

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:31 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, ASSISTANT CHIEF CLERK KLEIN, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

THE COUNTY CONTROLLER, COUNTY TREASURER, 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. NOTHSTEIN, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD SEPTEMBER 3, 2015.

BOARD POLLED: O'GUREK ABSTAIN*

GERHARD YES

NOTHSTEIN YES

*MR. O'GUREK WAS ABSENT AT THE SEPTEMBER 3, 2015 MEETING.

GUESTS (CONCERNING COUNTY BUSINESS):

PANTHER CREEK PARTNERS:

MATTHEW COCHRAN, VINCENT J. BRISINI, AND SHAWN SMITH, REPRESENTATIVES OF PANTHER CREEK PARTNERS, ALONG WITH SAMUEL KITCHKO, NESQUEHONING MAYOR AND PANTHER CREEK PARTNERS EMPLOYEE, AND DAVID HAWK, NESQUEHONING BOROUGH COUNCIL PRESIDENT/WATER AUTHORITY MEMBER AND PANTHER CREEK PARTNERS EMPLOYEE, ATTENDED THE MEETING URGING THE COMMISSIONERS TO ADOPT A RESOLUTION SUPPORTING THE COAL REFUSE ENERGY AND RECLAMATION TAX CREDIT BILL (HOUSE BILL 1370).

#15-303 RESOLUTION:

COAL REFUSE ENERGY/RECLAMATION TAX CREDIT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING RESOLUTION SUPPORTING THE COAL REFUSE ENERGY AND RECLAMATION TAX CREDIT:

RESOLUTION #15-026
OF THE BOARD OF COMMISSIONERS OF CARBON COUNTY
URGING THE ENACTMENT OF
THE COAL REFUSE ENERGY AND RECLAMATION TAX CREDIT

A RESOLUTION OF THE COUNTY OF CARBON, COMMONWEALTH OF PENNSYLVANIA, URGING THE GOVERNOR AND GENERAL ASSEMBLY TO ENACT SENATE BILL 368 AND HOUSE BILL 1370, WHICH WOULD PROVIDE MUCH NEEDED SUPPORT FOR THE COMMONWEALTH'S COAL REFUSE POWER PLANTS, INCLUDING THOSE PLANTS LOCATED IN CARBON COUNTY, WHICH EFFECTIVELY REMOVE, REMEDIATE AND RECLAIM COAL REFUSE PILES LOCATED IN CARBON COUNTY AND IN OTHER COUNTIES. THIS INDUSTRY, WHICH IS LOCATED IN THE COAL REGIONS OF PENNSYLVANIA, PROVIDES ENVIRONMENTAL, SAFETY AND HEALTH BENEFITS TO MANY LOCALITIES IN PENNSYLVANIA INCLUDING THOSE LOCATED DOWNSTREAM FROM THESE SOURCES OF ACID MINE DRAINAGE POLLUTION.

BE IT RESOLVED, AND IT IS HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CARBON, COMMONWEALTH OF PENNSYLVANIA:

SECTION 1. THAT PENNSYLVANIA'S ENVIRONMENT AND ECONOMY SUFFER FROM THE ADVERSE EFFECTS OF COAL REFUSE PILES. IN PENNSYLVANIA, MORE THAN 5,000 ABANDONED, UN-RECLAIMED MINING AREAS, INCLUDING COAL REFUSE PILES, COVER APPROXIMATELY 184,000 ACRES. AS NOTED IN THE DEPARTMENT OF ENVIRONMENTAL PROTECTIONS' CITIZENS ADVISORY COUNCIL'S TRANSITION REPORT, PENNSYLVANIA FACES A DOCUMENTED COST TO RECOVER THESE ABANDONED MINE LANDS OF \$16.1 BILLION. ACROSS BOTH THE ANTHRACITE AND BITUMINOUS COAL REGIONS, COAL REFUSE PILES ARE SOURCES OF ACID MINE DRAINAGE, BEARING ACIDS, SEDIMENT AND METALS-LADEN RUNOFF THAT POLLUTE OUR STREAMS AND GROUND WATER, AS WELL BEING RECURRENT SOURCES OF FIRES THAT POLLUTE OUR AIR. CARBON COUNTY RANKS AMONG THE COUNTIES IN THE COMMONWEALTH MOST ADVERSELY AFFECTED BY THIS BLIGHT.

SECTION 2. THAT PENNSYLVANIA'S COAL REFUSE POWER PLANTS ARE AN ENVIRONMENTALLY IMPORTANT BUT FINANCIALLY THREATENED PENNSYLVANIA INDUSTRY. BY USING COAL REFUSE TO GENERATE ELECTRICITY, THESE PLANTS PROVIDE POWER WHICH IS SOLD IN THE COMPETITIVE WHOLESALE ELECTRIC MARKET AND IN THE PROCESS HAVE REMOVED AND REMEDIATED HUNDREDS OF MILLIONS OF TONS OF COAL REFUSE, AND HAVE REMEDIATED AND RECLAIMED, AND RESTORED TO PRODUCTIVE USES, THOUSANDS OF ACRES OF ENVIRONMENTALLY DAMAGED LAND.

SECTION 3. THAT IN ADDITION TO CLEANING UP AND ELIMINATING LAND, AIR AND WATER POLLUTION, PENNSYLVANIA'S COAL REFUSE PLANTS ALSO REDUCE THE FINANCIAL BURDEN TO THE COMMONWEALTH OF PENNSYLVANIA, AND ITS TOWNS AND COUNTIES WHERE THE COAL REFUSE PILES ARE LOCATED, TO PROTECT THE HEALTH AND SAFETY OF THEIR CITIZENS, ESPECIALLY WITH RESPECT TO LOCAL COAL REFUSE PILE FIRES AND WATER POLLUTION.

SECTION 4. THAT THE COAL REFUSE-TO-ELECTRICITY INDUSTRY IN THE COMMONWEALTH EMPLOYS ALMOST ONE THOUSAND WORKERS IN DIRECT JOBS AND PROVIDES FOR THOUSANDS MORE JOBS IN RELATED INDUSTRIES, CREATING MILLIONS OF DOLLARS IN DIRECT AND INDIRECT ECONOMIC BENEFITS TO THE COMMONWEALTH ON AN ANNUAL BASIS; AND, FURTHER, THAT ONE OF THESE FACILITIES, PANTHER CREEK ENERGY, IS LOCATED WITHIN CARBON COUNTY AND IS A CRITICAL PARTICIPANT IN THE ECONOMIC AND ENVIRONMENTAL HEALTH OF CARBON COUNTY AND ITS CITIZENRY, EMPLOYING DIRECTLY 50 PERSONS AND INDIRECTLY APPROXIMATELY 150 PERSONS, PROVIDING OVER \$2 MILLION ANNUALLY TO THE LOCAL COMMUNITY, \$25 MILLION ANNUALLY TO CARBON AND SURROUNDING COUNTIES FOR EMPLOYMENT AND PRODUCTION OF ENERGY, THE REMOVAL AND USE OF APPROXIMATELY 650,000 TONS OF COAL REFUSE ANNUALLY FOR A TOTAL OF 14.95 MILLION TONS TO DATE, REMOVING AND TREATING 3.8 BILLION GALLONS OF ACID MINE DRAINAGE FOR USE AT THE FACILITY AND PROVIDING A TOTAL OF 9 MILLION TONS OF BENEFICIAL USE ASH FOR THE REMEDIATION AND RECLAMATION OF MORE THAN 250 ACRES OF LAND TO DATE.

SECTION 5. THAT IT IS RECOGNIZED THAT THE SPECIALIZED TECHNOLOGY EMPLOYED BY THESE FACILITIES TO BURN COAL REFUSE IS DISTINCT FROM THE TECHNOLOGY USED IN A TRADITIONAL COAL FUELED POWER PLANT AND THAT THE TRANSPORTATION DISTANCES REQUIRED TO REMOVE COAL REFUSE TO BE USED AS FUEL, AND THE DISTANCES REQUIRED TO RETURN THE ASH FOR BENEFICIAL USE IN REMEDIATION AND RECLAMATION OF THE AFFECTED LAND, ARE ONLY INCREASING AS THESE FACILITIES

CONTINUE THEIR RECORD OF ENVIRONMENT SUCCESS, RESULTING IN CONSIDERABLE ADDITIONAL OPERATING EXPENSES; AND THAT INCREASING FUEL AND ASH TRANSPORTATION COSTS, COMBINED WITH LOW ELECTRICITY PRICES IN THE COMPETITIVE WHOLESALE ELECTRIC MARKET, CHALLENGE THESE PLANTS' ABILITY TO REMAIN OPEN.

SECTION 6. THAT PENNSYLVANIA HAS THE OPPORTUNITY TO ASSIST A JOB-CREATING, ENVIRONMENTALLY BENEFICIAL INDUSTRY THAT IS LOCATED IN THE COMMONWEALTH. THE COMMISSIONERS OF THE COUNTY OF CARBON URGE THE GOVERNOR AND THE GENERAL ASSEMBLY TO ADOPT SB 368 AND HB 1370.

RESOLVED THIS 10TH DAY OF SEPTEMBER, 2015

CARBON COUNTY BOARD OF COMMISSIONERS

/S/ WAYNE E. NOTHSTEIN, CHAIRMAN
/S/ TOM J. GERHARD, VICE-CHAIRMAN
/S/ WILLIAM J. O'GUREK, MEMBER

ATTEST:

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

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 SEPTEMBER 10, 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 65459 THROUGH 65528 AND DIRECT DEPOSIT CHECK NUMBERS 5092372 THROUGH 5092703 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$312,522.75 (PAYROLL DATED SEPTEMBER 4, 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 117626 THROUGH 117829 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$	47,228.83
RENTAL PROPERTY FUND	\$	1,557.03
9-1-1 FUND	\$	12,030.44
COUNTY PARKING FUND	\$	3,364.80
LIQUID FUELS TAX FUND	\$	8,292.14
AREA AGENCY ON AGING FUND	\$	44,648.47
CHILDREN & YOUTH FUND	\$	105,549.78
HUMAN SERVICE AGENCY FUND	\$	88.00
DOMESTIC RELATIONS 4D FUND	\$	3,649.96
WORKFORCE INVESTMENT ACT FUND	\$	254.20
PARKS & RECREATION FUND	\$	8,993.99
HAZ-MAT RESPONSE FUND	\$	62.52
HUMAN SERVICE DEVELOPMENT FUND	\$	809.40
CENTRALIZED BOOKING FUND	\$	54.17
VICTIM/WITNESS FUND	\$	85.40
AFFORDABLE HOUSING FUND	\$	17.29
CDBG FUND	\$	8.01
PAYROLL FUND	\$	42,360.59
TAX CLAIM FUND	\$	<u>314,221.09</u>
TOTAL:	\$	593,276.11

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 PENTELEDATA, PALMERTON TELEPHONE COMPANY, THE TIMES NEWS 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 SEPTEMBER 4, 2015 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF SEPTEMBER 4, 2015:

GENERAL FUND CHECKING ACCOUNT	\$	1,418.97
PAYROLL CHECKING ACCOUNT	\$	157,709.43
GENERAL FUND SP NOW	\$	13,294,769.54
OPERATING RESERVE	\$	930,842.26
RENTAL PROPERTY	\$	238,835.25

SOLID WASTE FUND	\$	63,347.51
9-1-1 FUND	\$	388,473.86
PARKING FUND	\$	1,073,785.48
ACT 78 FUND	\$	69,670.39
ACT 56 FUND	\$	752,656.26
LIQUID FUELS	\$	404,745.92
AREA AGENCY ON AGING	\$	96,701.00
CHILDREN & YOUTH	\$	638,503.33
HUMAN SERVICES AGENCY	\$	25,509.62
DOMESTIC RELATIONS	\$	83,906.27
WORKFORCE INVESTMENT ACT	\$	10,298.33
PARKS & RECREATION FUND	\$	205,637.51
CARBON TRANSPORTATION	\$	109.23
HAZMAT FUND	\$	132,429.14
OFFENDER SUPERVISION	\$	493,197.57
ADULT ELECTRONIC MONITORING	\$	165,378.86
FARMLAND PRESERVATION	\$	96,444.55
HUMAN SERVICES DEVELOPMENT	\$	816.39
HOMELESS GRANT	\$	1.35
CENTRALIZED BOOKING	\$	70,990.24
VICTIM WITNESS	\$	15,552.26
RECORDER OF DEEDS	\$	27,455.96
RECORDS IMPROVEMENTS	\$	9,308.31
JUVENILE SUPERVISION FEE	\$	18,697.45
COMMUNITY SERVICE FEE	\$	14,744.21
PROTHONOTARY AUTOMATION	\$	22,327.58
AFFORDABLE HOUSING	\$	288,436.24
CLERK OF COURTS	\$	2,272.52
REGISTER OF WILLS	\$	13,260.65
JUVENILE ELECTRONIC MONITORING	\$	4,539.14
VITAL STATISTICS	\$	43,598.44
SUBSTANCE ABUSE EDUCATION FUND	\$	61,120.43
LIQUID FUELS/ACT 44 FUND	\$	122,531.69
ACT 13 BRIDGE IMPROVEMENT FUND	\$	252,866.54
VICTIMS SERVICE FUND	\$	31,467.21
HOTEL EXCISE TAX FUND	\$	43,459.29
CDBG FUND	\$	48.59
DEBT SERVICE	\$	2,010,082.97
CAPITAL PROJECTS	\$	317,296.54
FRINGE BENEFITS	\$	497,254.25
TAX CLAIM	\$	405,413.27

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PERSONNEL REPORT:

COURT APPOINTMENT:

ROBERT L. EBBERT, LEHIGHTON, PA – TIPSTAFF, COURT ADMINISTRATION – EFFECTIVE SEPTEMBER 14, 2015.

SEMINAR/TRAINING REQUESTS:

AREA AGENCY ON AGING

ANNE HORRIGAN

NUTRITION SERVICES PROGRAM WEBINAR

PALMERTON, PA

SUSAN ZEIGLER
DEENA FITAL
APPRISE MONTHLY WEBINAR
PALMERTON, PA

DEENA FITAL
2015 APPRISE REGIONAL UPDATES
WILKES-BARRE, PA
COST: MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

COOPERATIVE EXTENSION

GEORGIA FARROW
DIANE SNISCAK
2015 POCONO DISTRICT STAFF RETREAT
STROUDSBURG, PA

CARBON COUNTY WORKFORCE TRAINING

JULIE WALKER
EARN PERFORMANCE TRAINING
SCRANTON, PA

COURT SEMINAR/TRAINING ACKNOWLEDGEMENT:

ADULT PROBATION

RON KOKINDA
JILLIAN MCGINLEY
DEREK GEORGE
KIM COOPER
MATT KIMMEL
TOBY BUTZ
CLIFF ECKHART
JOE BETTINE
FIREARM REQUALIFICATION
ST. CLAIR, PA
COST: MEALS

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED SEPTEMBER 10, 2015.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

THE AUGUST 2015 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY RECORDER OF DEEDS.

ADVERTISING REQUEST:

#15-304 BIDS/D&L CONNECTIVITY PROJECT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT FOR INVITATION TO BID FOR THE CARBON COUNTY DELAWARE & LEHIGH TRAIL CONNECTIVITY PROJECT CONSTRUCTION SERVICES.

BOARD POLLED: O'GUREK ABSTAIN
 GERHARD YES
 NOTHSTEIN YES

BID AWARDS/POSTPONEMENT:

#15-305 CDBG PROJECTS:

A REQUEST WAS RECEIVED FROM THE OFFICE OF PLANNING AND DEVELOPMENT TO POSTPONE ACTION REGARDING THE BIDS RECEIVED FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECTS FOR JIM THORPE BOROUGH AND PACKER TOWNSHIP FOR ONE WEEK.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO POSTPONE ACTION ON THE CDBG BIDS UNTIL SEPTEMBER 17, 2015.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

CCCT/LANTA:

#15-306 MATP PROGRAM/AGREEMENT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE FY 2015-2016 MEDICAL ASSISTANCE TRANSPORTATION PROGRAM (MATP) GRANT AGREEMENT AND ASSURANCE OF COMPLIANCE, WITH A TENTATIVE ALLOCATION FOR FY 2015-2016 OF \$1,160,478.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

CHILDREN & YOUTH:

#15-307 AGREEMENTS/2015-16:

FY 2015-16 PURCHASE OF SERVICE AGREEMENTS WERE SUBMITTED FOR THE FOLLOWING PROVIDERS:

RENAISSANCE PSYCHOLOGICAL & COUNSELING CORPORATION, INC. FRACKVILLE, PA

PROVIDER: RENAISSANCE PSYCHOLOGICAL & COUNSELING CORPORATION, INC.

	<u>FY 15-16</u>
DIAGNOSTIC EVALUATION-PER HOUR	\$175.00/PER DIEM
INDIVIDUAL INTERVENTION SERVICES-PER HOUR	\$95.00/PER DIEM
FAMILY SERVICES -PER HOUR	\$95.00/PER DIEM
COLLATERAL FAMILY SERVICES-PER HOUR	\$95.00/PER DIEM
GROUP INTERVENTIONS* (PER INDIVIDUAL)-PER HOUR	\$30.00/PER DIEM
PROFESSIONAL CONSULTATION (HOSP, PRISON,PROFESSIONAL)-PER HOUR	\$120.00/PER DIEM
COURT TESTIMONY-PER HOUR	\$120.00/PER DIEM
*GROUP THERAPY REQUIRES A MINIMUM OF FOUR CONSUMERS & ARE TWO HOURS I N DURATION	
ALL FEE ARE PER HOUR	

VALLIERE & COUNSELING ASSOCIATES, FOGELSVILLE, PA

PROVIDER: VALLIERE & COUNSELING ASSOCIATES

	<u>FY 15-16</u>
INDIVIDUAL THERAPY-HOURLY-DOCTORAL/MASTER'S	\$92.00/PER DIEM
INDIVIDUAL THERAPY-HOURLY-FORENSIC COUNSELOR	

(BACHELOR'S/MASTER'S)	\$85.00/PER DIEM
GROUP THERAPY	\$25.50/PER DIEM
EXPERT TESTIMONY/COURT TIME-HOURLY-DOCTOR	\$155.00/PER DIEM
EXPERT TESTIMONY/COURT TIME-HOURLY-COUNSELOR	\$105.00/PER DIEM
CANCELLATION FEE-EXPERT TESTIMONY/COURT TIME-24HR	\$155.00/PER DIEM
CANCELLATION FEE-EXPERT TESTIMONY/COURT TIME-24 HR	\$105.00/PER DIEM
PSYCHOLOGICAL EVAL (UP TO 6 HOURS)	\$950.00/PER DIEM
PSYCHOLOGICAL EVAL (OVER 6 HOURS)-HOURLY	\$100.00/PER DIEM
POLYGRAPH EXAM & REPORT-SPECIFIC INCIDENT	\$325.00/PER DIEM
POLYGRAPH EXAM & REPORT-SEXUAL HISTORY	\$450.00/PER DIEM
POLYGRAPH EXAM & REPORT-MAINTENANCE/MONITORING	\$275.00/PER DIEM
SEX OFFENDER EVALUATION & REPORT	\$950.00/PER DIEM
COUPLES/MARITAL/FAMILY COUNSELING	\$95.00/PER DIEM
VIOLENT OFFENDER EVAL & REPORT	\$950.00/PER DIEM
PSYCHOSEXUAL EVAL & REPORT	\$650.00/PER DIEM
PSYCHOSEXUAL/NON OFFENDER EVAL & REPORT	\$650.00/PER DIEM
ABLE (SEXUAL AROUSAL TESTING) & REPORT	\$0.00/PER DIEM
REPORT/SUMMARY WRITING/REVIEW OF RECORDS-HOURLY	\$75.00/PER DIEM
NO SHOW FEE-THERAPY	50% OF RATE
NO SHOW FEE-POLYGRAPH	50% OF RATE
NO SHOW FEE-PSYCHOLOGICAL EVALUATION	\$150.00/PER DIEM
CONSULTATION/TREATMENT PLANNING-PER HOUR	\$75.00/PER DIEM

*-NOT USING THIS YEAR PER RATE SHEET.

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

EMERGENCY MANAGEMENT:

#15-308 LEPC/APPOINTMENT:

A COMMUNICATION WAS RECEIVED FROM THE EMERGENCY MANAGEMENT AGENCY REGARDING APPOINTMENT OF JOSEPH GUARDIANI, REPRESENTATIVE OF BLUE MOUNTAIN HEALTH SYSTEM, TO SERVE ON THE LOCAL EMERGENCY PLANNING COMMITTEE.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE APPOINTMENT OF JOSEPH GUARDIANI.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

LIQUID FUELS:

#15-309 BRIDGE #16/WORK ORDER:

CONSTRUCTION:

A WORK ORDER AND ADJUSTMENT TO THE CONTRACT WITH FABCOR, INCORPORATED FOR REPLACEMENT OF CARBON COUNTY BRIDGE #16, KOCH ROAD, T-447, TOWAMENSING TOWNSHIP WERE SUBMITTED AS FOLLOWS:

WORK ORDER #4	TRAFFIC PROTECTION	\$ 2,538.02
ADJUSTMENT #2	CONSTRUCTION TRAILER	\$ 9,943.45

ORIGINAL CONTRACT: \$1,350,550.92; NEW CONTRACT: \$1,366,658.11.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY APPROVAL OF WORK ORDER #4 AND ADJUSTMENT #2 TO THE AGREEMENT WITH FABCOR.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

RAILROAD STATION:

#15-310 LSA PROJECT/KEYSTONE ENGINEERING:

A PROPOSAL, IN THE AMOUNT OF \$25,500.00, WAS SUBMITTED BY KEYSTONE ENGINEERING GROUP, MALVERN, PENNSYLVANIA, FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION MANAGEMENT RELATIVE TO THE RAILROAD STATION PROJECT CONSISTING OF THE UPGRADE OF ELECTRICAL AND FIRE ALARM SYSTEMS AT THE RAILROAD STATION.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PROPOSAL FROM KEYSTONE ENGINEERING GROUP AS SUBMITTED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

REGISTER OF WILLS:

#15-311 PROPOSAL/INFOCON:

A COMMUNICATION WAS RECEIVED FROM THE PURCHASING DEPARTMENT REQUESTING THE BOARD ACCEPT A PROPOSAL FROM INFOCON CORPORATION, EBENSBURG, PENNSYLVANIA, TO SCAN THE REGISTER OF WILLS INDEX BOOKS DATED 1843 TO 1985 AT A COST OF FIFTY CENTS/PAGE FOR AN ESTIMATED TOTAL COST OF \$5,500.00. THE PROJECT IS TO BE COMPLETED WITHIN NINETY DAYS OF RECEIPT OF THE COUNTY PURCHASE ORDER, AND IS TO BE FUNDED THROUGH THE REGISTER OF WILLS AUTOMATION FUND.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PROPOSAL FROM INFOCON CORPORATION AS SUBMITTED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

SOLICITOR'S REPORT:

#15-312 PROCLAMATION:

CHILD PASSENGER SAFETY WEEK

NATIONAL SEAT CHECK SATURDAY:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING PROCLAMATION:

PROCLAMATION #2015-06

2015 CHILD PASSENGER SAFETY WEEK/NATIONAL SEAT CHECK SATURDAY

WHEREAS, DESPITE ONGOING EFFORTS TO BETTER PROTECT CHILD PASSENGERS IN CARS, MOTOR VEHICLE CRASHES ARE THE LEADING CAUSE OF DEATH FOR CHILDREN FROM 1 TO 13 YEARS OLD; AND

WHEREAS, RIDING UNRESTRAINED IS THE GREATEST RISK FACTOR FOR DEATH AND INJURY AMONG CHILD OCCUPANTS OF MOTOR VEHICLES. STATISTICS SHOW AN AVERAGE OF 2 CHILDREN AGE 13 AND

YOUNGER WERE KILLED AND 345 WERE INJURED DAILY IN 2013 IN MOTOR VEHICLE TRAFFIC CRASHES AS OCCUPANTS OF PASSENGER VEHICLES; AND

WHEREAS, ALL 50 STATES, THE DISTRICT OF COLUMBIA, AND U.S. TERRITORIES REQUIRE THE USE OF CAR SEATS FOR CHILDREN TRAVELING IN MOTOR VEHICLES. CAR SEAT LAWS ARE ENACTED BECAUSE THEY SAVE LIVES AND PREVENT INJURIES. IN 2013, 637 CHILDREN UNDER THE AGE OF 13 COULD HAVE LIVED IF ALL OF THESE CHILDREN HAD BEEN BUCKLED. TWEENS ARE AT RISK TOO: AMONG 13 YEAR OLD PASSENGER VEHICLE OCCUPANTS WHO DIED IN CRASHES BETWEEN 2009 AND 2013, ALMOST HALF WERE NOT WEARING THEIR SEAT BELTS; AND

WHEREAS, CHILD SAFETY SEATS AND SAFETY BELTS, WHEN INSTALLED AND USED CORRECTLY, CAN PREVENT INJURIES AND SAVE LIVES, REDUCING THE RISK OF DEATH BY AS MUCH AS 71 PERCENT FOR CHILDREN YOUNGER THAN 1 AND BY 54 PERCENT FOR CHILDREN 1 TO 4 YEARS OLD; AND

WHEREAS, DURING CHILD PASSENGER SAFETY WEEK 2015, MANY ORGANIZATIONS WILL BE HOLDING HUNDREDS OF VEHICLE SAFETY EVENTS FOR FAMILIES DURING THE MONTH OF SEPTEMBER, INCLUDING EVENTS ON SEPTEMBER 17TH FOR THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION'S NATIONAL SEAT CHECK SATURDAY; AND

WHEREAS, KID ZONE OF BLUE MOUNTAIN HEALTH SYSTEM WILL BE COMMUNICATING THE IMPORTANCE OF INCREASING PROPER RESTRAINT PRACTICES FOR CHILDREN, SUCH AS KEEPING KIDS UNDER AGE 2 REAR-FACING IN THEIR CHILD SAFETY SEATS; INCREASING TOP TETHER USE FOR CHILDREN WHO WEIGH 40-48 POUNDS IN FORWARD-FACING CAR SEATS; AND ENSURING OLDER KIDS STAY IN BOOSTER SEATS UNTIL THEY ARE SEAT BELT READY (4'9", BETWEEN AGES 8-12); AND

WHEREAS, KID ZONE OF BLUE MOUNTAIN HEALTH SYSTEM HAS PLANNED A CAR SEAT INSPECTION FOR CHILD PASSENGER SAFETY WEEK 2015'S NATIONAL SEAT CHECK SATURDAY IN AN EFFORT TO EDUCATE FAMILIES ABOUT THE IMPORTANCE OF PROPERLY RESTRAINING THEIR CHILDREN ON EACH AND EVERY RIDE. THE CHECK WILL BE HELD ON THURSDAY, SEPTEMBER 17TH FROM 10:00 AM TO 4:00 PM AT THE WMGH RADIO STATION IN LANSFORD.

NOW, THEREFORE, THE CARBON COUNTY BOARD OF COMMISSIONERS, DO HEREBY PROCLAIM SEPTEMBER 13-19, 2015 AS **CHILD PASSENGER SAFETY WEEK** IN CARBON COUNTY AND CALL UPON ALL THE RESIDENTS OF THIS COUNTY TO JOIN WITH THEM IN SUPPORTING THE EFFORTS AND ACTIVITIES OF KID ZONE OF BLUE MOUNTAIN HEALTH SYSTEM TO PREVENT MOTOR VEHICLE-RELATED INJURIES AND DEATHS TO OUR CHILDREN.

SIGNED THIS 10TH DAY OF SEPTEMBER, 2015.

COUNTY OF CARBON BOARD OF COMMISSIONERS

- /S/ WAYNE E. NOTHSTEIN, CHAIRMAN
- /S/ TOM J. GERHARD, VICE-CHAIRMAN
- /S/ WILLIAM J. O'GUREK, MEMBER

ATTEST:

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

RESOLUTION:

#15-313 EAGLE SCOUT/BEHAN:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING RESOLUTION HONORING DECLAN ERIC BEHAN, BOY SCOUT TROOP 555, JIM THORPE, PA.

RESOLUTION #15-027

EAGLE SCOUT/DECLAN ERIC BEHAN

WHEREAS, DECLAN ERIC BEHAN OF JIM THORPE HAS SUCCEEDED IN ACHIEVING SCOUTING'S HIGHEST

HONOR, THE RANK OF EAGLE SCOUT; AND

WHEREAS, DECLAN ERIC BEHAN IS A MEMBER OF BOY SCOUT TROOP 555 IN JIM THORPE, PENNSYLVANIA AND HAS BEEN A BOY SCOUT FOR 6 YEARS. DECLAN HAS EARNED 48 MERIT BADGES, INCLUDING WILDERNESS SURVIVAL, SPACE EXPLORATION AND KAYAKING; AND HAS SERVED AS DEN CHIEF, SCRIBE, AND TROOP GUIDE; AND

WHEREAS, DECLAN ERIC BEHAN'S EAGLE SCOUT PROJECT CONSISTED OF INSTALLING A PLAYGROUND AT BAER MEMORIAL POOL IN LEHIGHTON, PA. DECLAN INSTALLED A 30' X 30' FRAMED FOOTPRINT WHICH WAS FILLED IN WITH PLAYGROUND MULCH. IT TOOK APPROXIMATELY 300 MAN HOURS TO COMPLETE THIS PROJECT; AND

WHEREAS, DECLAN ERIC BEHAN HAS DEVELOPED THE NECESSARY SKILLS AND DETERMINATION TO ACHIEVE AN HONOR HE WILL VALUE FOR A LIFETIME; AND

WHEREAS, DECLAN ERIC BEHAN IS AN INSPIRATION TO YOUNG MEN THROUGH HIS DEDICATION AND LEADERSHIP; AND

WHEREAS, THE BOARD OF COMMISSIONERS OF CARBON COUNTY WISHES TO ACKNOWLEDGE THE ACCOMPLISHMENT OF DECLAN ERIC BEHAN

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS OF CARBON COUNTY HEREBY RECOGNIZES THE ACHIEVEMENT OF DECLAN ERIC BEHAN AND COMMENDS AND CONGRATULATES HIM IN ATTAINING THE RANK OF EAGLE SCOUT.

ADOPTED BY THE CARBON COUNTY BOARD OF COMMISSIONERS THIS 10TH DAY OF SEPTEMBER, 2015.

CARBON COUNTY BOARD OF COMMISSIONERS

- /S/ WAYNE E. NOTHSTEIN, CHAIRMAN
- /S/ TOM J. GERHARD, VICE-CHAIRMAN
- /S/ WILLIAM J. O'GUREK, MEMBER

ATTEST:

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:57 A.M.

COLLEEN KLEIN,
ASSISTANT CHIEF CLERK

WAYNE E. NOTHSTEIN, CHAIRMAN