

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.

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

MOMENT OF SILENCE:

A MOMENT OF SILENCE WAS OBSERVED.

PRAYER:

COMMISSIONER O'GUREK 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 4, 2016.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS (CONCERNING COUNTY BUSINESS):

SUE ANN LEWINE,
MAHONING TOWNSHIP

RE: PROTEST TO BE HELD FEBRUARY 12TH AT VARIOUS
LOCATIONS INCLUDING THE COURT HOUSE ANNEX
REGARDING PENN EAST PIPELINE

ROY CHRISTMAN,
TOWAMENSING TOWNSHIP

RE: MEETING WITH PENN EAST; EASEMENT
AGREEMENT LANGUAGE

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 FOR 2015 AND 2016 AS LISTED ON TRANSMITTALS DATED FEBRUARY 11, 2016.

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 65983 THROUGH 66021 AND DIRECT DEPOSIT CHECK NUMBERS 5096046 THROUGH 5096368 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$299,938.87 (PAYROLL DATED FEBRUARY 5, 2016).

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 120822 THROUGH 121013 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 56,608.26
RENTAL PROPERTY FUND	\$ 387.96
9-1-1 FUND	\$ 861.25
COUNTY PARKING FUND	\$ 72.47
AREA AGENCY ON AGING FUND	\$ 39,579.47
CHILDREN & YOUTH FUND	\$ 53,158.33
DOMESTIC RELATIONS 4D FUND	\$ 8,982.54
WORKFORCE INVESTMENT ACT FUND	\$ 197.47
PARKS & RECREATION FUND	\$ 1,399.19
9-1-1 FUND	\$ 927.55
HAZ-MAT RESPONSE FUND	\$ 1,085.67
VICTIM/WITNESS FUND	\$ 113.04
AFFORDABLE HOUSING FUND	\$ 8.18
CDBG FUND	\$ 7.78
CAPITAL PROJECTS FUND	\$ 15,047.00
PAYROLL FUND	\$ 42,607.32
TAX CLAIM FUND	\$ 127,932.34
TOTAL:	\$ 348,975.82

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, AND THE PALMERTON TELEPHONE COMPANY, HE ABSTAINED.

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT
DATED FEBRUARY 5, 2016 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF FEBRUARY 5, 2016:

GENERAL FUND CHECKING ACCOUNT	\$	148.57
PAYROLL CHECKING ACCOUNT	\$	142,435.49
GENERAL FUND SP NOW	\$	8,687,111.57
OPERATING RESERVE	\$	932,207.96
RENTAL PROPERTY	\$	209,912.61
PARKING FUND	\$	1,152,741.58
LIQUID FUELS	\$	440,540.32
AREA AGENCY ON AGING	\$	211,929.29
CHILDREN & YOUTH	\$	938,539.39
HUMAN SERVICES AGENCY	\$	15,265.98
DOMESTIC RELATIONS	\$	54,293.77
WORKFORCE INVESTMENT ACT	\$	11,745.77
PARKS & RECREATION FUND	\$	105,446.93
CARBON TRANSPORTATION	\$	4.33
911 FUND	\$	960,850.77
HAZMAT FUND	\$	113,631.38
OFFENDER SUPERVISION	\$	545,173.81
ADULT ELECTRONIC MONITORING	\$	173,828.46
FARMLAND PRESERVATION	\$	96,585.56
HUMAN SERVICES DEVELOPMENT	\$	12,367.83
HOMELESS GRANT	\$	273.96
CENTRALIZED BOOKING	\$	64,708.75
VICTIM WITNESS	\$	11,058.65
RECORDER OF DEEDS	\$	28,229.77
RECORDS IMPROVEMENTS	\$	26,487.13
JUVENILE SUPERVISION FEE	\$	23,316.33
COMMUNITY SERVICE FEE	\$	14,925.17
PROTHONOTARY AUTOMATION	\$	26,919.09
AFFORDABLE HOUSING	\$	316,663.17
CLERK OF COURTS	\$	4,236.06
REGISTER OF WILLS	\$	9,309.97
JUVENILE ELECTRONIC MONITORING	\$	4,616.03
VITAL STATISTICS	\$	43,662.40
SUBSTANCE ABUSE EDUCATION FUND	\$	80,757.11
LIQUID FUELS/ACT 44 FUND	\$	179,509.84
ACT 13 BRIDGE IMPROVEMENT FUND	\$	253,237.53
VICTIMS SERVICE FUND	\$	39,212.94
HOTEL EXCISE TAX FUND	\$	188,116.06
CDBG FUND	\$	41.59
DEBT SERVICE	\$	1,733,216.65
CAPITAL PROJECTS	\$	267,060.22
FRINGE BENEFITS	\$	1,003,921.54
TAX CLAIM	\$	320,569.39

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PERSONNEL REPORT:

SHERIFF APPOINTMENT:

JOSEPH J. DUNNER, HAZLETON, PA – PART-TIME SECURITY OFFICER – EFFECTIVE FEBRUARY 16, 2016.

SEMINAR/TRAINING REQUESTS:

AREA AGENCY ON AGING

SUSAN ZEIGLER

MARY ANN MARZEN

2016 OMBUDSMAN CONFERENCE

HARRISBURG, PA

COST: LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

CONNIE LYNN

RECOGNIZING AND REMEDYING ELDER FINANCIAL ABUSE IN MEDICAID DENIALS WEBINAR

PALMERTON, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED FEBRUARY 11, 2016.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

THE JANUARY 2016 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY RECORDER OF DEEDS.

ADVERTISING REQUEST:

#16-044 BIDS/CDBG PROJECT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF INVITATION TO BID FOR THE FOLLOWING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT:
EAST SIDE BOROUGH: STREET IMPROVEMENTS/WASHINGTON STREET
CONSTRUCTION OF SWALE (FY 2013)

BOARD POLLED:	O'GUREK	ABSTAIN
	GERHARD	YES
	NOTHSTEIN	YES

COURTS:

#16-045 GRANT APPLICATION:

SENIOR JUDGE REIMBURSEMENT:

A COMMUNICATION WAS RECEIVED FROM THE COURT ADMINISTRATOR ENCLOSING THE PA RULE OF JUDICIAL ADMINISTRATION 701 (A) AND ACT 37 OF 2007 SENIOR JUDGE CHAMBERS & SUPPORT STAFF APPLICATION FOR SENIOR JUDGE REIMBURSABLE COSTS INCURRED WHILE ON ASSIGNMENT IN CALENDAR YEAR 2015 TOTALING \$2,008.00.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE EXECUTION AND SUBMISSION OF THE GRANT APPLICATION.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

JUVENILE COURT:

#16-046 GRANT IN AID:

THE FY 2015-16 JUVENILE PROBATION SERVICES GRANT-IN-AID APPLICATION AND AWARD NOTIFICATION/INVOICE UNDER THE 2012-2017 AGREEMENT FOR JUVENILE PROBATION/SPECIALIZED PROBATION SERVICES FOR REIMBURSEMENT IN THE AMOUNT OF \$69,300 WAS SUBMITTED FOR APPROVAL.

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SHERIFF'S OFFICE:

#16-047 RESCIND/UNIFORM BOOT POLICY:

A COMMUNICATION WAS RECEIVED FROM SHERIFF ANTHONY HARVILLA ADVISING THAT THE "UNIFORM POLICY ON BOOTS, SHERIFFS MANUAL SECTION 53", ACKNOWLEDGED AT THE OCTOBER 9, 2014 COMMISSIONERS' MEETING, IS HEREBY RESCINDED.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACKNOWLEDGE THAT THE "UNIFORM POLICY ON BOOTS, SHERIFFS MANUAL SECTION 53" IS HEREBY RESCINDED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SOLICITOR'S REPORT:

PEST CONTROL:

#16-048 SEITZ/RENEWAL:

A RECOMMENDATION WAS RECEIVED FROM THE PURCHASING DEPARTMENT TO RENEW THE AGREEMENT WITH SEITZ BROTHERS EXTERMINATING, INCORPORATED, TAMAQUA, PENNSYLVANIA, FOR PEST CONTROL SERVICES AT VARIOUS COUNTY LOCATIONS FOR AN ADDITIONAL YEAR AS PROVIDED ON ORIGINAL CONTRACT DATED 2/28/13.

THE TERM OF THE RENEWAL SHALL BE MARCH 1, 2016 TO FEBRUARY 28, 2017 WITH THE COST REMAINING AT \$3,719.00/YEAR.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE RENEWAL.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

RIGHT OF WAY:

#16-049 BLUE RIDGE:

THE SOLICITOR PRESENTED A RIGHT OF WAY AGREEMENT WITH BLUE RIDGE CABLE TECHNOLOGIES, INCORPORATED FOR THE PURPOSE OF RUNNING OVERHEAD FIBER TO THE MAUCH CHUNK TRUST COMPANY BRANCH OFFICE LOCATED AT THE RAILROAD STATION.

THE SERVICE IS BEING REPLACED BY FIBER AND WILL FOLLOW THE SAME PATH AS WHAT IS CURRENTLY BEING UTILIZED.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE RIGHT OF WAY AGREEMENT WITH BLUE RIDGE CABLE TECHNOLOGIES, INCORPORATED.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

COMMISSIONERS' REPORTS:

COMMISSIONER GERHARD REPORTED THAT HE RECEIVED A COMPLAINT FROM CARLA BENCKERT OF ALBRIGHTSVILLE ABOUT EXCESSIVE GARBAGE ALONG ROUTE 534. HE SAID THAT AFTER SPEAKING TO TOM CONNORS, DIRECTOR OF THE ANIMAL SHELTER, HE IS LOOKING INTO THE POSSIBILITY OF HAVING PEOPLE SENTENCED TO COMMUNITY SERVICE COMPLETE THEIR HOURS BY VOLUNTEERING TO CLEAN UP THE LITTER.

THERE WAS A BRIEF DISCUSSION WITH THE COURT ADMINISTRATOR REGARDING THE MATTER.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:46 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN