethics Committee per

approved Ethics Committee Resolution EC2019-003.

MCBDD Employees with Outside Employment

Employee Name	MCBDD Title	Other Employer	Job Title	
SAMANTHA	BUTLER	Adult Services Specialist	RAEARC	Direct Care
MICHAEL	CONGEMI	Adult Services Specialist	ISLE	Direct Care
SUSAN	SHEA	Transportation	2 nd Phase	Direct Care
JANET	SLATER	Adult Services Specialist	Legacy Health	Direct Care
SANDY	BACCHA	Transportation Aide	Carousel	Transportation
KARLA	HARTWIG	Instructor Assistant	Independent Provider	Direct Care
TRACEY	PETUCH	SSA	ALTA	Counseling
JILL	MARSH	SSA Secretary	RAEARC	Direct Care
ALICE	WEST	Adult Services Specialist	Turning Point	Direct Care
JAMES	WEST	Custodian	Turning Point	Direct Care
PATRICIA	RITCHIE	Transportation Aide	Kind & Loving Hearts	Direct Care
LINDA	PATTERSON	Transportation Aide	Accessible Homes	Direct Care

Motion: Mrs. Meloy Second: Mr. Sertick

Discussion: This list represents staff who are employed by the County Board and also at an agency who provides services in our county.

Roll Call: Mr. Pecchia Aye
 Mr. Sertick Aye
 Mr. O’Nesti Aye
 Mrs. Meloy Aye
 Mrs. Kale Aye
 Mr. Noll _____
 Mrs. Patton Aye

The President declares the motion Approved

6. Adopt a motion to approve attendance of Board Members and staff at professional meetings and approve expenditures for attendance within the State of Ohio for the calendar year 2020 estimated at \$45,700.00 for the improvement of program operations, personal development, and continuing education.

Motion: Mrs. Patton

Second: Mr. Pecchia

Discussion:

Roll Call: Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye

The President declares the motion Approved

7. Adopt a motion to create, post and fill (1) one Early Intervention Supervisor position in the Early Intervention Department, the salary range for this position will be \$47,000 to \$89,300 annually. This position was reviewed in the Personnel Committee.

Motion: Mrs. Meloy

Second: Mrs. Kale

Discussion: Melissa Leighton, EI Director, explained that the EI program has received increased funding from DODD for the upcoming year and approximately 75% of this position will be covered through the increased funding.

Roll Call: Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye

The President declares the motion Approved

8. Adopt a motion to create, post and fill (1) one Occupational Therapist position in the Early Intervention Department, the salary range for this position will be \$64,584 to \$92,705 annually. This position was reviewed in the Personnel Committee.

Motion: Mrs. Patton

Second: Mr. Pecchia

Discussion: Melissa Leighton, EI Director, stated that when the program began at MCBDD, we were using approximately 15 hours of OT services per week and through growth we are in need of full time service hours.

Roll Call: Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye

The President declares the motion Approved

9. Adopt a motion to create, post and fill (1) one Waiver Support Specialist position in the Community Services Department, the salary range for this position will be \$36,807 to \$69,680 annually. This position was reviewed in the Personnel Committee.

Motion: Mrs. Meloy

Second: Mr. Pecchia

Discussion: Emily Martinez, CS Director, explained that this position will support and assist the SSA's and will provide tracking and data that will allow the department to have better and more complete information.

Roll Call: Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye

The President declares the motion Approved

10. Adopt Board Resolution 2019-017, as if fully written herein, to request the Board of Mahoning County Commissioners to transfer money from the Mahoning County Board of Developmental Disabilities' general fund (74500100-600802) to its Capital Fund (3200950-422013) pursuant to ORC §5705.14(H)(I) in the amount of \$1,600,000.00.

Motion: Mr. Pecchia

Second: Mrs. Kale

Discussion: This transfer will cover the funding for the renovation of the LKS building to allow housing of the Community Services department.

Roll Call: Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye

The President declares the motion Approved

11. Adopt a motion to appropriate an interfund transfer from the General Fund (74500100-600802) to the Capital Projects Fund (3200950-422013) in the amount of \$1,600,000.00

Motion: Mrs. Patton

Second: Mrs. Meloy

Discussion: None

Roll Call: Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____

The President declares the motion Approved

12. Adopt a motion to approve an agreement with Special Olympics Ohio, Inc. dba Mahoning County Developmental Disabilities Special Olympics for the annual term ending December 31, 2019 for an amount not to exceed \$5,000.00. This agreement was reviewed in the Ethics Committee and was approved as to form by the Mahoning County Prosecutor's office.

Motion: Mr. Sertick

Second: Mr. Pecchia

Discussion: None

Roll Call: Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye

The President declares the motion Approved

13. Adopt a motion to approve a first amendment to the 2019/2020 Leonard Kirtz School Program for Physical Therapy Services with Youngstown Hearing and Speech dba Easter Seals of Mahoning, Trumbull and Columbiana Counties for an amended not to exceed amount of \$23,000.00 (\$15,000.00 original). This amendment was reviewed in the Ethics Committee and was approved as to form by the Mahoning County Prosecutor's office.

Motion: Mrs. Kale Second: Mrs. Meloy

Discussion: None

Roll Call: Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye

The President declares the motion Approved

14. Adopt a motion to approve a first amendment to the 2019 agreement for Aide Program Services with MASCO, Inc. for an amended not to exceed amount of \$139,000.00 (\$136,000.00 original). This amendment was reviewed in the Ethics Committee and was approved as to form by the Mahoning County Prosecutor's office.

Motion: Mr. Pecchia Second: Mrs. Meloy

Discussion: The Client Aide's worked more hours than was originally calculated.

Roll Call: Mrs. Patton Aye

Mr. Pecchia Aye
Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____

The President declares the motion Approved

XII. EXECUTIVE SESSION

Adopt a motion to go into Executive Session to discuss:

X 1. Personnel Matters

- _____ To consider the appointment of a public employee or official;
- _____ To consider the employment of a public employee or official;
- _____ To consider the dismissal of a public employee or official;
- _____ To consider the discipline of a public employee or official;
- _____ To consider the promotion of a public employee or official;
- _____ To consider the demotion of a public employee or official;
- X _____ To consider the compensation of a public employee or official; or
- _____ To consider the investigation of charges or complaints against a public employee or official.

- _____ 2. Purchase or Sale of property
- X _____ 3. Pending or imminent court action
- _____ 4. Collective Bargaining Matters
- _____ 5. Matters required to be kept confidential
- _____ 6. Security matters
- _____ 7. Hospital trade secrets
- _____ 8. Veterans Service Commission Applications

Motion: Mrs. Kale Second: Mrs. Patton

Discussion: Mr. O'Nesti noted that there may be Board action following Executive session.

Roll Call: Mr. Pecchia Aye
 Mr. Sertick Aye
 Mr. O'Nesti Aye
 Mrs. Meloy Aye
 Mrs. Kale Aye
 Mr. Noll _____

Mrs. Patton Aye

The President declares the motion Approved

Time: 6:38 p.m.

Adopt a motion to reconvene the Board meeting from executive session.

Motion: Mrs. Kale Second: Mrs. Patton

Roll Call: Mr. Sertick Aye
Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye

The President declares the motion Approved

Time: 7:25 p.m.

Adopt a motion to allow President Gary O'Nesti to communicate with the Portage County Board of Developmental Disabilities with respect to the interim Superintendent shared position.

Motion: Mrs. Meloy Second: Mrs. Kale

Roll Call: Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye

The President declares the motion Approved

XIII. ADJOURNMENT

Adopt a motion to adjourn the meeting.

Motion: Mr. Pecchia Second: Mrs. Kale

Roll Call: Mr. O'Nesti Aye
Mrs. Meloy Aye
Mrs. Kale Aye
Mr. Noll _____
Mrs. Patton Aye
Mr. Pecchia Aye
Mr. Sertick Aye

The President declares the motion Approved

Time: 7:27 p.m.

**The next Board Meeting will be December 16, 2019
at Leonard Kirtz School at 5:00 p.m.**