**FEBRUARY 26, 2015** 

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:32 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, ASSISTANT CHIEF CLERK COLLEEN KLEIN, SOLICITOR MISCAVIGE, AND SECRETARY III IDA STEELE.

THE COUNTY CONTROLLER, COUNTY TREASURER, AND THE COURT ADMINISTRATOR WERE ALSO PRESENT.

#### **MOMENT OF SILENCE:**

A MOMENT OF SILENCE WAS OBSERVED.

#### **PRAYER:**

THE 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 FEBRUARY 19, 2015.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

### **GUESTS (CONCERNING COUNTY BUSINESS):**

CHRIS OLIVIA, MAYOR
PALMERTON BOROUGH

### **EXECUTIVE SESSIONS:**

THE CHAIRMAN REPORTED THAT THE FOLLOWING EXECUTIVE SESSION WAS HELD:

FEBRUARY 24, 2015 10:00 A.M. PERSONNEL MATTERS

### **OPENING OF BIDS:**

### **ELECTION FORMS & BALLOTS:**

THE FOLLOWING BID WAS RECEIVED FOR THE PRINTING OF 2015 ELECTION FORMS & BALLOTS:

RELIANCE GRAPHICS, INCORPORATED BID: \$21,000

202 WEST VIRGINIA AVENUE BOND: 10% - CHECK

WEST CHESTER, PA

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BID AND REFER IT TO THE PURCHASING DIRECTOR FOR REVIEW AND RECOMMENDATION TO AWARD OR REJECT IN ONE (1) WEEK.

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 FOR 2014 AND 2015 AS LISTED ON TRANSMITTALS DATED FEBRUARY 26, 2015.

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 64443 THROUGH 64497 AND DIRECT DEPOSIT CHECK NUMBERS 5087848 THROUGH 5088156 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$289,549.84 (PAYROLL DATED FEBRUARY 20, 2015).

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 113489 THROUGH 113602 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 97,416.13
9-1-1 FUND	\$ 861.91
LIQUID FUELS TAX FUND	\$ 7,385.22
AREA AGENCY ON AGING FUND	\$ 5,288.74
CHILDREN & YOUTH FUND	\$ 322.36
DOMESTIC RELATIONS 4D FUND	\$ 5,678.60
WORKFORCE INVESTMENT ACT FUND	\$ 802.55
PARKS & RECREATION FUND	\$ 240.00
HAZ-MAT RESPONSE FUND	\$ 117.89
OFFENDER SUPERVISION FUND	\$ 644.00
SMALL BUSINESS LOAN FUND	\$ 71,066.12
VICTIM/WITNESS FUND	\$ 6.12
CDBG FUND	\$ 219.25

PAYROLL FUND \$ 46,690.59

TOTAL: \$ 236,739.48

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, BLUE RIDGE COMMUNICATIONS, AND PENTELEDATA, HE ABSTAINED.

#### **TREASURER'S REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED FEBRUARY 20, 2015 REPORTING BALANCES AS FOLLOWS:

\$

157.97

# **BALANCES AS OF FEBRUARY 20, 2015:**

GENERAL FUND CHECKING ACCOUNT

GENERAL FUND CHECKING ACCOUNT	Ф	137.97
PAYROLL CHECKING ACCOUNT	\$	143,319.60
GENERAL FUND SP NOW	\$	5,038,453.32
OPERATING RESERVE	\$	928,952.17
RENTAL PROPERTY	\$	231,275.55
SOLID WASTE FUND	\$	194,656.13
9-1-1 FUND	\$	429,998.81
PARKING FUND	\$	1,114,305.73
ACT 78 FUND	\$	97,149.33
ACT 56 FUND	\$	818,887.96
LIQUID FUELS	\$	645,626.40
AREA AGENCY ON AGING	\$	384,258.21
CHILDREN & YOUTH	\$	143,172.43
HUMAN SERVICES AGENCY	\$	12,127.35
DOMESTIC RELATIONS	\$	46,283.75
WORKFORCE INVESTMENT ACT	\$	16,378.74
PARKS & RECREATION FUND	\$	50,593.51
CARBON TRANSPORTATION	\$	16.19
HAZMAT FUND	\$	123,559.47
OFFENDER SUPERVISION	\$	563,380.80
ADULT ELECTRONIC MONITORING	\$	156,008.85
SMALL BUSINESS EXPANSION LOAN	\$	71,050.47
FARMLAND PRESERVATION	\$	167,432.75
HUMAN SERVICES DEVELOPMENT	\$	12,370.38
HOMELESS GRANT	\$	4,990.08
CENTRALIZED BOOKING	\$	60,971.82
VICTIM WITNESS	\$	10,041.90
RECORDER OF DEEDS	\$	39,258.46
RECORDS IMPROVEMENTS	\$	17,720.12
JUVENILE SUPERVISION FEE	\$	13,125.27
COMMUNITY SERVICE FEE	\$	14,517.81
PROTHONOTARY AUTOMATION	\$	17,238.54
AFFORDABLE HOUSING	\$	258,958.44
CLERK OF COURTS	\$	11,137.41

REGISTER OF WILLS	\$ 12,126.25	
JUVENILE ELECTRONIC MONITORING	\$ 4,346.21	
VITAL STATISTICS	\$ 39,266.91	
SUBSTANCE ABUSE EDUCATION FUND	\$ 53,614.73	
LIQUID FUELS/ACT 89 FUND	\$ 21,247.66	
LIQUID FUELS/ACT 44 FUND	\$ 80,572.21	
ACT 13 BRIDGE IMPROVEMENT FUND	\$ 149,643.82	
VICTIMS SERVICE FUND	\$ 23,960.77	
HOTEL EXCISE TAX FUND	\$ 72,907.31	
CDBG FUND	\$ 247.02	
DEBT SERVICE	\$ 1,702,397.47	
CAPITAL PROJECTS	\$ 288,683.45	
FRINGE BENEFITS	\$ 481,006.43	
TAX CLAIM	\$ 569,804.19	

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

## #15-067 <u>CLOSE ACCOUNT:</u>

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE COUNTY TREASURER TO CLOSE OUT THE FOLLOWING ACCOUNT:

SMALL BUSINESS LOAN FUND FUND #2121

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

# PERSONNEL REPORT:

# **RESIGNATIONS:**

RYAN J. KINSEY, LEOLA, PA – 911 OPERATOR, COMMUNICATIONS CENTER – EFFECTIVE MARCH 9, 2015.

ZACHARY D. WERNER, LEHIGHTON, PA – 911 OPERATOR, COMMUNICATIONS CENTER – EFFECTIVE MARCH 11, 2015.

# **SEMINAR/TRAINING REQUESTS:**

**AREA AGENCY ON AGING** 

SUSAN ZEIGLER

**CHERI MAE SANTORE** 

LTC OMBUDSMAN FINAL RULE WEBINAR

PALMERTON, PA

### ANNE HORRIGAN

FOOD SAFETY AND MENU COMPLIANCE MONITORING WEBINAR

PALMERTON, PA

### ANNE HORRIGAN

NUTRITION CONFERENCE/PRIME TIME HEALTH CONFERENCE

GRANTVILLE, PA

COST: CONFERENCE FEE \$125, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

## SUSAN ZEIGLER

# **DEENA FITAL**

APPRISE MEDICARE APPEALS WEBINAR

APPRISE DME FRAUD WEBINAR

PALMERTON, PA

#### **COMMISSIONER'S OFFICE**

#### **COLLEEN KLEIN**

EMERGENCY PREPARATION & EGRESS ONLINE TRAINING JIM THORPE, PA

#### TAX ASSESSMENT

LEWIS GULLONE

**JOLAINE HERMAN** 

REAL ESTATE LITIGATION

TELFORD, PA

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

### **COURT SEMINAR/TRAINING ACKNOWLEDGEMENT:**

## **ADULT PROBATION**

#### RONALD KOKINDA

CJAB CONFERENCE

STATE COLLEGE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED FEBRUARY 26, 2015.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

## **CORRESPONDENCE:**

A COMMUNICATION WAS RECEIVED FROM THE PENNSYLVANIA PUBLIC UTILITY COMMISSION RESCINDING SECRETARIAL LETTERS DATED JUNE 9, 2010 AND JUNE 16, 2011 AND CLOSING THE CASE RELATIVE TO THE APPLICATION OF CARBON COUNTY FOR APPROVAL OF CONVERSION OF A PRIVATE CROSSING AT NORFOLK SOUTHERN RAILWAY AND READING BLUE MOUNTAIN & NORTHERN RAILROAD COMPANY TRACKS AT MILEPOST LH-120.29 TO A PUBLIC AT-GRADE CROSSING.

### **ADVERTISING REQUESTS:**

### **#15-068 ELECTIONS:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF ALL LEGAL NOTICES RELATIVE TO THE 2015 MUNICIPAL PRIMARY ELECTION.

BOARD POLLED: O'GUREK ABSTAIN

GERHARD YES

NOTHSTEIN YES

# **AGENCY ON AGING:**

# #15-069 CHARITABLE REGISTRATION:

A COMMUNICATION WAS RECEIVED FROM THE CARBON COUNTY AREA AGENCY ON AGING ENCLOSING CHARITABLE ORGANIZATION REGISTRATION STATEMENT – FORM BCO-10 FOR FISCAL YEAR ENDING JUNE 30, 2014 WHICH IS REQUIRED TO BE SUBMITTED TO THE PA DEPARTMENT OF STATE FOR THE CARBON COUNTY AREA AGENCY ON AGING DUE TO RECEIVING CHARITABLE CONTRIBUTIONS (ANNUAL FEE - \$100).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE REGISTRATION FORM.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

### **BOARDS & AUTHORITIES:**

#### **PLANNING COMMISSION:**

#### **#15-070 APPOINTMENT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPOINT RONALD BLISARD OF NESQUEHONING, TO THE CARBON COUNTY PLANNING COMMISSION SERVING AN UNEXPIRED TERM EFFECTIVE TO DECEMBER 31, 2017.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

## **CHILDREN & YOUTH:**

#### **#15-071 AGREEMENTS:**

FY 2014-15 PURCHASE OF SERVICE AGREEMENTS WERE SUBMITTED FOR THE FOLLOWING PROVIDERS: VISION QUEST, DOWNINGTOWN, PA

# PROVIDER: VISION QUEST, DOWNINGTOWN, PA

<u>FY 14-15</u>

**FEMALE SERVICES:** 

MADALYN 'RITE PF PASSAGE'- \$209.97/PER DIEM

**MALE SERVICES:** 

VISION QUEST ACADEMY
LEE PREP ACADEMY
STANDING TIMBERS

\$210.44/PER DIEM

\$215.75/PER DIEM

BLUE RIDGE ACADEMY

\$310.00/PER DIEM

## VOLUNTEERS OF AMERICA DBA/HARMON HOMES, WILKES-BARRE, PA

### PROVIDER: VOLUNTEERS OF AMERICA DBA/HARMON HOMES

FY 14-15

GROUP HOME-NON MA-HARTMAN HOME RTF \$0.00 ROOM & BOARD-HARTMAN HOME \$51.59

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE AGREEMENTS AT LISTED.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# **COMMUNICATIONS/911:**

### #15-072 <u>SIRIUS/RENEWAL:</u>

MAINTENANCE SERVICE COVERING THE IBM AS/400 COMPUTER HARDWARE AND SOFTWARE (COMPUTER AIDED DISPATCH (CAD), FIRE RECORDS, POLICE RECORDS, EMS RECORDS, ETC.) AT THE COMMUNICATIONS CENTER, WAS SUBMITTED FOR BOARD ACTION.

THE TERM OF THE AGREEMENT SHALL BE 2/02/15 TO 2/01/16; TOTAL COST FOR THE 12-MONTH PLAN WILL BE \$13,994.98 (SHARED COST ACT 78 AND ACT 56).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT WITH SIRIUS.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

#### **HOTEL TAX:**

#### #15-073 GRANT INITIATIVE:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE RELEASE OF FUNDS UNDER THE MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY AND THE POCONO MOUNTAIN VISITORS BUREAU TO SUPPORT A GRANT INITIATIVE IN CARBON COUNTY FOR THE FOLLOWING:

JIM THORPE BOROUGH COUNCIL

POLICE BUDGET – 2015 TOURIST ACTIVITIES \$5,000

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

#### **SOLICITOR'S REPORT:**

### **INFORMATION TECHNOLOGY:**

# #15-074 AGREEMENT/STRATIX SYSTEMS:

A COMMUNICATION WAS RECEIVED FROM THE INFORMATION TECHNOLOGY DIRECTOR ENCLOSING A TECHNOLOGY CONSULTING SERVICES AGREEMENT BETWEEN THE COUNTY AND STRATIX SYSTEMS, WYOMISSING, PENNSYLVANIA, FOR PROVISION OF COMPUTER-RELATED CONSULTING SERVICES ON AN "AS-NEEDED" BASIS AS DIRECTED BY THE INFORMATION TECHNOLOGY (IT) DEPARTMENT.

THE INITIAL TERM OF THE AGREEMENT IS FEBRUARY 3, 2015 THROUGH DECEMBER 31, 2015, AND WILL RENEW ON AN ANNUAL BASIS WITH EACH SUCCESSIVE TERM COMMENCING JANUARY 1<sup>ST</sup> AND EXPIRING DECEMBER 31<sup>ST</sup>. COMPENSATION SHALL BE \$100.00/HOUR FOR A MINIMUM OF FIFTY (50) HOURS; NOT TO EXCEED 399 HOURS UNLESS PRIOR APPROVAL IS OBTAINED.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT WITH STRATIX SYSTEMS.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

### **PARKS/RECREATION:**

### #15-075 AGREEMENTS/BANNER REQUEST:

SPECIAL ACTIVITIES AGREEMENTS AND A BANNER REQUEST WERE SUBMITTED FOR THE FOLLOWING:

HAZLETON YMCA/YWCA

 $14^{\rm TH}$  ANNUAL ANTHRACITE TRIATHLON & YOUTH SPLASH & DASH JULY 18 & 19, 2015

ST. PATRICK'S DAY PARADE COMMITTEE OF JIM THORPE/CARBON COUNTY INC.

18<sup>TH</sup> ANNUAL ST. PATRICK'S DAY PARADE, MARCH 15, 2015 BANNER REQUEST: 3/09/15 THRU 3/18/15

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

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

#### **FURTHER BUSINESS:**

COMMISSIONER O'GUREK ADVISED THAT THE COMMISSIONERS WILL BE ATTENDING A RIBBON CUTTING CEREMONY TODAY FOR THE NEW HANDICAP RAMP THAT WILL PROVIDE ACCESS TO THE LANSFORD BOROUGH BUILDING, TAX COLLECTORS OFFICE, AND COALDALE/LANSFORD JOINT WATER AUTHORITY OFFICE.

THE COUNTY PLAYED A ROLE IN PROVIDING FUNDING FOR THE PROJECT. IN 2012, COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) MONIES IN THE AMOUNT OF \$40,000 WERE PROVIDED TO MATCH A \$40,000 PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT GRANT THAT LANSFORD WAS AWARDED. HOWEVER, THE BID CAME IN AT \$88,646.22, SO THE COUNTY PROVIDED ADDITIONAL FUNDS IN ORDER TO COMPLETE THE PROJECT.

THERE WAS A BRIEF DISCUSSION ON THE LANSFORD PROJECT AND HOW THE CDBG FUNDS ARE DISTRIBUTED AMONG THE NON-ENTITLEMENT COMMUNITIES.

#### **COMMISSIONERS' REPORTS:**

ASSISTANT CHIEF CLERK

COMMISSIONER O'GUREK REFERENCED THE CLOSE-OUT OF THE SMALL BUSINESS LOAN FUND EXPLAINING THAT CURRENTLY THERE IS A BALANCE OF \$70,050.47 WHICH WILL BE TURNED OVER BY THE COUNTY TO THE ECONOMIC DEVELOPMENT CORPORATION IN ORDER FOR THEM TO ESTABLISH A SMALL BUSINESS LOAN PROGRAM FOR ENTITIES IN CARBON COUNTY WHO QUALIFY AND NEED ASSISTANCE.

COMMISSIONER NOTHSTEIN NOTED THE TWO (2) FULL-TIME 911/COMMUNICATIONS CENTER DISPATCHER RESIGNATIONS LISTED ON THE PERSONNEL REPORT, STATING THAT THE COUNTY IS ADVERTISING FULL-TIME POSITIONS AND THERE WILL BE PART-TIME JOB OPENINGS AS WELL.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:51 A.M.

COLLEEN KLEIN, WAYNE E. NOTHSTEIN, CHAIRMAN