

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENE
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, CHIEF CLERK/COUNTY
ADMINISTRATOR AHNER, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

THE COUNTY CONTROLLER, COUNTY TREASURER, AND ASSISTANT COURT ADMINISTRATOR HAMM
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 FEBRUARY 11, 2016.

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS (CONCERNING COUNTY BUSINESS):

ROY CHRISTMAN,
TOWAMENSING TOWNSHIP

RE: PUBLICLY APOLOGIZED FOR EXCESSIVE NOISE
AT DEMONSTRATION HELD FEBRUARY 12TH
OUTSIDE THE ANNEX BUILDING

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

OPENING OF BIDS:

#16-050 ELECTION FORMS/BALLOTS:

THE FOLLOWING BID WAS RECEIVED FOR THE PRINTING OF 2016 ELECTION FORMS & BALLOTS:

RELiance GRAPHICS, INCORPORATED	BID:	\$ 25,000.00
202 WEST VIRGINIA AVENUE	BOND:	\$ 2,500.00 - CHECK
WEST CHESTER, PA		

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BID AND REFER IT TO THE ELECTIONS 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 2015 AND 2016 AS LISTED ON TRANSMITTALS DATED FEBRUARY 18, 2016.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 121014 THROUGH 121123 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 81,993.19
RENTAL PROPERTY FUND	\$ 1,081.03
9-1-1 FUND	\$ 366.65
COUNTY PARKING FUND	\$ 1,581.73
LIQUID FUELS TAX FUND	\$ 113.56
AREA AGENCY ON AGING FUND	\$ 2,720.61
CHILDREN & YOUTH FUND	\$ 12,895.99
DOMESTIC RELATIONS 4D FUND	\$ 6,457.16
PARKS & RECREATION FUND	\$ 585.73
9-1-1 FUND	\$ 32,333.24
VICTIM/WITNESS FUND	\$ 176.49
CDBG FUND	\$ 80,168.28
CAPITAL PROJECTS FUND	\$ 13,851.75
FRINGE BENEFIT PAYMENT FUND	\$ 424,075.41
TAX CLAIM FUND	\$ 126.85
TOTAL:	\$ 658,527.67

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

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT

DATED FEBRUARY 12, 2016 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF FEBRUARY 12, 2016:

GENERAL FUND CHECKING ACCOUNT	\$	148.57
PAYROLL CHECKING ACCOUNT	\$	18,089.20
GENERAL FUND SP NOW	\$	8,924,467.77
OPERATING RESERVE	\$	932,207.96
RENTAL PROPERTY	\$	216,120.54
PARKING FUND	\$	1,153,917.51
LIQUID FUELS	\$	440,540.32
AREA AGENCY ON AGING	\$	172,349.82
CHILDREN & YOUTH	\$	885,822.90
HUMAN SERVICES AGENCY	\$	15,265.98
DOMESTIC RELATIONS	\$	45,311.23
WORKFORCE INVESTMENT ACT	\$	11,548.30
PARKS & RECREATION FUND	\$	106,999.75
CARBON TRANSPORTATION	\$	4.33
911 FUND	\$	1,333,744.39
HAZMAT FUND	\$	112,545.71
OFFENDER SUPERVISION	\$	555,040.81
ADULT ELECTRONIC MONITORING	\$	175,859.16
FARMLAND PRESERVATION	\$	96,585.56
HUMAN SERVICES DEVELOPMENT	\$	12,367.83
HOMELESS GRANT	\$	273.96
CENTRALIZED BOOKING	\$	68,301.74
VICTIM WITNESS	\$	10,945.61
RECORDER OF DEEDS	\$	30,161.77
RECORDS IMPROVEMENTS	\$	27,775.13
JUVENILE SUPERVISION FEE	\$	24,474.83
COMMUNITY SERVICE FEE	\$	14,960.76
PROTHONOTARY AUTOMATION	\$	26,919.09
AFFORDABLE HOUSING	\$	321,377.59
CLERK OF COURTS	\$	4,534.69
REGISTER OF WILLS	\$	9,309.97
JUVENILE ELECTRONIC MONITORING	\$	4,616.03
VITAL STATISTICS	\$	43,662.40
SUBSTANCE ABUSE EDUCATION FUND	\$	83,759.61
LIQUID FUELS/ACT 44 FUND	\$	179,509.84
ACT 13 BRIDGE IMPROVEMENT FUND	\$	253,237.53
VICTIMS SERVICE FUND	\$	40,483.68
HOTEL EXCISE TAX FUND	\$	189,480.11
CDBG FUND	\$	80,170.29
DEBT SERVICE	\$	1,733,832.94
CAPITAL PROJECTS	\$	252,013.22
FRINGE BENEFITS	\$	1,003,921.54
TAX CLAIM	\$	301,627.95

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

PERSONNEL REPORT:

RESIGNATIONS:

JANE S. HOWER, PALMERTON, PA – CHIEF REAL ESTATE CLERK, SHERIFF'S OFFICE – EFFECTIVE FEBRUARY 17, 2016.

JESUS A. MORALES, JIM THORPE, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE FEBRUARY 8, 2016.

CHANGES OF STATUS:

MARY ANN C. MARZEN, JIM THORPE, PA

FROM: AGING CARE MANAGER II, AREA AGENCY ON AGING
TO: AGING CARE MANAGER SUPERVISOR II, AREA AGENCY ON AGING
EFFECTIVE: FEBRUARY 29, 2016

CHRISTIAN J. ARCHER, LEHIGHTON, PA

FROM: PART-TIME CORRECTIONS OFFICER, CORRECTIONS
TO: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS
EFFECTIVE: FEBRUARY 29, 2016

CHRISTOPHER J. WICKKISER, NESQUEHONING, PA

FROM: PART-TIME CORRECTIONS OFFICER, CORRECTIONS
TO: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS
EFFECTIVE: FEBRUARY 29, 2016

WILLIAM S. SPENCER, KUNKLETOWN, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS
TO: CORRECTIONS OFFICER, CORRECTIONS
EFFECTIVE: FEBRUARY 29, 2016

RACHEL N. WITISZIN, BARNESVILLE, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS
TO: CORRECTIONS OFFICER, CORRECTIONS
EFFECTIVE: FEBRUARY 29, 2016

CLERK OF COURTS APPOINTMENT:

IRENE K. THOMAS, JIM THORPE, PA – FIRST DEPUTY, CLERK OF COURTS – EFFECTIVE FEBRUARY 22, 2016.

SEMINAR/TRAINING REQUESTS:

CHILDREN & YOUTH SERVICES

SALLIANNE S. NEWTON
SPRING LEADERSHIP ROUNDTABLE MEETING
DANVILLE, PA

CHILDREN & YOUTH SERVICES

ALYSSA DENARDO
KEVIN DOLL
KELSEY MCELVAR
CATHERINE NONNEMACHER
AMY CHICKILLY
KEVIN KANE
CHRIS MCLAUGHLIN
LORI ROTH
MINIMAL FACTS INTERVIEW TRAINING
TANNERSVILLE, PA
COST: MEALS, MILEAGE (IF COUNTY VEHICLE UNAVAILABLE)

CORRECTIONS

TIMOTHY FRITZ

HUMAN SERVICES PRIORITY BREAKFAST

JIM THORPE, PA

TIMOTHY FRITZ

TAC OFFICER TRAINING

JESSUP, PA

COST: MEALS

COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:

JUVENILE COURT

JAMES DODSON

TAC OFFICER TRAINING

JESSUP, PA

COST: MEALS

JOSEPH GRECO

FIRST AID/CPR/AED INSTRUCTOR/INSTRUCTOR TRAINER UPDATE

JIM THORPE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED FEBRUARY 18, 2016.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

MINUTES RECEIVED: JANUARY 19, 2016 MEETING OF THE CARBON COUNTY PLANNING COMMISSION;
JANUARY 25, 2016 MEETING OF THE CARBON COUNTY ENVIRONMENTAL EDUCATION CENTER ADVISORY
BOARD MEETING.

A REVISED COPY OF THE 2015 REPORT OF RECEIPTS AND DISBURSEMENTS WAS RECEIVED FROM CARBON
COUNTY DISTRICT COURT 56-3-01, JIM THORPE, PENNSYLVANIA.

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

- JIM THORPE BOROUGH (ENTECH ENGINEERING)
 - PUBLIC WATER SUPPLY (PWS) PERMIT AMENDMENT
 - PROPOSED INSTALLATION OF 2 PAX WATER MIXING SYSTEMS
- PPL ELECTRIC UTILITIES, INCORPORATED (JIM CLAUSER)
 - GENERAL PERMIT – 5 UTILITY LINE CROSSING APPLICATION
 - BIG BOULDER 12KV LINE RELOCATION PROJECT, KIDDER TOWNSHIP

CORRESPONDENCE WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE
INFORMING OF THE FOLLOWING:

- FY 2015-2016 PRIMARY ALLOCATION FOR THE CARBON-MONROE-PIKE DRUG & ALCOHOL
PROGRAM SHALL BE \$582,577
- HUMAN SERVICES DEVELOPMENT FUND (HSDF) FY 2015-2016 ALLOCATION FOR CARBON COUNTY IS
\$50,000

AGENCY ON AGING:

#16-051 CHARITABLE REGISTRATION:

A COMMUNICATION WAS RECEIVED FROM THE CARBON COUNTY AREA AGENCY ON AGING ENCLOSING CHARITABLE ORGANIZATION REGISTRATION STATEMENT – FORM BCO-10 TO BE SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF STATE FOR FISCAL YEAR ENDING JUNE 30, 2015 WHICH IS REQUIRED 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

SOLICITOR'S REPORT:

COUNCIL OF GOVERNMENTS:

#16-052 RESOLUTION:

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO ADOPT THE FOLLOWING RESOLUTION NAMING A REPRESENTATIVE AND AN ALTERNATE REPRESENTATIVE FOR THE COUNTY OF CARBON IN THE CARBON COUNTY COUNCIL OF GOVERNMENTS:

RESOLUTION #16-004

MEMBERSHIP IN THE CARBON COUNTY COUNCIL OF GOVERNMENTS

THE COUNTY OF CARBON, MEETING IN A DULY AUTHORIZED SESSION ON THE 18TH DAY OF FEBRUARY, 2016, HEREBY RESOLVES AS FOLLOWS:

THE COUNTY OF CARBON SHALL BECOME AN ACTIVE MEMBER OF THE CARBON COUNTY COUNCIL OF GOVERNMENTS, AN INFORMAL, VOLUNTARY ASSOCIATION OF LOCAL GOVERNMENT UNITS, JOINED TOGETHER TO IMPROVE COOPERATION, COORDINATION, AND PLANNING.

THE REPRESENTATIVE OF THE COUNTY OF CARBON TO THE CARBON COUNTY COUNCIL OF GOVERNMENTS SHALL BE TOM J. GERHARD WHO SHALL BE THE VOTING REPRESENTATIVE OF THE COUNTY OF CARBON.

THE ALTERNATE REPRESENTATIVE FOR THE COUNTY OF CARBON SHALL BE WILLIAM J. O’GUREK, WHO IS AUTHORIZED TO DISCHARGE THE DUTIES OF THE PRIMARY REPRESENTATIVE IN THE ABSENCE OF THE FORMER.

ENACTED AND ORDAINED INTO A RESOLUTION, BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CARBON, PENNSYLVANIA, THIS 18TH DAY OF FEBRUARY, 2016.

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

PARKS/AGREEMENT:

#16-053 JOSIAH WHITE/RAILROAD STATION:

A SPECIAL ACTIVITIES AGREEMENT FOR AN EVENT AT JOSIAH WHITE PARK (RAILROAD STATION) WAS SUBMITTED FOR THE FOLLOWING:

DELAWARE & LEHIGH NATIONAL HERITAGE CORRIDOR, INC.
VOLUNTEER RECRUITMENT EVENT, MARCH 5, 2016

*POCONO MOUNTAINS VISITORS BUREAU APPROVED D&L TO BE INSIDE RAILROAD STATION

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PARKS/SEWAGE REMOVAL:

#16-054 ALLSTATE SEPTIC:

A RECOMMENDATION WAS RECEIVED FROM THE PURCHASING DEPARTMENT TO EXECUTE A NEW AGREEMENT WITH ALLSTATE SEPTIC SYSTEMS LLP, BANGOR, PENNSYLVANIA, FOR SEWAGE COLLECTION AND DISPOSAL SERVICE AT THE CARBON COUNTY ENVIRONMENTAL EDUCATION CENTER AND BOAT LAUNCH B, MAUCH CHUNK LAKE PARK.

THE TERM SHALL COMMENCE MARCH 1, 2016 AND TERMINATE FEBRUARY 28, 2017. THE COST SHALL REMAIN THE SAME AT 13 CENTS/GALLON FOR MONDAY THROUGH FRIDAY SERVICE; HOWEVER, THE COST FOR WEEKEND/HOLIDAY SERVICE WILL INCREASE FROM 13 CENTS/GALLON PLUS \$75 FEE TO 17.5 CENTS/GALLON.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO EXECUTE A NEW AGREEMENT WITH ALLSTATE SEPTIC SYSTEMS

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PEST CONTROL:

#16-055 CORRECTION/NEW AGREEMENT:

SEITZ BROTHERS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RESCIND ACTION TAKEN AT THE FEBRUARY 11, 2016 MEETING TO RENEW AN AGREEMENT WITH SEITZ BROTHERS EXTERMINATING, INCORPORATED, TAMAQUA, PENNSYLVANIA, FOR AN ADDITIONAL YEAR AS PROVIDED ON CONTRACT DATED 2/28/13. (AGENDA #16-048)

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE A RECOMMENDATION FROM THE PURCHASING DEPARTMENT TO EXECUTE A NEW AGREEMENT WITH SEITZ BROTHERS EXTERMINATING, INCORPORATED, TAMAQUA, PENNSYLVANIA, FOR PEST CONTROL SERVICES AT VARIOUS COUNTY LOCATIONS.

COMMENCING 3/01/16 AND TERMINATING ON 2/28/17 AT AN ANNUAL COST OF \$3,719.00 (SAME PRICE AS CURRENT CONTRACT).

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

VENDING SERVICES:

#16-056 TERMINATION/GENERAL VENDING:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE COUNTY SOLICITOR TO NOTIFY GENERAL VENDING COMPANY OF LATTIMER MINES, PENNSYLVANIA, OF THE TERMINATION OF THEIR AGREEMENT WITH THE COUNTY FOR VENDING SERVICES EFFECTIVE TEN (10) DAYS AFTER PROVIDING WRITTEN NOTICE.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

#16-057 LETTER OF INTENT/CANTEEN VENDING:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE SUBMISSION OF A LETTER OF INTENT TO CANTEEN VENDING TO PROVIDE VENDING SERVICES FOR VARIOUS COUNTY LOCATIONS PENDING THE APPROVAL AND EXECUTION OF A FORMAL CONTRACT WITH THE COUNTY BASED ON 15% COMMISSION, AND TO BE OPERATIONAL WITHIN THIRTY (30) DAYS OF EXECUTION OF SAID AGREEMENT.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COMMISSIONERS' REPORTS:

COMMISSIONER O'GUREK REFERENCED CORRESPONDENCE HE RECEIVED FROM THE OFFICE OF PLANNING AND DEVELOPMENT REGARDING THE PERMIT APPLICATIONS SUBMITTED BY PENN EAST CORPORATION RELATIVE TO THE PROPOSED PIPELINE.

HE ADVISED THAT THE PLANNING DIRECTOR HAS COMPLETED A COMPREHENSIVE REVIEW OF THE APPLICATIONS AND HAS INDICATED THAT THE PROJECT IS NOT CONSISTENT WITH THE COMPREHENSIVE PLAN/GREENWAY PLAN. THERE IS INFORMATION LACKING, NO INFORMATION ATTACHED THAT SUPPORTS THE TOWNSHIPS APPROVAL AND THERE WERE NO SUBDIVISIONS SUBMITTED.

COMMISSIONER O'GUREK EXPRESSED CONCERN REGARDING THE REVIEW AND LACK OF INFORMATION STATING THAT THINGS SHOULD BE DONE IN ACCORDANCE WITH THE LAW.

COMMISSIONER NOTHSTEIN ALSO COMMENTED ON THE PIPELINE PERMIT APPLICATIONS, STATING THAT HIS FEAR IS THAT SINCE IT IS A FEDERAL PROJECT, WILL THEY HAVE TO ABIDE BY THE STATE COMPREHENSIVE PLAN.

COMMISSIONER GERHARD THANKED COMMISSIONER NOTHSTEIN FOR HIS INVOLVEMENT WITH THE CARBON COUNTY COUNCIL OF GOVERNMENTS.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:47 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN