

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:30 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY MARIANNE BUTRIE. FISCAL CONSULTANT JEFF WEISS AND THE COURT ADMINISTRATOR WERE ALSO PRESENT.

MOMENT OF SILENCE:

A MOMENT OF SILENCE WAS OBSERVED.

PRAYER:

THE VICE-CHAIRMAN OFFERED THE PRAYER.

PLEDGE OF ALLEGIANCE:

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE.

OFFICIAL ACTIONS OF THE CARBON COUNTY BOARD OF COMMISSIONERS:

MINUTES:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD NOVEMBER 13, 2014.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS (CONCERNING COUNTY BUSINESS):

THERE WERE NO GUESTS CONCERNING COUNTY BUSINESS.

D&L NATIONAL HERITAGE CORRIDOR:

PEDESTRIAN BRIDGE & CONNECTIVITY PROJECTS:

MR. H. SCOTT EVERETT, DELAWARE LEHIGH NATIONAL HERITAGE CORRIDOR, WAS PRESENT TO GIVE AN UPDATE ON THE PEDESTRIAN BRIDGE PROJECT, NOTING THAT THE COUNTY RECEIVED \$2 MILLION LAST WEEK FROM THE PENNDOT TRANSPORTATION ALTERNATIVE PROGRAM (TAP) FUND.

THE PROJECT, EXPECTED TO COST \$3.1 MILLION, IS NOW FULLY FUNDED, WITH THE NEXT STEP BEING TO GET THE RIGHT OF WAYS SECURED.

A REPRESENTATIVE FROM THE WILSON CONSULTING GROUP, BRIDGE PROJECT LEAD ENGINEER AND ENGINEER FOR THE CONNECTIVITY PROJECT, WAS ALSO PRESENT.

MR. EVERETT INFORMED ON THE STATUS OF THE D & L TRAIL CONNECTIVITY PROJECT INDICATING THAT IT IS THEIR HOPE IT WILL BE COMPLETED BY THE END OF NEXT YEAR.

AMBER BREINER, A RESIDENT OF JIM THORPE, QUESTIONED MR. EVERETT REGARDING THE POSSIBILITY OF THE EAST SIDE OF JIM THORPE BEING INCLUDED IN THE CONNECTIVITY PROJECT. SHE

ALSO HAD QUESTIONS ON THE PEDESTRIAN ACCESS OF THE NEW 903 BRIDGE PROJECT AND ASKED WHO SHE SHOULD CONTACT ABOUT THAT ISSUE.

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

LIGHTING RETROFIT PROJECT:

#14-408 BID OPENING CHANGES:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE FOLLOWING CHANGES FOR THE LIGHTING RETROFIT INSTALLATION (LABOR ONLY) PROJECT: BID DUE DATE FROM NOVEMBER 17 TO DECEMBER 1, 2014; BID OPENING DATE FROM NOVEMBER 20 TO DECEMBER 4, 2014; NEW COMPLETION DATE - FEBRUARY 20, 2015.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PROPOSED 2015 BUDGETS:

#14-409 OPERATING FUNDS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO PRESENT THE PROPOSED 2015 OPERATING FUNDS BUDGETS OF ESTIMATED EXPENDITURES TOTALING \$43,100,056 AND MAKE THE BUDGETS AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICE OF THE COUNTY COMMISSIONERS, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA, BETWEEN THE HOURS OF 8:30 A.M. AND 4:30 P.M., UNTIL DECEMBER 10, 2014.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

#14-410 CAPITAL PROJECTS FUNDS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO PRESENT FOR PUBLIC INSPECTION THE PROPOSED 2015 CAPITAL PROJECTS FUNDS BUDGETS OF ESTIMATED EXPENDITURES TOTALING \$177,324 AND MAKE THE BUDGETS AVAILABLE AS STIPULATED ABOVE.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

#14-411 SPECIAL FUNDS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO PRESENT FOR PUBLIC INSPECTION THE PROPOSED 2015 SPECIAL FUNDS BUDGETS OF ESTIMATED EXPENDITURES TOTALING \$2,365,322 AND MAKE THE BUDGETS AVAILABLE AS STIPULATED ABOVE.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

DEPARTMENT REPORTS:

CHIEF CLERK/COUNTY ADMINISTRATOR:

BUDGET TRANSFERS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED NOVEMBER 20, 2014.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

PAYROLL FUND CHECKING ACCOUNT:

APPROVAL OF PAYROLL CHECK NUMBERS 64046 THROUGH 64102 AND DIRECT DEPOSIT CHECK NUMBERS 5085649 THROUGH 5085957 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$288,307.77 (PAYROLL DATED NOVEMBER 14, 2014).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY PAYMENT OF THE PAYROLL CHECKS AS LISTED ABOVE.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 111426 THROUGH 111555 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$282,097.43
RENTAL PROPERTY FUND	\$ 6,812.80
9-1-1 FUND	\$ 1,673.17
COUNTY PARKING FUND	\$ 370.18
LIQUID FUELS TAX FUND	\$ 20,708.05
AREA AGENCY ON AGING FUND	\$ 25,558.93
CHILDREN & YOUTH FUND	\$ 33,432.66
HUMAN SERVICE AGENCY FUND	\$ 49.06
DOMESTIC RELATIONS 4D FUND	\$ 85.00
WORKFORCE INVESTMENT ACT FUND	\$ 800.00
PARKS & RECREATION FUND	\$ 2,950.90
HAZ-MAT RESPONSE FUND	\$ 3.14
OFFENDER SUPERVISION FUND	\$ 2,406.00
CDBG FUND	\$ 75,122.45
CAPITAL PROJECTS FUND	\$ 1,380.00
FRINGE BENEFIT PAYMENT FUND	\$ 910.14
PAYROLL FUND	\$ 38,868.59
TAX CLAIM FUND	\$ 1,645.14
TOTAL:	\$ 494,873.64

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE PAYMENT OF THE CHECK NUMBERS AS LISTED ABOVE.

BOARD POLLED:	O'GUREK	YES*
	GERHARD	YES
	NOTHSTEIN	YES

* MR. O'GUREK VOTED YES WITH THE EXCEPTION OF BILLS FOR THE TIMES NEWS, PENTELEDATA, PALMERTON TELEPHONE COMPANY, AND BLUE RIDGE COMMUNICATIONS, HE ABSTAINED.

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED NOVEMBER 14, 2014 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF NOVEMBER 14, 2014:

GENERAL FUND CHECKING ACCOUNT	\$	1,943.07
PAYROLL CHECKING ACCOUNT	\$	139,383.38
GENERAL FUND SP NOW	\$	8,595,402.40
OPERATING RESERVE	\$	928,133.13
RENTAL PROPERTY	\$	249,858.32
SOLID WASTE FUND	\$	173,930.86
9-1-1 FUND	\$	150,813.89
PARKING FUND	\$	1,101,678.98
ACT 78 FUND	\$	80,321.67
ACT 56 FUND	\$	1,103,243.82
LIQUID FUELS	\$	207,737.71
AREA AGENCY ON AGING	\$	324,998.40
CHILDREN & YOUTH	\$	301,332.59
HUMAN SERVICES AGENCY	\$	37,957.55
DOMESTIC RELATIONS	\$	12,245.56
WORKFORCE INVESTMENT ACT	\$	18,006.35
PARKS & RECREATION FUND	\$	65,470.33
CARBON TRANSPORTATION	\$	180.09
HAZMAT FUND	\$	128,544.03
OFFENDER SUPERVISION	\$	544,483.53
ADULT ELECTRONIC MONITORING	\$	148,883.79
SMALL BUSINESS EXPANSION LOAN	\$	70,010.94
FARMLAND PRESERVATION	\$	167,285.13
HUMAN SERVICES DEVELOPMENT	\$	16,764.18
HOMELESS GRANT	\$	5,121.06
CENTRALIZED BOOKING	\$	65,715.01
VICTIM WITNESS	\$	11,019.04
RECORDER OF DEEDS	\$	33,083.98
RECORDS IMPROVEMENTS	\$	13,611.29
JUVENILE SUPERVISION FEE	\$	23,438.37
COMMUNITY SERVICE FEE	\$	14,874.32
PROTHONOTARY AUTOMATION	\$	14,199.42
AFFORDABLE HOUSING	\$	243,535.37
CLERK OF COURTS	\$	10,385.27
REGISTER OF WILLS	\$	11,331.04
JUVENILE ELECTRONIC MONITORING	\$	4,188.72

VITAL STATISTICS	\$	39,232.28
SUBSTANCE ABUSE EDUCATION FUND	\$	44,833.02
LIQUID FUELS/ACT 44 FUND	\$	58,295.24
ACT 13 BRIDGE IMPROVEMENT FUND	\$	165,688.13
VICTIMS SERVICE FUND	\$	21,080.54
HOTEL EXCISE TAX FUND	\$	187,658.79
CDBG FUND	\$	75,165.69
DEBT SERVICE	\$	1,683,763.74
CAPITAL PROJECTS	\$	378,202.98
FRINGE BENEFITS	\$	613,592.02
TAX CLAIM	\$	268,846.82

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

PERSONNEL REPORT:

RESIGNATIONS:

DARREN R. BORGER, MIDDLEPORT, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE OCTOBER 31, 2014.

ETHAN CRAMER, LEHIGHTON, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE DECEMBER 7, 2014.

JOSHUA A. HILL, LEHIGHTON, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE NOVEMBER 17, 2014.

ARTHUR L. GUTH, JR. – JIM THORPE, PA – SEASONAL PARK MAINTENANCE, PARKS – EFFECTIVE NOVEMBER 14, 2014.

HIRE:

JACQUELINE A. NALESNIK, LANSFORD, PA – PART-TIME CLEANING PERSON, BUILDINGS & GROUNDS – EFFECTIVE NOVEMBER 24, 2014.

PRISON BOARD APPOINTMENT:

ETHAN CRAMER, LEHIGHTON, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE DECEMBER 22, 2014.

CHANGES OF STATUS:

DANIEL D. RIMBEY, JIM THORPE, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS

TO: CORRECTIONS OFFICER, CORRECTIONS

EFFECTIVE: DECEMBER 8, 2014

CHAD S. SWEDAR, TAMAQUA, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS

TO: CORRECTIONS OFFICER, CORRECTIONS

EFFECTIVE: DECEMBER 8, 2014

SEMINAR/TRAINING REQUESTS:

AREA AGENCY ON AGING

CHERI MAE SANTORE

SUSAN ZEIGLER

CONNIE LYNN

SUPERVISORY TRAINING: TRANSITION, SURVIVAL AND SUCCESS

CAMP HILL, PA

COST: CONFERENCE FEE \$150 PER PERSON, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

CHERI MAE SANTORE

JOINT MEETING WITH PA COUNCIL ON AGING & PDA QUARTERLY REVIEW

GETTYSBURG, PA

COST: CONFERENCE FEE \$35, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

PAMELA HUGHES

PS INTAKE WORKERS TRAINING WEBINAR

HARMONY TUTORIALS FOR SAMS.NET WEBINAR

CRITICAL INCIDENT MANAGEMENT POLICY REGARDING WAIVER WEBINAR

NAT WEBINAR

ISP WEBINAR

BOSTON UNIVERSITY ASSESSOR OVERVIEW & TIME FRAMES, DES MOINES UNIVERSITY MEDICAL TERMINOLOGY,

NFCE DEFINITION, & SLUMS WEBINAR

PALMERTON, PA

HUMAN RESOURCES

DAWN BOWMAN

THE EMPLOYER MANDATE – GET READY TO PAY OR PLAY WEBINAR

JIM THORPE, PA

COURT SEMINAR/TRAINING ACKNOWLEDGEMENT:

ADULT PROBATION

KIM COOPER

MENTAL HEALTH FIRST AID

LEHIGHTON, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED NOVEMBER 20, 2014.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

MINUTES RECEIVED: SEPTEMBER 12, 2014 AND OCTOBER 10, 2014 MEETINGS OF THE CARBON COUNTY PARKS AND RECREATION COMMISSION; OCTOBER 21, 2014 MEETING OF THE CARBON COUNTY PLANNING COMMISSION; OCTOBER 21, 2014 MEETING OF THE CARBON COUNTY SAFETY COMMITTEE.

COMMUNICATIONS WERE RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT APPLICATIONS:

NORTHEASTERN POWER COMPANY, MCADOO, PA

ANNUAL BOND REVIEW FOR 2014; SURFACE MINING PERMIT #54960201;

AUTHORIZATION TO MINE #1790-54960201-11;

HONEYBROOK BANK OPERATION, KLINE, HAZLE & BANKS TOWNSHIPS,

LUZERNE & CARBON COUNTIES

WAYNE REDLINE, LEHIGHTON, PA

NPDES PERMIT MAJOR MODIFICATION (RENEWAL)

FRANKLIN TOWNSHIP (INTERCHANGE ROAD PROPERTY), CEI #014-1012-002

***COUNTY LAND USE LETTER REQUEST**

SURREAL PROPERTIES, INCORPORATED, JIM THORPE, PA

(BRUCE T. RADER, BERKS SURVEYING & ENGINEERING, INC.)

NPDES PERMIT FOR STORMWATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITIES

FLAGSTAFF HOTEL LAND DEVELOPMENT, JIM THORPE, PA

***COUNTY LAND USE LETTER REQUEST**

CORRESPONDENCE WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT INFORMING THAT ALL RELEVANT CLOSEOUT MATERIALS HAVE BEEN RECEIVED AND FOUND TO BE ACCEPTABLE FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FY2005, CARBON COUNTY CONTRACT #000014893.

A COMMUNICATION WAS RECEIVED FROM THE COMMONWEALTH OF PENNSYLVANIA OFFICE OF THE BUDGET REGARDING REVIEW OF THE SINGLE AUDIT REPORT FOR YEAR ENDED DECEMBER 31, 2013.

ADVERTISING REQUEST:

#14-412 FARMLAND PRESERVATION/MEETING:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF A PUBLIC NOTICE SCHEDULING A CARBON COUNTY FARMLAND PRESERVATION BOARD MEETING TO BE HELD DECEMBER 9, 2014.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

CHILDREN & YOUTH:

#14-413 AGREEMENT:

A FY 2014-15 PURCHASE OF SERVICE AGREEMENT WAS SUBMITTED FOR THE FOLLOWING PROVIDER:

GLEN MILLS SCHOOLS, CONCORDVILLE, PA

PROVIDER: GLEN MILLS SCHOOLS

	<u>FY 14-15</u>
RESIDENTIAL	\$135.79/PER DIEM
RESIDENTIAL INTENSIVE RESTITUTION	\$155.79/PER DIEM
SHELTER CARE	\$175.00/PER DIEM

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE AGREEMENT WITH GLEN MILLS SCHOOLS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

LIQUID FUELS:

#14-414 BRIDGE #16/SUPPLEMENTS:

FINAL DESIGN & CONSTRUCTION INSPECTION:

REQUESTS WERE SUBMITTED FOR SUPPLEMENTS TO THE FOLLOWING AGREEMENTS WITH CARBON ENGINEERING FOR CONSTRUCTION PHASE SERVICES, PART 3, AND NAVARRO & WRIGHT FOR

CONSTRUCTION INSPECTION SERVICES, REGARDING CARBON COUNTY BRIDGE #16 REPLACEMENT, KOCH ROAD, TOWAMENSING TOWNSHIP, AS DIRECTED BY THE PA DOT, DUE TO TIME EXTENSIONS AND NEW COMPLETION DATE OF MAY 12, 2015:

CARBON ENGINEERING	INCREASE: \$5,195.16	NEW TOTAL: \$597,831.18
NAVARRO & WRIGHT	INCREASE: \$65,369.00	NEW TOTAL: \$167,824.89

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REQUESTS AS SUBMITTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PLANNING & DEVELOPMENT:

CDBG PROGRAM:

#14-415 CHANGE ORDER/FRANKLIN TOWNSHIP:

CHANGE ORDER #1 TO THE CONTRACT WITH NIMARIS CONSTRUCTION, INCORPORATED, BATH, PENNSYLVANIA, FOR THE FRANKLIN TOWNSHIP DEMOLITION PROJECT, 16 WILLOW STREET, FRANKLIN TOWNSHIP, FY2012, WAS SUBMITTED FOR APPROVAL.

DUE TO ADDITIONS TO THE SCOPE OF WORK (REMOVAL OF ADDITIONAL TREES), THE CONTRACT IS INCREASED \$1,800.00, FOR A NEW CONTRACT PRICE OF \$26,700.00. ORIGINAL CONTRACT - \$24,900.00

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE CHANGE ORDER #1 TO THE CONTRACT WITH NIMARIS CONSTRUCTION.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES*
	NOTHSTEIN	YES

* COMMISSIONER GERHARD VOTED YES BUT STATED THAT HE HAD ISSUES WITH THE CHANGE ORDER.

#14-416 CLOSEOUTS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY EXECUTION OF CORRECTED FISCAL STATUS/CLOSEOUT REPORTS FOR FY2006 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM CONTRACT #C000022747, FOR THE PERIOD 9/22/06 TO 9/21/11 AS FOLLOWS: CARBON COUNTY - \$272,888; JIM THORPE - \$108,367; LANSFORD - \$101,393; LEHIGHTON - \$117,272; FRANKLIN TOWNSHIP - \$101,551, AND PALMERTON - \$113,761.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SERVICE AGREEMENT:

#14-417 SIMPLEXGRINNELL/CCCF:

A COMMUNICATION WAS RECEIVED FROM THE PURCHASING MANAGER REQUESTING RENEWAL OF THE SERVICE AGREEMENT WITH SIMPLEX-GRINNELL LP, ALLENTOWN, PENNSYLVANIA, FOR THE ANNUAL INSPECTION AND TESTING OF THE FIRE ALARM SYSTEM AT THE CARBON COUNTY CORRECTIONAL FACILITY (CCCF). THE TERM WILL COMMENCE 2/01/15 AT A TOTAL COST OF \$4,790.00 (INCREASE - \$200.00).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE RENEWAL AGREEMENT WITH SIMPLEX-GRINNELL.

BOARD POLLED:	O'GUREK	YES
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GERHARD YES
NOTHSTEIN YES

SOLICITOR'S REPORT:

#14-418 BANNER REQUEST:

A BANNER REQUEST WAS SUBMITTED FOR THE FOLLOWING:

ST. JOSEPH'S REGIONAL ACADEMY, JIM THORPE, PA
2ND ANNUAL POLAR PLUNGE, JANUARY 24, 2015
(11/25/14 TO 12/16/14)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE BANNER REQUEST AS LISTED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

TAX CLAIM BUREAU:

#14-419 RESOLUTION/COSTS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING RESOLUTION AMENDING THE CARBON COUNTY TAX CLAIM BUREAU'S SCHEDULE OF COSTS TO REFLECT A \$375.00 CHARGE TO BE ASSESSED ON EACH PROPERTY TO BE EXPOSED TO JUDICIAL SALE:

RESOLUTION #14-035

TAX CLAIM BUREAU:

RESOLUTION/COSTS

WHEREAS, PURSUANT TO THE PENNSYLVANIA REAL ESTATE TAX SALE LAW, 72 P.S. § 5860.101 ET SEQ., AS AMENDED (HEREINAFTER, "RETSL"), THE CARBON COUNTY TAX CLAIM BUREAU (HEREINAFTER, THE "BUREAU") IS CHARGED WITH THE DUTY TO COLLECT DELINQUENT REAL ESTATE TAXES FOR REAL PROPERTY LOCATED IN THE COUNTY OF CARBON, COMMONWEALTH OF PENNSYLVANIA THROUGH THE JUDICIAL SALE PROCESS; AND

WHEREAS, SECTION 205 OF THE RETSL PROVIDES THAT MONEY RECEIVED ON ACCOUNT OF COSTS, FEES AND EXPENSES ADVANCED BY ANY TAXING DISTRICT SHALL BE REPAYED TO THE TAXING DISTRICT MAKING THE ADVANCE: AND

WHEREAS, THE BUREAU IS REQUIRED TO ADVANCE THE ACTUAL COSTS, FEES AND EXPENSES ASSOCIATED WITH EXPOSING DELINQUENT PROPERTIES TO JUDICIAL SALE, INCLUDING, BUT NOT LIMITED TO, ADVERTISING, THIRD-PARTY TITLE SEARCHES, SHERIFF'S SERVICES, POSTAGE AND PHOTOCOPYING; AND

WHEREAS, THE BUREAU'S SCHEDULE OF COSTS DOES NOT CURRENTLY REFLECT THE ACTUAL JUDICIAL SALE COSTS, FEES AND EXPENSES WHICH ARE ADVANCED BY THE BUREAU; AND

WHEREAS, IT HAS BECOME NECESSARY FOR THE BUREAU TO UPDATE ITS SCHEDULE OF COSTS TO REIMBURSE THE BUREAU FOR THE ACTUAL COSTS ADVANCED IN EXPOSING DELINQUENT PROPERTIES TO JUDICIAL SALE; AND

WHEREAS, THE BUREAU HAS DETERMINED THAT THE AVERAGE OF THE ADVANCED COSTS, FEES AND EXPENSES WHICH ARE ATTRIBUTABLE TO EACH PROPERTY TO BE EXPOSED TO THE JUDICIAL SALE PROCESS IS NOT LESS THAN THREE HUNDRED SEVENTY-FIVE DOLLARS (\$375.00).

NOW, THEREFORE, BE IT RESOLVED, THAT EFFECTIVE DECEMBER 1, 2014, THE BUREAU'S SCHEDULE OF COSTS SHALL BE AMENDED TO REFLECT A CHARGE OF THREE HUNDRED SEVENTY-FIVE DOLLARS (\$375.00) TO BE ASSESSED ON DECEMBER 1, 2014, AND ON DECEMBER 1ST OF EACH YEAR THEREAFTER, AGAINST EACH PROPERTY TO BE EXPOSED TO JUDICIAL SALE IN THE CALENDAR YEAR WHICH FOLLOWS.

CARBON COUNTY BOARD OF COMMISSIONERS:

/S/ WAYNE E. NOTHSTEIN, CHAIRPERSON
/S/ THOMAS J. GERHARD
/S/ WILLIAM J. O'GUREK

ATTEST:

/S/ ELOISE K. AHNER, COUNTY ADMINISTRATOR/CHIEF CLERK

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COMMISSIONERS' REPORTS:

THE COMMISSIONERS COMMENTED ON THE BUDGET AND THANKED JEFF WEISS FOR A GREAT JOB.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 11:12 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN