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, COUNTY SHERIFF, AND THE ASSISTANT COURT ADMINISTRATOR WINN WERE ALSO PRESENT.

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

A MOMENT OF SILENCE WAS OBSERVED.

#### **PRAYER:**

COMMISSIONER GERHARD 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 AUGUST 18, 2015.

BOARD POLLED:

O'GUREK YES

GERHARD YES

NOTHSTEIN YES

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

GERRY STRUBINGER, JIM THORPE, PA RE: PACKERTON YARDS; MOVING RAIL LINE

# **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 AUGUST 25, 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 66878 THROUGH 66985 AND DIRECT DEPOSIT CHECK NUMBERS 5099047 THROUGH 5099387 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$340,466.75 (PAYROLL DATED AUGUST 19, 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 125049 THROUGH 125182 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 465,832.16
COUNTY PARKING FUND	\$ 8,711.36
LIQUID FUELS TAX FUND	\$ 263.55
AREA AGENCY ON AGING FUND	\$ 2,169.46
CHILDREN & YOUTH FUND	\$ 74,010.42
DOMESTIC RELATIONS 4D FUND	\$ 288.17
WORKFORCE INVESTMENT ACT FUND	\$ 800.00
PARKS & RECREATION FUND	\$ 332.00
9-1-1 FUND	\$ 1,641.20
HAZ-MAT RESPONSE FUND	\$ 29.97
HUMAN SERVICE DEVELOPMENT FUND	\$ 12,618.64
HOTEL ROOM EXCISE TAX FUND	\$ 154,585.76
CDBG FUND	\$ 57,304.92
CAPITAL PROJECTS FUND	\$ 13,299.25
PAYROLL FUND	\$ 48,310.88
TOTAL:	\$ 840,197.74

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 BLUE RIDGE COMMUNICATIONS, HE ABSTAINED.

# **TREASURER'S REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED AUGUST 19, 2016 REPORTING BALANCES AS FOLLOWS:

# **BALANCES AS OF AUGUST 19, 2016:**

GENERAL FUND CHECKING ACCOUNT	\$ 1,176.01	
PAYROLL CHECKING ACCOUNT	\$ 162,983.36	
GENERAL FUND SP NOW	\$ 16,040,602.98	
OPERATING RESERVE	\$ 933,831.59	
RENTAL PROPERTY	\$ 199,876.39	
PARKING FUND	\$ 669,368.14	
LIQUID FUELS	\$ 416,083.71	
AREA AGENCY ON AGING	\$ 246,927.53	
CHILDREN & YOUTH	\$ 1,335,595.46	
HUMAN SERVICES AGENCY	\$ 31,857.15	
DOMESTIC RELATIONS	\$ 142,834.79	
WORKFORCE INVESTMENT ACT	\$ 22,419.21	
PARKS & RECREATION FUND	\$ 224,318.59	
CARBON TRANSPORTATION	\$ 94,103.87	
911 FUND	\$ 1,048,382.31	
HAZMAT FUND	\$ 114,433.53	
OFFENDER SUPERVISION	\$ 457,636.52	
ADULT ELECTRONIC MONITORING	\$ 178,364.72	
FARMLAND PRESERVATION	\$ 98,352.18	
HUMAN SERVICES DEVELOPMENT	\$ 24,729.96	
HOMELESS GRANT	\$ 1.92	
CENTRALIZED BOOKING	\$ 77,518.61	
VICTIM WITNESS	\$ 6,349.12	
RECORDER OF DEEDS	\$ 30,200.21	
RECORDS IMPROVEMENTS	\$ 9,668.84	
JUVENILE SUPERVISION FEE	\$ 25,666.04	
COMMUNITY SERVICE FEE	\$ 12,603.37	
PROTHONOTARY AUTOMATION	\$ 34,290.71	
AFFORDABLE HOUSING	\$ 309,467.08	
CLERK OF COURTS	\$ 2,071.50	
REGISTER OF WILLS	\$ 11,322.55	
JUVENILE ELECTRONIC MONITORING	\$ 4,715.52	
VITAL STATISTICS	\$ 47,482.64	
SUBSTANCE ABUSE EDUCATION FUND	\$ 99,527.32	
LIQUID FUELS/ACT 44 FUND	\$ 206,116.14	
ACT 13 BRIDGE IMPROVEMENT FUND	\$ 337,639.07	
VICTIMS SERVICE FUND	\$ 47,809.90	
HOTEL EXCISE TAX FUND	\$ 184,952.78	
CDBG FUND	\$ 57,326.44	
DEBT SERVICE	\$ 2,030,845.64	
CAPITAL PROJECTS	\$ 919,764.44	
FRINGE BENEFITS	\$ 590,691.51	
TAX CLAIM	\$ 230,985.05	
	BOARD PC	N I

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# PERSONNEL REPORT:

# PRISON BOARD APPOINTMENTS:

**JOHN FM EVANS,** SUMMIT HILL, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE AUGUST 29, 2016.

**JUSTIN J. HALL,** WEATHERLY, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE AUGUST 29, 2016.

**AMBERLY M. KOSCHAK,** COALDALE, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE AUGUST 29, 2016.

**BRIAN E. NEWTON, SUMMIT HILL**, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE AUGUST 29, 2016.

**FERNANDO VARGAS,** HAZLETON, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE AUGUST 29, 2016.

#### **SEMINAR/TRAINING REQUESTS:**

#### **COMMUNICATIONS CENTER**

**RAY BOSSARD** 

TAC OFFICER TRAINING

JESSUP, PA

COST: MEALS

#### **CORRECTIONS**

**TIMOTHY FRITZ** 

**RYAN LONG** 

PENNSYLVANIA COUNTY CORRECTIONS ASSOCIATION FALL 2016 CONFERENCE

STATE COLLEGE, PA

**RYAN LONG** 

**ROBERTA KENNEDY** 

PRISON MEDICAL MANAGEMENT WORKSHOP

HARRISBURG, PA

# PLANNING AND DEVELOPMENT

DAVID J. BODNAR, JR.

2016 CDBG APPLICATION WEBINAR

JIM THORPE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED AUGUST 25, 2016.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# **CORRESPONDENCE:**

MINUTES RECEIVED: JULY 19, 2016 MEETING OF THE CARBON COUNTY SAFETY COMMITTEE.

THE BRIDGE CREW REPORTS FOR THE WEEK ENDING AUGUST 14, 2016 WERE RECEIVED FROM LIQUID FUELS COORDINATOR, EMILY KATTNER.

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

# **CHILDREN & YOUTH:**

# #16-309 **AGREEMENTS/2016-17:**

 $FY\ 2016-17\ PURCHASE\ OF\ SERVICE\ AGREEMENTS\ WERE\ SUBMITTED\ FOR\ THE\ FOLLOWING\ PROVIDERS:$ 

#### PROVIDER: AVANCO INTERNATIONAL, INC., FAIRFAX, VA

	<u>FY 16-17</u>
CAPS QUARTERLY FEE	\$5,896.33/PER QTR
RESEARCH ANALYST	\$54.50/PER HOUR
JUNIOR PROGRAMMER	\$65.40/PER HOUR
JUNIOR PROGRAMMER ANALYST	\$73.00/PER HOUR
PROGRAMMER ANALYST	\$76.20/PER HOUR
SENIOR PROGRAMMER ANALYST	\$78.70/PER HOUR
DEVELOPER	\$92.50/PER HOUR
SENIOR DEVELOPER	\$111.20/PER HOUR
PROJECT DIRECTOR	\$125.00/PER HOUR

#### PROVIDER: NORTHAMPTON COUNTY, EASTON, PA

**FY 16-17** 

DETENTION CENTER \$250.00/PER DIEM

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

#### #16-310 NEEDS BASED PLAN:

THE CARBON COUNTY CHILDREN AND YOUTH SERVICES NEEDS BASED PLAN AND BUDGET (NBB) FOR FISCAL YEAR 2017/2018 WAS PRESENTED AS FOLLOWS:

IN HOME SERVICES \$ 1,553,955

COMMUNITY \$ 915,836

RESIDENTIAL \$ 1,767,488

ADMINISTRATION \$ 149,630
\$ 4,396,048

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE NEEDS BASED PLAN AND BUDGET AS PRESENTED.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# **EMERGENCY MANAGEMENT:**

# #16-311 NE TASK FORCE/HOMELAND SECURITY GRANT:

THE FFY 2016 STATE HOMELAND SECURITY GRANT PROGRAM (SHSGP) AGREEMENT BETWEEN THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY (PEMA) AND NORTHEAST PENNSYLVANIA REGIONAL COUNTER TERRORISM TASK FORCE FOR U.S. DEPARTMENT OF HOMELAND SECURITY WAS SUBMITTED FOR BOARD ACTION.

THE TERM OF THE AGREEMENT IS SEPTEMBER 1, 2016 THROUGH AUGUST 31, 2019. THE AWARD FOR THE NORTHEAST PENNSYLVANIA REGIONAL TASK FORCE, WHICH IS COMPRISED OF THE FOLLOWING COUNTIES: CARBON, LACKAWANNA, LEHIGH, MONROE, NORTHAMPTON, PIKE, SUSQUEHANNA, AND WAYNE, SHALL BE \$1,039,348.00.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE FFY 2016 AGREEMENT.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

#### **LIQUID FUELS PROGRAM:**

#### **#16-312 BRIDGE #16 / CLOSE-OUT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY EXECUTION AND SUBMISSION OF THE CLOSE-OUT REPORT FOR BRIDGE #16 (REPLACEMENT PROJECT), TOWAMENSING TOWNSHIP (KOCH ROAD T-447), #93-13-000-02.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

#### #16-313 **BRIDGE** #16:

#### **REVISION/RESOLUTION:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE APPLICATION TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION REQUESTING REVISION #3 FOR PROJECT #93-13-000-02, BRIDGE #16 (KOCH ROAD T-447 OVER POHOPOCO CREEK) TOWAMENSING TOWNSHIP, REPLACEMENT (DESIGN & CONSTRUCTION) DECREASING THE ENCUMBRANCE AMOUNT OF \$5,000 TO -0-(PROJECT COMPLETED), AND ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION #16-028
BRIDGE #16/CLOSE-OUT
PROJECT #93-13-000-02
REV. #3

WHEREAS, THE UNDERSIGNED COUNTY DESIRES TO TAKE ADVANTAGE OF THE ACT APPROVED JUNE 1, 1945, P.L. 1242 AS APPROVED IN THE ACT APPROVED MAY 18, 1645, P.L. 803, PERMITTING COUNTIES OF THE COMMONWEALTH OF PENNSYLVANIA TO APPROPRIATE AND EXPEND MONIES FOR THE IMPROVEMENT AND MAINTENANCE OF STATE HIGHWAYS, STATE-AID HIGHWAYS OR ANY PUBLIC HIGHWAY OR BRIDGE IN ANY COUNTY OF THE COMMONWEALTH.

THEREFORE BE IT RESOLVED, THAT WE, THE OFFICIALS OF CARBON COUNTY, PENNSYLVANIA, IN REGULAR SESSION ASSEMBLED ON THIS DAY AUGUST 25, 2016, DO HEREBY MAKE APPLICATION TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR AN ENCUMBRANCE OF LIQUID FUELS TAX FUNDS FOR THE FOLLOWING:

**PROJECT DESCRIPTION:** BRIDGE # 16 OVER POHOPOCO CREEK IN TOWAMENSING TOWNSHIP. BRIDGE REPLACEMENT DESIGN AND CONSTRUCTION.

TOTAL ESTIMATED PROJECT COST: \$955,555.00 PROJECT PHASE: ENGINEERING, CONSTRUCTION

COUNTY % OF TOTAL PROJECT COST TO BE ENCUMBERED

% ENCUMBERED TO DATE: 0.00%
ORIGINAL ENCUMBRANCE: \$79,000.00
PRIOR ENCUMBRANCE: -\$74,000.00
INCREASE/DECREASE: -\$5,000.00

**TOTAL ENCUMBRANCE:** \$0.00

IT IS CERTIFIED BY THE COUNTY AND THE OFFICERS WHO EXECUTE THIS APPLICATION THAT ALL MATERIALS USED AND WORK DONE HEREUNDER SHALL CONFORM TO THE CURRENT PENNSYLVANIA DEPARTMENT OF TRANSPORTATION SPECIFICATIONS AND THAT ALL WORK WILL BE DONE WITHIN THE LEGAL RIGHT OF WAY OR WITH PERMISSION OF THE PROPERTY OWNERS.

**DULY ADOPTED ON: 8/25/2016** 

ATTEST: <u>COUNTY OFFICIALS</u>

/S/ ELOISE K. AHNER, COUNTY CLERK /S/ WAYNE E. NOTHSTEIN
PO BOX 129 /S/ TOM J. GERHARD
JIM THORPE, PA 18229 /S/ WILLIAM J. O'GUREK

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

#### #16-314 ROAD & BRIDGE PROJECT/CLOSE-OUT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY EXECUTION AND SUBMISSION OF THE CLOSE-OUT REPORT FOR MUNICIPAL ROAD AND BRIDGE DATA BASE PROJECT (GIS PROJECT), #02-13-000-01.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

# #16-315 ROAD & BRIDGE PROJECT:

## **REVISION/RESOLUTION:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE APPLICATION TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION REQUESTING REVISION #3 TO PROJECT #02-13-000-01, COUNTY WIDE SMALL GIS MODULE TO COLLECT AND RECORD DATA ON SMALL BRIDGES (BETWEEN 8' AND 20') AND INCORPORATE THE DATA INTO THE COUNTY WIDE GIS SYSTEM, DECREASING THE ENCUMBRANCE AMOUNT OF \$909.99 TO -0- (PROJECT COMPLETE), AND ADOPT THE FOLLOWING RESOLUTION:

# RESOLUTION #16-029 ROAD & BRIDGE PROJECT PROJECT #02-13-000-01 REV. #3

WHEREAS, THE UNDERSIGNED COUNTY DESIRES TO TAKE ADVANTAGE OF THE ACT APPROVED JUNE 1, 1945, P.L. 1242 AS APPROVED IN THE ACT APPROVED MAY 18, 1645, P.L. 803, PERMITTING COUNTIES OF THE COMMONWEALTH OF PENNSYLVANIA TO APPROPRIATE AND EXPEND MONIES FOR THE IMPROVEMENT AND MAINTENANCE OF STATE HIGHWAYS, STATE-AID HIGHWAYS OR ANY PUBLIC HIGHWAY OR BRIDGE IN ANY COUNTY OF THE COMMONWEALTH.

THEREFORE BE IT RESOLVED, THAT WE, THE OFFICIALS OF CARBON COUNTY, PENNSYLVANIA, IN REGULAR SESSION ASSEMBLED ON THIS DAY AUGUST 25, 2016, DO HEREBY MAKE APPLICATION TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR AN ENCUMBRANCE OF LIQUID FUELS TAX FUNDS FOR THE FOLLOWING:

**PROJECT DESCRIPTION:** BRIDGE # 16 OVER POHOPOCO CREEK IN TOWAMENSING TOWNSHIP. BRIDGE REPLACEMENT DESIGN AND CONSTRUCTION.

TOTAL ESTIMATED PROJECT COST: \$200,000.00

PROJECT PHASE: ENGINEERING, CONSTRUCTION

COUNTY % OF TOTAL PROJECT COST TO BE ENCUMBERED

**% ENCUMBERED TO DATE:** 0.00%

ORIGINAL ENCUMBRANCE: \$200,000.00
PRIOR ENCUMBRANCE: -\$199,090.01
INCREASE/DECREASE: -\$909.99

**TOTAL ENCUMBRANCE:** \$0.00

IT IS CERTIFIED BY THE COUNTY AND THE OFFICERS WHO EXECUTE THIS APPLICATION THAT ALL

MATERIALS USED AND WORK DONE HEREUNDER SHALL CONFORM TO THE CURRENT PENNSYLVANIA DEPARTMENT OF TRANSPORTATION SPECIFICATIONS AND THAT ALL WORK WILL BE DONE WITHIN THE LEGAL RIGHT OF WAY OR WITH PERMISSION OF THE PROPERTY OWNERS.

#### **DULY ADOPTED ON: 8/25/2016**

ATTEST:

/S/ ELOISE K. AHNER, COUNTY CLERK
/S/ WAYNE E. NOTHSTEIN
PO BOX 129
/S/ TOM J. GERHARD
JIM THORPE, PA 18229
/S/ WILLIAM J. O'GUREK

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

#### **LOSS PREVENTION:**

#### **#16-316 PCORP/GRANT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF TWO APPLICATIONS FOR PARTIAL USE OF THE 2016-2017 PENNSYLVANIA COUNTIES RISK POOL (PCORP) LOSS PREVENTION GRANT AS FOLLOWS:

#1 - \$3,175 - GLASS ENCLOSURE - COMMISSIONERS' OFFICE

#2 - \$5,545 – BALANCE OF NEW X-RAY MACHINE AND WALK THROUGH METAL DETECTOR FOR THE COURT HOUSE (\$21,000 WAS SECURED THROUGH AS AOPC GRANT)

BALANCE OF LOSS PREVENTION GRANT - \$6,280.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

# **PLANNING & DEVELOPMENT:**

**HOME PROGRAM:** 

# #16-317 CHANGE ORDERS:

CHANGE ORDERS WERE SUBMITTED FOR THE FOLLOWING CONTRACTS WITH THE SERVICE TEAM, LEHIGHTON, PENNSYLVANIA FOR THE HOME REHABILITATION PROGRAM:

#DT 22-98-137 GENERAL - DECREASE IN CONTRACT PRICE FROM \$26,480.00 TO \$12,080.00 (HOMEOWNER TO PAY THE DIFFERENCE OF \$80.00)

#JL 22-103-137 GENERAL - DECREASE IN CONTRACT PRICE FROM \$48,890.00 TO \$18,250.00 (HOMEOWNER TO PAY THE DIFFERENCE OF \$6,250.00)

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

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# **SERVICE AGREEMENTS:**

# #16-318 <u>LAZER MICR/COMMISSIONERS:</u>

THE ANNUAL SERVICE AGREEMENT WITH LAZER MICR, EASTON, PENNSYLVANIA, FOR THE CHECK SIGNER LOCATED IN THE COMMISSIONERS' OFFICE WAS SUBMITTED FOR APPROVAL AS FOLLOWS:

> 4/01/14 THROUGH 3/31/16 COST: \$810.00 (INCREASE OF \$10.00/YEAR)

4/01/16 THROUGH 3/31/17 COST: \$405.00 (NO INCREASE)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION AND PAYMENT OF THE SERVICE AGREEMENT WITH LAZER MICR.

> BOARD POLLED: O'GUREK YES

> > YES **GERHARD**

> > NOTHSTEIN YES

#### #16-319 <u>LAZER MICR/CONTROLLER:</u>

THE ANNUAL SERVICE AGREEMENT WITH LAZER MICR, EASTON, PENNSYLVANIA, FOR THE FORM SIGNER LOCATED IN THE CONTROLLER'S OFFICE WAS SUBMITTED FOR APPROVAL AS FOLLOWS:

> COST: \$1,040.00 (INCREASE OF \$25.00/YEAR) 5/22/14 THROUGH 5/21/16

COST: \$520.00 (NO INCREASE) 5/22/16 THROUGH 5/21/17

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION AND PAYMENT OF THE SERVICE AGREEMENT WITH LAZER MICR.

> BOARD POLLED: O'GUREK YES

> > GERHARD YES

NOTHSTEIN YES

# **SOLICITOR'S REPORT:**

# #16-320 BANNER REQUESTS:

BANNER PERMIT REQUESTS WERE SUBMITTED FOR THE FOLLOWING:

JIM THORPE AREA HIGH SCHOOL GUIDANCE, JIM THORPE, PA 2016 CARBON COUNTY COLLEGE & TECHNICAL EDUCATION NIGHT, **SEPTEMBER 21, 2016** 

BANNER REQUEST: 9/19/16 TO 9/22/16

WEATHERLY HILL CLIMB ASSOCIATION WEATHERLY HILL CLIMB, SEPTEMBER 17 & 18, 2016 BANNER REQUEST: 9/02/16 TO 9/19/16

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

> BOARD POLLED: O'GUREK YES

> > **GERHARD** YES

> > NOTHSTEIN YES

**PURCHASING:** 

911/COMMUNICATIONS:

**#16-321 RADIO MAINTENANCE:** 

A COMMUNICATION WAS RECEIVED FROM THE PURCHASING DEPARTMENT REQUESTING THE BOARD ACCEPT THE PROPOSAL FROM RADIO MAINTENANCE INCORPORATED, READING, PENNSYLVANIA FOR THE PURCHASE AND INSTALLATION OF AN EVENTIDE NEXLOG 840 VOICE LOGGING RECORDER AT THE CARBON COUNTY COMMUNICATIONS CENTER FOR A TOTAL COST OF \$46,900.00. EQUIPMENT WILL BE PURCHASED THROUGH THE PENNSYLVANIA COSTARS PURCHASING PROGRAM.

DUE TO PROJECT COST, PA PREVAILING WAGE RATES WILL BE APPLICABLE AND ARE INCLUDED IN THE \$6,000.00 INSTALLATION FEE.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PROPOSAL FROM RADIO MAINTENANCE INCORPORATED TOTALING \$46,900.00 AND AUTHORIZE EXECUTION OF DOCUMENTS.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

#### **TAX ASSESSMENT:**

# #16-322 <u>TAX REFUNDS:</u>

COMMUNICATIONS WERE RECEIVED FROM THE TAX ASSESSMENT BUREAU VERIFYING THAT THE FOLLOWING TAXPAYERS ARE DUE A REFUND OF COUNTY REAL ESTATE TAXES:

**MUNICIPALITY:** PALMERTON BOROUGH & LOWER TOWAMENSING TOWNSHIP

HORSEHEAD CORPORATION

4955 STEUBENVILLE PIKE

SUITE 405

PITTSBURGH, PA 15205

PROPERTY RECORD CARD #S: MULTIPLE PARCELS

**REASON:** AS PER COURT STIPULATION (REDUCTIONS & OVERPAYMENTS)

AS RESULT OF APPEAL.

<u>TAX YEARS:</u> 2014 AND 2015 <u>TOTAL REFUND DUE:</u> \$46,690.00

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE PAYMENT OF THE TAX REFUND AS LISTED.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

**MUNICIPALITY:** KIDDER TOWNSHIP

STABILIS SPLIT ROCK JV LLC P.O. BOX 5748 LAKE HARMONY, PA 18624

**CODE:** 8-20-10270; 8-21-12955; 8-21-13330

**PROPERTY RECORD CARD #S:** 61-20-A20.02; 33-21-A9,11.09A;

32-21-A2.01WB

**REASON:** AS PER COURT STIPULATION AS RESULT OF APPEAL. TOTAL ASSESSMENTS

REDUCED FROM 16,222,935 TO 5,433,840. REFUND BASED ON TOTAL

DIFFERENCE IN ASSESSMENT OF 10,789,095.

**TAX YEAR:** 2015

**TOTAL REFUND DUE:** \$110,588.23

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE PAYMENT OF THE TAX REFUND AS LISTED.

BOARD POLLED: O'GUREK YES

GERHARD YES NOTHSTEIN YES

**MUNICIPALITY: PALMERTON BOROUGH** 

PALMERTON BOROUGH 443 DELAWARE AVENUE PALMERTON, PA 18071

**CODE:** 17-47-10355

PROPERTY RECORD CARD #: 42A-47-E4

**REASON:** PRO-RATED AMOUNT OF TAX PAID AT SETTLEMENT. PROPERTY EXEMPT AS

OF THE DATE OF ACQUISITION, AUGUST 5, 2016.

**TAX YEAR:** 2016

**TOTAL REFUND DUE:** \$95.66

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE PAYMENT OF THE TAX REFUND AS LISTED.

BOARD POLLED: O'GUREK YES

GERHARD YES

NOTHSTEIN YES

# **COMMISSIONERS' REPORTS:**

COMMISSIONER O'GUREK REFERENCED THE TAX REFUNDS, NOTING THE FRUSTRATION IN THE BOARD'S VOTE ON GIVING REFUNDS DUE TO COURT APPEALS. HE STATED THAT HE IS SADDENED BY THE PROCESS OF THE APPEALING OF TAXES. IF ANYTHING, IT UNDERSCORES THE IMPORTANCE OF THE NEED TO CHANGE THE REAL ESTATE TAX BURDEN THAT MUNICIPALITIES AND SCHOOL DISTRICTS FACE ON A REGULAR BASIS.

SINCE 2006, CARBON COUNTY HAD 54 COURT APPEALS THAT REDUCED PROPERTY VALUE ASSESSMENTS BY 2.7 MILLION DOLLARS.

WHEN SPLIT ROCK OPENED THE WATERPARK IN 2007-08, PRESS RELEASES BRAGGED THAT IT WAS A 19 MILLION DOLLAR FACILITY; IT IS NOW REDUCED IN ASSESSMENT TO 2 MILLION (\$4 MILLION MARKET VALUE). HE STATED THAT IT'S A SAD SITUATION; IN THE FACE OF BUSINESS, COUNTIES ARE BEARING THE COST OF LESS REVENUE (DUE TO REDUCTIONS), WHEN PROPERTY OWNERS WHO MAKE AN ADDITION TO THEIR HOME TO IMPROVE IT AREN'T GETTING ANY REDUCTIONS OR REFUNDS.

# COMMISSIONER GERHARD REPORTED ON THE FOLLOWING:

- AGREED WITH COMMISSIONER O'GUREK
- A GRANT PRESENTATION CEREMONY HE ATTENDED ON AUGUST 24<sup>TH</sup> AT THE HOTEL BETHLEHEM WHERE TWENTY-FIVE (25) GRANTS WERE GIVEN INCLUDING \$2,000 GRANTS TO JIM THORPE, LEHIGHTON, LANSFORD, AND PALMERTON. THE GRANT WILL BE USED FOR THE BEAUTIFICATION GATEWAY PROJECT ACROSS FROM THE 76 BUILDING. HE THANKED MARLYN KISSNER FOR HER EFFORTS WITH THE CHAMBER LETTING THE MUNICIPALITIES KNOW THE MONEY WAS AVAILABLE.

COMMISSIONER NOTHSTEIN ELABORATED ON COMMISSIONER O'GUREK'S COMMENTS ON THE TAX ISSUE, STATING IT IS TIME TO GET SERIOUS ABOUT TAX REFORM.

CHIEF CLERK/COUNTY ADMINISTRATOR	
ELOISE K. AHNER,	WAYNE E. NOTHSTEIN, CHAIRMAN
THE MEETING OF THE BOARD OF COMMISSIO	ONERS ADJOURNED AT 10:54 A.M.
THERE BEING NO FURTHER BUSINESS TO CO	ME BEFORE THE BOARD,