

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 AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, SOLICITOR MISCAVIGE, AND SECRETARY III IDA STEELE.

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

COMMISSIONER GERHARD WAS ABSENT.

**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. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD OCTOBER 13, 2016.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**GUESTS (CONCERNING COUNTY BUSINESS):**

DAVE ZUCAL, SUMMIT HILL, PA

RE:PANTHER VALLEY PROPERTY TAXES

LINDA CHRISTMAN, PENN FOREST TOWNSHIP  
O/B/O SAVE CARBON COUNTY GROUP

RE:PENNEAST PIPELINE PROJECT UPDATE;  
MAILINGS BEING SENT OUT

**OPENING OF BIDS:**

**#16-387 PUBLIC SAFETY COMMUNICATIONS**

**SYSTEM MAINTENANCE:**

THE FOLLOWING BIDS WERE RECEIVED FOR PUBLIC SAFETY COMMUNICATIONS SYSTEM MAINTENANCE:

RF DESIGN AND INTEGRATION INCORPORATED	BID:	\$ 71,568.00 – YEAR 1
792 HAUNTED LANE		\$ 73,728.00 – YEAR 2
BENSALEM, PA		<u>\$ 76,248.00 – YEAR 3</u>

\$ 221,544.00  
 BOND:10% - CHECK

GREEN'S COMMUNICATIONS  
 210 WEST MARKET STREET  
 POTTSVILLE, PA

BID: \$ 79,839.96 – YEAR 1  
 \$ 82,839.96 – YEAR 2  
\$ 82,839.96 – YEAR 3  
 \$ 245,519.88  
 BOND:10% - CHECK

TUWAY COMMUNICATIONS  
 2115 CITY LANE ROAD  
 BETHLEHEM, PA

BID: \$ 116,478.00 – YEAR 1  
 \$ 122,418.00 – YEAR 2  
\$ 122,418.00 – YEAR 3  
 \$ 361,314.00  
 BOND:10%

RADIO MAINTENANCE INCORPORATED  
 1840 KUTZTOWN ROAD  
 READING, PA

BID: \$ 81,000.00 – YEAR 1  
 \$ 79,000.00 – YEAR 2  
\$ 77,000.00 – YEAR 3  
 \$ 237,000.00  
 BOND:10%

COMMISSIONER O'GUREK STATED THAT THE COMMISSIONERS HAVE HAD DISCUSSION WITH THE 911 DIRECTOR REGARDING WHETHER OR NOT TO EXERCISE THE RIGHT TO EXTEND THE EXISTING CONTRACT WITH OPTIONS THROUGH MAY OF 2018. THE COUNTY IS CURRENTLY PAYING \$119,718.00/YEAR, AND THE DIRECTOR FELT THE COUNTY COULD DO BETTER. AS A RESULT, THE COUNTY COULD POTENTIALLY REALIZE A SAVINGS OF OVER \$100,000 FOR THREE YEARS.

COMMISSIONER GERHARD THANKED GARY WILLIAMS, 911 DIRECTOR, FOR THE LEADERSHIP HE SHOWS.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TABLE THE BIDS AND REFER THEM TO THE 911 DIRECTOR, GARY WILLIAMS, FOR A RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES  
 NOTHSTEIN YES\*

\* COMMISSIONER NOTHSTEIN ADDED THAT HE APPRECIATES THE FOUR (4) BIDDERS TAKING THE TIME TO SUBMIT BIDS.

**EXECUTIVE SESSIONS:**

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

**DEPARTMENT REPORTS:**

**CHIEF CLERK/COUNTY ADMINISTRATOR:**

**BUDGET TRANSFERS:**

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED OCTOBER 20, 2016.

BOARD POLLED: O'GUREK YES  
 NOTHSTEIN YES

**SUPPLEMENTAL APPROPRIATIONS:**

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

**EXPENDITURE APPROVAL:**

**PAYROLL FUND CHECKING ACCOUNT:**

APPROVAL OF PAYROLL CHECK NUMBERS 67167 THROUGH 67211 AND DIRECT DEPOSIT CHECK NUMBERS 5100415 THROUGH 5100757 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$316,314.54 (PAYROLL DATED OCTOBER 14, 2016).

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO RATIFY PAYMENT OF THE PAYROLL CHECKS AS LISTED ABOVE.

BOARD POLLED: O'GUREK YES  
 NOTHSTEIN YES

**GENERAL FUND CLEARING ACCOUNT:**

APPROVAL OF CHECK NUMBERS 126061 THROUGH 126222 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 62,276.95
RENTAL PROPERTY FUND	\$ 2,190.17
COUNTY PARKING FUND	\$ 4,127.11
LIQUID FUELS TAX FUND	\$ 108.59
AREA AGENCY ON AGING FUND	\$ 17,276.46
CHILDREN & YOUTH FUND	\$ 56,691.49
HUMAN SERVICE AGENCY FUND	\$ 33.97
DOMESTIC RELATIONS 4D FUND	\$ 676.48
PARKS & RECREATION FUND	\$ 660.79
9-1-1 FUND	\$ 6,738.48
HAZ-MAT RESPONSE FUND	\$ 22.54
FARMLAND PRESERVATION FUND	\$ 2,917.00
HUMAN SERVICE DEVELOPMENT FUND	\$ 411.95
HOMELESS GRANT FUND	\$ 6,790.75
CENTRALIZED BOOKING FUND	\$ 20.40
VICTIM/WITNESS FUND	\$ 2,574.55
CDBG FUND	\$ 126.42
FRINGE BENEFIT PAYMENT FUND	\$ 1,044.36
PAYROLL FUND	\$ 43,591.06
TOTAL:	\$ 208,279.52

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE PAYMENT OF THE CHECK NUMBERS AS LISTED ABOVE.

BOARD POLLED: O'GUREK YES  
 NOTHSTEIN YES

**TREASURER'S REPORT:**

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO ACCEPT THE TREASURER'S REPORT DATED OCTOBER 14, 2016 REPORTING BALANCES AS FOLLOWS:

**BALANCES AS OF OCTOBER 14, 2016:**

GENERAL FUND CHECKING ACCOUNT	\$ 1,526.79
PAYROLL CHECKING ACCOUNT	\$ 136,136.87
GENERAL FUND SP NOW	\$ 13,991,484.96
OPERATING RESERVE	\$ 934,376.42
RENTAL PROPERTY	\$ 180,121.10
PARKING FUND	\$ 711,818.04
LIQUID FUELS	\$ 408,652.79
AREA AGENCY ON AGING	\$ 278,431.67
CHILDREN & YOUTH	\$ 1,218,206.16
HUMAN SERVICES AGENCY	\$ 10,662.80
DOMESTIC RELATIONS	\$ 103,644.86
WORKFORCE INVESTMENT ACT	\$ 12,424.90
PARKS & RECREATION FUND	\$ 180,291.57
CARBON TRANSPORTATION	\$ 120.18
9-1-1 FUND	\$ 1,254,691.23
HAZMAT FUND	\$ 114,193.99
OFFENDER SUPERVISION	\$ 469,587.05
ADULT ELECTRONIC MONITORING	\$ 179,106.96
FARMLAND PRESERVATION	\$ 101,546.23
HUMAN SERVICES DEVELOPMENT	\$ 25,012.89
HOMELESS GRANT	\$ 6,844.34
CENTRALIZED BOOKING	\$ 79,794.18
VICTIM WITNESS	\$ 2,733.11
RECORDER OF DEEDS	\$ 32,678.10
RECORDS IMPROVEMENTS	\$ 11,314.66
JUVENILE SUPERVISION FEE	\$ 27,444.64
COMMUNITY SERVICE FEE	\$ 12,637.21
PROTHONOTARY AUTOMATION	\$ 36,946.25
AFFORDABLE HOUSING	\$ 316,545.24
CLERK OF COURTS	\$ 2,486.72
REGISTER OF WILLS	\$ 12,164.28
JUVENILE ELECTRONIC MONITORING	\$ 4,735.13
VITAL STATISTICS	\$ 47,510.35
SUBSTANCE ABUSE EDUCATION FUND	\$ 103,398.73
LIQUID FUELS/ACT 44 FUND	\$ 206,236.39
ACT 13 BRIDGE IMPROVEMENT FUND	\$ 337,822.40
VICTIMS SERVICE FUND	\$ 49,473.21
HOTEL EXCISE TAX FUND	\$ 45,450.31
CDBG FUND	\$ 179.74
DEBT SERVICE	\$ 2,051,774.54
CAPITAL PROJECTS	\$ 884,180.82
FRINGE BENEFITS	\$ 591,533.35
TAX CLAIM	\$ 208,195.03

BOARD POLLED: O'GUREK YES  
 NOTHSTEIN YES

**PERSONNEL REPORT:****RESIGNATIONS:**

**JOHN FM EVANS**, SUMMIT HILL, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE OCTOBER 9, 2016.

**JOSEPH W. GURKA**, SUMMIT HILL, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE OCTOBER 9, 2016.

**JUSTIN J. HALL**, WEATHERLY, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE OCTOBER 7, 2016.

**ASHLEY J. LEICKEL**, PALMERTON, PA – PART-TIME DISPATCHER, COMMUNICATIONS CENTER – EFFECTIVE OCTOBER 19, 2016.

**COURT APPOINTMENT:**

**ERIC J. YUKNEK**, PALMERTON, PA – PROBATION OFFICER I, ADULT PROBATION – EFFECTIVE OCTOBER 31, 2016.

**CHANGES OF STATUS:**

**COLBY S. CHEW**, LANSFORD, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS  
TO: CORRECTIONS OFFICER, CORRECTIONS  
EFFECTIVE: OCTOBER 24, 2016

**ALEXANDER W. BONNER**, ALLENTOWN, PA

FROM: PART-TIME CORRECTIONS OFFICER, CORRECTIONS  
TO: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS  
EFFECTIVE: OCTOBER 24, 2016

**O'NEIL O. CHAMBERS**, ALBRIGHTSVILLE, PA

FROM: PART-TIME CORRECTIONS OFFICER, CORRECTIONS  
TO: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS  
EFFECTIVE: OCTOBER 24, 2016

**SEMINAR/TRAINING REQUESTS:**

**AREA AGENCY ON AGING**

**SUSAN ZEIGLER**

PROTECTIVE SERVICES ENRICHMENT TRAINING 2016-17

GRANTVILLE, PA

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

**SUSAN ZEIGLER**

**ANNE HORRIGAN**

**CINDY BIZARRE**

HEALTH & WELLNESS EVIDENCE-BASED SAMS ENHANCEMENT WEBINAR

PALMERTON, PA

**CHILDREN & YOUTH SERVICES**

**MARIANNE GRABARITS**

**KELSEY MCELVAR**

**KEVIN KANE**

WORKER SAFETY TRAINING

WILKES-BARRE, PA

COST: MILEAGE

**COURT SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:**

**ADULT PROBATION**

**CLIFFORD ECKHART**

PREPARED AND QUALIFIED

WILKES-BARRE, PA

COST: MEALS

**CLIFFORD ECKHART**

MEDIA AND VIOLENCE AND THE EFFECTS ON SOCIETY  
KING OF PRUSSIA, PA  
COST: MEALS

**JOSEPH BETTINE**

**CLIFFORD ECKHART**

CRITICAL INCIDENT/REPORT WRITING  
MILFORD, PA  
COST: MEALS

**DEREK GEORGE**

**JOSEPH BERKE**

**KIM COOPER**

**JILLIAN MCGINLEY**

UNDERSTANDING DRUG AND ALCOHOL RELAPSE TRAINING  
HARRISBURG, PA  
COST: MEALS

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO ACCEPT THE PERSONNEL REPORT DATED OCTOBER 20, 2016.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**CORRESPONDENCE:**

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

**D&L TRAIL CONNECTIVITY PROJECT:**

**CONSTRUCTION SERVICES:**

**SEMMEL EXCAVATING:**

CHANGE ORDERS TO THE AGREEMENT WITH SEMMEL EXCAVATING, INCORPORATED, ALLENTOWN, PENNSYLVANIA, FOR THE CARBON COUNTY DELAWARE & LEHIGH (D&L) TRAIL CONNECTIVITY PROJECT CONSTRUCTION SERVICES PROJECT, WERE SUBMITTED AS FOLLOWS:

**#16-388 CHANGE ORDER #1:** - EXTENDING THE TERM FROM OCTOBER 15 TO OCTOBER 31, 2016

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF CHANGE ORDER #1 TO THE AGREEMENT WITH SEMMEL EXCAVATING.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**#16-389 CHANGE ORDER #2:** - INCREASING THE CONTRACT PRICE \$2,448 FROM \$385,279 TO \$387,727

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF CHANGE ORDER #2 TO THE AGREEMENT WITH SEMMEL EXCAVATING.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**#16-390 WILSON CONSULTING/ADDENDUM:**

ADDENDUM TO THE AGREEMENT WITH WILSON CONSULTING GROUP PC OF MECHANICSBURG, PENNSYLVANIA, FOR DESIGN AND INSPECTION SERVICES RELATIVE TO THE DELAWARE & LEHIGH (D&L) TRAIL CONNECTIVITY PROJECT WAS SUBMITTED FOR BOARD ACTION.

THE ADDENDUM INCREASES THE ORIGINAL CONTRACT AMOUNT BY \$18,933.22 FOR A NEW CONTRACT TOTAL OF \$47,043.22. (ORIGINAL CONTRACT - \$28,110.00).

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF ADDENDUM TO THE AGREEMENT WITH WILSON CONSULTING GROUP PC.

COMMISSIONER O'GUREK COMMENTED ON THE PROCESS, EXPRESSING CONCERNS IN AWARDING A CONTRACT FOR \$28,110.00 AND THEN HAVING AN ADDENDUM FOR MORE THAN 50%, PROFESSIONAL SERVICES OR NOT.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

THERE WAS SOME DISCUSSION ON THE MATTER, WITH THE CONTROLLER ALSO COMMENTING.

**IN-LIEU-OF-TAXES:**

**#16-391 BETHLEHEM AUTHORITY:**

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE THE DISTRIBUTION OF THE \$20,357.59 CHECK FROM THE CITY OF BETHLEHEM TO SCHOOL DISTRICTS AND TOWNSHIPS REPRESENTING PAYMENT IN-LIEU-OF-TAXES FOR 2016 ON PROPERTY OWNED BY THE BETHLEHEM WATER AUTHORITY AS FOLLOWS:

JIM THORPE AREA SCHOOL DISTRICT	\$ 8,528.30
PALMERTON AREA SCHOOL DISTRICT	\$ 5,046.86
PENN FOREST TOWNSHIP	\$ 355.34
TOWAMENSING TOWNSHIP	\$ 304.29
LOWER TOWAMENSING TOWNSHIP	\$ 4.70
COUNTY OF CARBON	\$ 6,118.10

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**PLANNING & DEVELOPMENT:**

**#16-392 CDBG/LIMITED ENGLISH PROFICIENCY PLAN:**

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO ADOPT AND AUTHORIZE EXECUTION OF THE FOUR FACTOR ANALYSIS AND LIMITED ENGLISH PROFICIENCY PLAN AS REQUIRED FOR THE FY2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**#16-393 CDBG/MODIFICATION:**

A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM MODIFICATION FOR MAHONING TOWNSHIP (FY2015) WAS SUBMITTED AS FOLLOWS:

- DELETE: \$68,943.00 - STREET IMPROVEMENTS CENTER ROAD  
(MAHONING STREET TO MAPLE DRIVE)
- ADD: \$68,943.00 - STREET IMPROVEMENTS  
REX ROAD BRIDGE RECONSTRUCTION (FY2014)

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE MODIFICATION FOR MAHONING TOWNSHIP CDBG, FY 2015.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**PURCHASING:**

**#16-394 ARCHIVES/ROOF REPLACEMENT:**

**HINKLE ROOFING/CHANGE ORDER #1:**

A REQUEST WAS RECEIVED FROM THE PURCHASING DEPARTMENT FOR APPROVAL OF CHANGE ORDER #1 TO THE AGREEMENT WITH HINKLE ROOFING, WEATHERLY, PENNSYLVANIA, FOR THE ARCHIVES BUILDING ROOF REPLACEMENT (4<sup>TH</sup> STREET PROPERTY).

THE CHANGE ORDER EXTENDS THE CONTRACT FROM OCTOBER 25, 2016 TO OCTOBER 1, 2017 AND INCREASES THE PRICE FROM \$116,265.00 TO \$117,745.00, DUE TO REPAIR OF ROOF PLANKS AT AN ADDITIONAL COST OF \$1,480.00.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF CHANGE ORDER #1 TO THE AGREEMENT WITH HINKLE ROOFING.

COMMISSIONER NOTHSTEIN NOTED THAT THE PROBLEM WAS UNFORESEEN BECAUSE THEY DID NOT KNOW THE ROOF PLANKS HAD TO BE REPLACED UNTIL THE ROOF WAS TAKEN OFF. THE EXTENSION IS NEEDED BECAUSE THE AIR CONDITIONING UNITS CANNOT BE PLACED ON THE SIDE OF THE BUILDING BUT MUST BE PLACED ON THE ROOF.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**#16-395 PARAPET RETROFIT PROJECT:**

**BRIDGE #7 & #8/CHANGE ORDER #1:**

A REQUEST WAS RECEIVED FROM THE PURCHASING DEPARTMENT FOR APPROVAL OF CHANGE ORDER #1 TO THE AGREEMENT WITH PROFESSIONAL CONSTRUCTION CONTRACTORS, INCORPORATED, BETHLEHEM, PENNSYLVANIA, FOR THE PARAPET RETROFIT PROJECT ON COUNTY BRIDGE #7 & BRIDGE #8 EXTENDING THE TERM FROM OCTOBER 31 TO NOVEMBER 30, 2016 DUE TO A DELAY IN MATERIAL SUPPLY DELIVERY.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF CHANGE ORDER #1 TO THE AGREEMENT WITH PROFESSIONAL CONSTRUCTION CONTRACTORS.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

**SOLICITOR'S REPORT:**

**ORDINANCE/BOND ISSUE:**

**#16-396 ADVERTISING:**

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO AUTHORIZE THE ADVERTISEMENT OF A LEGAL NOTICE REGARDING THE COUNTY'S INTENT TO ENACT AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATIONS BONDS, SUCH NOTICE TO BE PUBLISHED IN COMPLIANCE WITH THE LOCAL GOVERNMENT UNIT DEBT ACT.

BOARD POLLED: O'GUREK YES  
NOTHSTEIN YES

OCTOBER 20, 2016

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:59 A.M.

---

ELOISE K. AHNER,  
CHIEF CLERK/COUNTY ADMINISTRATOR

---

WAYNE E. NOTHSTEIN, CHAIRMAN