

JANUARY 24, 2019

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

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, SOLICITOR MISCAVIGE, SECRETARY III JEN BOGER, 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 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 JANUARY 17, 2019.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

GUESTS (CONCERNING COUNTY BUSINESS):

SHAWN KRESGE, PENN FOREST TOWNSHIP

RE: QUESTIONED IF OTHER LOCATIONS WERE
CONSIDERED FOR THE SUSQUEHANNA
STREET PROJECT

OPENING OF BIDS:

#19-034 SUSQUEHANNA STREET PROJECT:

THE FOLLOWING BIDS WERE RECEIVED FOR THE CARBON COUNTY SUSQUEHANNA STREET PROJECT:

PRECAST CONCRETE (BP01):

SLAW PRECAST
438 RIVERVIEW ROAD
LEHIGHTON, PA

BASE BID: \$3,920,000.00
ALT. #1: (+) \$17,000.00
ALT. #5: (+) \$6,500.00
BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BID BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

GENERAL CONSTRUCTION (BP02):

D&M CONSTRUCTION UNLIMITED INC.
1513 UPPER FORDS POND ROAD
CLARKS SUMMIT, PA

BASE BID: \$5,237,800.00
ALT. #3: (-) \$65,840.00
ALT. #4: (+) \$63,840.00
ALT. #5: (-) \$10,000.00
ALT. #6: (+) \$11,000.00
ALT. #7: (+) \$90,000.00
BOND: 10%

CMG OF EASTON, INC.
400 S. GREENWOOD AVENUE, SUITE 300
EASTON, PA

BASE BID: \$5,149,000.00
ALT. #3: (-) \$49,000.00
ALT. #4: (+) \$62,000.00
ALT. #5: (-) \$12,000.00
ALT. #6: (+) \$10,975.00
ALT. #7: (+) \$109,000.00
BOND: 10%

BRACY CONTRACTING INC.
4240 TILGHMAN STREET
ALLENTOWN, PA

BASE BID: \$4,862,000.00
ALT. #3: (-) \$65,800.00
ALT. #4: (+) \$61,600.00
ALT. #5: (-) \$6,000.00

ALT. #6: (+) \$7,480.00
ALT. #7: (+) \$114,400.00
BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BIDS BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

ROCK REMOVAL (BP03):

D&M CONSTRUCTION UNLIMITED INC. BASE BID: \$1,099,622.73
1513 UPPER FORDS POND ROAD ALT. #2: (+) \$65,840.00
CLARKS SUMMIT, PA BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BID BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

ELEVATOR CONSTRUCTION (BP04):

SCHINDLER ELEVATOR CORPORATION BASE BID: \$79,500.00
6330 HEDGEWOOD DRIVE, SUITE 210 NO ALT.
ALLENTOWN, PA BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BID BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

FIRE PROTECTION (BP05):

TRIANGLE FIRE PROTECTION INC. BASE BID: \$248,870.00
20 ROADWAY DRIVE NO ALT.
CARLISLE, PA BOND: 10%

ANCHOR FIRE PROTECTION COMPANY INC. BASE BID: \$418,000.00
270 RENNINGER ROAD NO ALT.
PERKIOMENVILLE, PA BOND: 10%

VFP FIRE SYSTEMS BASE BID: \$329,900.00
9662 OLD ROUTE 22 NO ALT.
BETHEL, PA BOND: 10%

DAVIS-ULMER SPRINKLER COMPANY, INC. BASE BID: \$217,900.00
D/B/A BEACH LAKE SPRINKLER NO ALT.
P.O. BOX 37 BOND: 10%
BEACH LAKE, PA

S. A. COMUNALE COMPANY, INC. BASE BID: \$284,868.00
2130 SPRING STREET NO ALT.
WEST LAWN, PA BOND: 10%

D&M CONSTRUCTION BASE BID: \$380,000.00
1513 UPPER FORDS POND ROAD NO ALT.
CLARKS SUMMIT, PA BOND: 10%

OLIVER SPRINKLER COMPANY BASE BID: \$297,600.00
501 FEHELEY DRIVE NO ALT.
KING OF PRUSSIA, PA BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BIDS BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PLUMBING CONSTRUCTION (BP06):

THE WARKO GROUP BASE BID: \$542,995.00
469 SCHRANTZ ROAD, SUITE 200 NO ALT.
ALLENTOWN, PA BOND: 10%

JBM MECHANICAL INC. BASE BID: \$396,000.00
3273 GUN CLUB ROAD NO ALT.
NAZARETH, PA BOND: 10%

BOGNET, INCORPORATED BASE BID: \$528,000.00
P.O. BOX 206 NO ALT.
HAZLETON, PA BOND: 10%

KC MECHANICAL SERVICE, INC. BASE BID: \$677,000.00
732 ALLEGHENY ROAD NO ALT.
MOUNT BETHEL, PA BOND: 10%

MYCO MECHANICAL, INC. BASE BID: \$423,000.00
1 NORTH WASHINGTON STREET NO ALT.
TELFORD, PA BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BIDS BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GEORGE J. HAYDEN, INC.
235 E. MAPLE STREET
HAZLETON, PA

BASE BID: \$1,949,000.00
NO ALT.
BOND: 10%

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, THE BIDS BE TABLED AND TURNED OVER TO OUR CONSTRUCTION MANAGER FOR REVIEW WITH RECOMMENDATION OF AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THE FOLLOWING EXECUTIVE SESSION WAS HELD:

JANUARY 21, 2019 9:15 A.M. PERSONNEL REASONS

DEPARTMENT REPORTS:

CHIEF CLERK/COUNTY ADMINISTRATOR:

BUDGET TRANSFERS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE BUDGET TRANSFERS FOR 2018 AND 2019 AS LISTED ON TRANSMITTALS DATED JANUARY 24, 2019.

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 70746 THROUGH 70784 AND DIRECT DEPOSIT CHECK NUMBERS 6005316 THROUGH 6005713 FOR THE PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$547,964.43 (PAYROLL DATED JANUARY 18, 2019).

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

ETHICS COMMISSION COMPLIANCE:

COMMISSIONER O'GUREK PRESENTED THE FOLLOWING MEMORANDUM LISTING HIS POTENTIAL CONFLICT OF INTEREST WITH PENCOR RELATED COMPANIES AS PER THE ADVICE OF THE STATE ETHICS COMMISSION.

MEMORANDUM

SECTION 1103(J) OF THE ETHICS ACTS PROVIDES AS FOLLOWS:

VOTING CONFLICT-WHERE VOTING CONFLICTS ARE NOT OTHERWISE ADDRESSED BY THE CONSTITUTION OF PENNSYLVANIA OR BY ANY LAW RULE REGULATION ORDER OR ORDINANCE, THE FOLLOWING PROCEDURE SHALL BE EMPLOYED. ANY PUBLIC OFFICIAL OR PUBLIC EMPLOYEE WHO IN THE DISCHARGE OF HIS OFFICIAL DUTIES WOULD BE REQUIRED TO VOTE ON A MATTER THAT WOULD RESULT IN A CONFLICT OF INTEREST SHALL ABSTAIN FROM VOTING AND PRIOR TO THE VOTE BEING TAKEN PUBLICLY ANNOUNCE AND DISCLOSE THE NATURE OF HIS INTEREST AS A PUBLIC RECORD IN A WRITTEN MEMORANDUM FILED WITH THE PERSON RESPONSIBLE FOR RECORDING THE MINUTES OF THE MEETING AT WHICH THE VOTE IS TAKEN PROVIDED THAT WHENEVER A GOVERNING BODY WOULD BE UNABLE TO TAKE ANY ACTION ON A MATTER BEFORE IT BECAUSE THE NUMBER OF MEMBERS OF THE BODY REQUIRED TO ABSTAIN FROM VOTING UNDER THE PROVISIONS OF THIS SECTION MAKES THE MAJORITY OR OTHER LEGALLY REQUIRED VOTE OF APPROVAL UNATTAINABLE THEN SUCH MEMBERS SHALL BE PROVIDED TO VOTE IF DISCLOSURES ARE MADE AS OTHERWISE PROVIDED HEREIN. IN THE CASE OF A THREE-MEMBER GOVERNING BODY OF A POLITICAL SUBDIVISION WHERE ONE MEMBER HAS ABSTAINED FROM VOTING AS A RESULT OF A CONFLICT OF INTEREST AND THE REMAINING TWO MEMBERS OF THE GOVERNING BODY HAVE CAST OPPOSING VOTES THE MEMBER WHO HAS ABSTAINED SHALL BE PERMITTED TO VOTE TO BREAK THE TIE VOTE IF DISCLOSURE IS MADE AS OTHERWISE PROVIDED HEREIN.

ACCORDINGLY, TO COMPLY WITH THIS SECTION OF THE ETHICS ACT, I AM SUBMITTING THIS MEMORANDUM AS A MEANS OF PROVIDING FULL DISCLOSURE OF A CONFLICT OF INTEREST, STATING THAT I AM ABSTAINING TODAY ON ANY ACTIONS RELATING TO PAYING BILLS TO, ADVERTISING WITH, ACCEPTING PROPOSALS FROM AND/OR ENTERING CONTRACTS WITH TIMES NEWS, LEHIGHTON, PA, BECAUSE I AM A PART-TIME EMPLOYEE THERE, AS WELL AS ITS SISTER COMPANIES, INCLUDING BLUE RIDGE COMMUNICATIONS, PENTELEDATA, THE PALMERTON TELEPHONE COMPANY AND PENCOR HOSE AND FITTING, AND ANY OTHER PENCOR SERVICES' AFFILIATES.

/S/ WILLIAM J. O'GUREK, MEMBER

01/24/2019

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 203619 THROUGH 203749 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 719,964.80
RENTAL PROPERTY FUND	\$ 2,873.47
COUNTY PARKING FUND	\$ 5,215.8
AREA AGENCY ON AGING FUND	\$ 49,008.09
CHILDREN & YOUTH FUND	\$ 171,699.88
HUMAN SERVICE AGENCY FUND	\$ 60.85
DOMESTIC RELATIONS FUND	\$ 18,158.88
WORKFORCE INVESTMENT ACT FUND	\$ 8,817.88
PARKS & RECREATION FUND	\$ 6,974.68
CARBON TRANSPORTATION FUND	\$ 752,651.40
9-1-1 FUND	\$ 20,714.85
HAZ-MAT RESPONSE FUND	\$ 150.00
CENTRALIZED BOOKING FUND	\$ 17.93
VICTIM/WITNESS FUND	\$ 1,741.08
RECORDER OF DEEDS IMPROVEMENT FUND	\$ 4,693.00
AFFORDABLE HOUSING FUND	\$ 19,565.00
CDBG FUND	\$ 8,939.31
CAPITAL PROJECTS FUND	\$ 5,457.50

JANUARY 24, 2019

LIQUID FUELS/ACT 44	\$	448,741.72
HIGHWAY BRIDGE IMPROVEMENT ACT 13	\$	519,856.20
VICTIMS SERVICES FUND	\$	49,405.62
HOTEL ROOM EXCISE TAX FUND	\$	34,538.19
CDBG FUND	\$	8,939.31
DEBT SERVICE FUND	\$	1,010,225.15
CAPITAL PROJECTS FUND	\$	8,004,203.98
FRINGE BENEFITS PAYMENT FUND	\$	526,761.30
PAYROLL FUND	\$	147,011.60
TAX CLAIM FUND	\$	677,553.23

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PERSONNEL REPORT:

RESIGNATION:

ALEXANDER Z. RANKOVICH, LEHIGHTON, PA - 911 OPERATOR, COMMUNICATIONS CENTER - EFFECTIVE FEBRUARY 16, 2019.

SEMINAR/TRAINING REQUESTS:

AREA AGENCY ON AGING

SUSAN E. ZEIGLER

PDA QUARTERLY REVIEW MEETINGS 2018/2019 & P4A MEMBERSHIP MEETINGS 2018-2019

STATE COLLEGE, PA

COST: CONFERENCE FEE \$110, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

DISTRICT ATTORNEY

TIMOTHY L. NOTHSTEIN

MANDATORY DOC TRAINING 2019

SCRANTON, PA

COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENT:

DISTRICT COURT

KAREN L. RAYNO

CASE MANAGEMENT REPORT WEBINAR

WEATHERLY, PA

JUVENILE COURT

JAMES E. DODSON

KIMMY L. MULIK

JOSEPH A. GRECO

JANELLE M. ONDRUS

SHAWN M. JONES

HUMAN TRAFFICKING IN NORTHEAST PA

JIM THORPE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED JANUARY 24, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

AUDIT REPORT RECEIVED: FINANCIAL STATEMENTS FOR THE POCONO MOUNTAINS VISITORS BUREAU, INCORPORATED FOR THE YEARS ENDED JUNE 30, 2018 AND 2017.

THE 2018 REPORT OF RECEIPTS AND DISBURSEMENTS WAS RECEIVED FROM CARBON COUNTY DISTRICT COURT 56-3-01, JIM THORPE, PA.

A COMMUNICATION WAS RECEIVED FROM THE WEATHERLY AREA MEMORIAL LIBRARY THANKING THE COMMISSIONERS FOR THEIR GENEROUS DONATION AND SUPPORT.

CORRESPONDENCE WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES (DCNR) ANNOUNCING THAT THE DCNR RECREATION AND CONSERVATION GRANTS PROGRAM WILL BE ACCEPTING APPLICATIONS FROM JANUARY 22, 2019 THROUGH APRIL 10, 2019.

CORRESPONDENCE WAS RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT APPLICATION:

KOVATCH MOBILE EQUIPMENT (KME) CORPORATION, NESQUEHONING, PA
AIR QUALITY PROGRAM TITLE V OPERATING PERMIT #13-00008

ADULT PROBATION:

#19-035 VETERANS/DRUG COURT:

A REQUEST WAS RECEIVED FROM THE CHIEF ADULT PROBATION OFFICER FOR APPROVAL TO APPLY FOR FUNDING, IN THE AMOUNT OF \$24,966, THROUGH A DISCRETIONARY GRANT FY 2018-2019 FROM THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS (AOPC) TO SUPPORT BOTH THE CARBON COUNTY VETERANS TREATMENT COURT AND DRUG TREATMENT COURT.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REQUEST TO APPLY FOR FUNDING.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

ADVERTISING REQUESTS:

#19-036 CDBG/FLOODPLAIN ACTIVITIES:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF "EARLY NOTICE AND PUBLIC REVIEW OF PROPOSED ACTIVITIES IN A FLOODPLAIN" FOR THE FOLLOWING CDBG PROJECTS:

FRANKLIN TOWNSHIP:

- RED HILL ROAD PHASE 1 - WATER/SEWER IMPROVEMENTS (FY2015)
- RED HILL ROAD - CULVERT RECONSTRUCTION (FY2016)
- RED HILL ROAD PHASE 1 - STREET IMPROVEMENT (FY2017)

PALMERTON BOROUGH:

- STREET IMPROVEMENTS - 4TH STREET (FY 2018)

WEISSPORT BOROUGH:

- BRIDGE STREET STORMWATER IMPROVEMENTS - WATER/SEWER IMPROVEMENTS (FY2017)

BOARD POLLED: O'GUREK ABSTAIN*
GERHARD YES
NOTHSTEIN YES

* MR. O'GUREK STATED, "I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHERE THE ADVERTISEMENT WILL BE PLACED."

#19-037 ELECTION PRIMARY:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF ALL LEGAL NOTICES RELATIVE TO THE 2019 MUNICIPAL PRIMARY ELECTION.

BOARD POLLED:	O'GUREK	ABSTAIN*
	GERHARD	YES
	NOTHSTEIN	YES

* MR. O'GUREK STATED, "I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHERE THE ADVERTISEMENT WILL BE PLACED."

#19-038 ELECTION SUPPLIES/BIDS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT FOR INVITATION TO BID FOR THE 2019 MUNICIPAL PRIMARY ELECTION SUPPLIES.

BOARD POLLED:	O'GUREK	ABSTAIN*
	GERHARD	YES
	NOTHSTEIN	YES

* MR. O'GUREK STATED, "I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHERE THE ADVERTISEMENT WILL BE PLACED."

AGRICULTURAL EASEMENT PROGRAM:

#19-039 FUNDING RESOLUTION:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE CERTIFICATION AND ADOPT THE FOLLOWING 2019 AGRICULTURAL CONSERVATION EASEMENT PURCHASE PROGRAM FUNDING RESOLUTION, TO BE SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE:

RESOLUTION #19-002

AGRICULTURAL EASEMENT PROGRAM

WHEREAS, A SUBSTANTIAL INTEREST AND PARTICIPATION BY RESIDENT FARMERS IN THE CARBON COUNTY FARMLAND PRESERVATION PROGRAM HAS BEEN EVIDENT;

WHEREAS, THESE TRUTHS JUSTIFY AN APPROPRIATION OF COUNTY FUND FOR SUCH A PROGRAM AND IT'S BENEFACTORS;

WHEREAS, THIS APPROPRIATION OF COUNTY FUND SHALL BE DULY PROVIDED AS MATCHING FUND AVAILABLE FOR THE SOLE PURPOSE OF PURCHASING AGRICULTURAL CONSERVATION EASEMENTS PURSUANT TO THE AUTHORITY CONTAINED IN THE ACT OF JUNE 30, 1981 (P.L. 128, NO. 43) KNOWN TO BE THE AGRICULTURAL SECURITY LAW, AS AMENDED;

WHEREAS, NO PART OF THIS FUND SHALL BE USED FOR ADMINISTRATIVE COSTS INCURRED BY THE COUNTY TO PURCHASE AGRICULTURAL CONSERVATION EASEMENTS; AND

WHEREAS, THIS FUND SHALL BE COLLECTED BY THE COUNTY AND PLACED IN A SEPARATE, RESTRICTED ACCOUNT ALONG WITH ROLL-BACK TAX PENALTIES COLLECTED THROUGH ACT 319 (LEAN &

GREEN) AS REQUIRED BY ACT 156 OF 1998;

THEREFORE, BE IT RESOLVED, CARBON COUNTY SHALL APPROPRIATE A FUND IN THE AMOUNT OF \$25,000.00 PLUS 2018 ACT 319 ROLL-BACK TAXES OF \$6,638.00 FOR A TOTAL OF \$27,638.00 FOR THE FISCAL PERIOD BEGINNING **JANUARY 1, 2019**, AND ENDING ON **DECEMBER 31, 2019**.

BE IT FURTHER RESOLVED, THAT ANY PART OF THIS FUND NOT EXPENDED AT THE END OF THE FISCAL PERIOD STATED ABOVE SHALL BE AVAILABLE FOR USE IN THE SUBSEQUENT FISCAL PERIOD FOR THE SAME PURPOSE.

ADOPTED BY THE CARBON COUNTY BOARD OF COMMISSIONERS THIS 24TH DAY OF JANUARY, 2019.

CARBON COUNTY COMMISSIONERS

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

ATTEST:

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRECTIONAL FACILITY:

#19-040 ALLSTATE SEPTIC:

A COMMUNICATION WAS RECEIVED FROM THE WARDEN ENCLOSING A PROPOSAL SUBMITTED BY ALLSTATE SEPTIC SYSTEMS, BANGOR, PENNSYLVANIA, FOR INSTALLATION OF A JUNCTION BOX OUTSIDE THE SEPTIC TANK, WHICH IS NEEDED DUE TO A RECENT MALFUNCTION BY THE FLOATS WHICH CAUSED THE CURRENT BOX TO FILL WITH SEWAGE. THE ESTIMATED COST - \$1,475.10.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PROPOSAL FROM ALLSTATE SEPTIC SYSTEMS AS SUBMITTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

EMERGENCY MANAGEMENT:

#19-041 HMRF GRANT:

A REQUEST WAS RECEIVED FROM THE EMERGENCY MANAGEMENT COORDINATOR FOR APPROVAL OF THE SFY 2018/2019 HAZARDOUS MATERIALS RESPONSE FUND (HMRF) GRANT AGREEMENT FOR HAZMAT SUPPLIES, TRAINING, EDUCATIONAL MATERIALS, ETC. IN THE AMOUNT OF \$10,472.56 FOR THE PERIOD JULY 1, 2018 THROUGH JUNE 30, 2019.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE HMRF AGREEMENT AS SUBMITTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

HUMAN SERVICES:

#19-042 EXPENSE/DATA REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE SECOND QUARTER EXPENSE

AND DATA REPORT FOR THE FY 2018/2019 STATE FOOD PURCHASE PROGRAM TO BE SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE BY SHEPHERD HOUSE, INCORPORATED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

JUVENILE COURT:

#19-043 GRANT AWARD:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY EXECUTION OF THE 2018/2019 JUVENILE GRANT-IN-AID AWARD NOTIFICATION/INVOICE FROM THE JUVENILE COURT JUDGES COMMISSION FOR SALARY REIMBURSEMENT OF THE JUVENILE COURT OFFICE IN THE AMOUNT OF \$69,300 FOR THE TERM OF JULY 1, 2018 TO JUNE 30, 2019.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

SERVICE AGREEMENT:

#19-044 GIS MAPPING/PRINT O STAT:

A REQUEST WAS RECEIVED FROM THE GIS/MAPPING COORDINATOR FOR APPROVAL OF A FULL SERVICE MAINTENANCE AGREEMENT WITH PRINT O STAT, INCORPORATED, YORK, PENNSYLVANIA, TO EXTEND THE WARRANTY ON RECENTLY PURCHASED HP DESIGNJET Z9+, MODEL #W3Z72A, FOR FOUR (4) ADDITIONAL YEARS AT A COST OF \$1,673.23.

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

SOLICITOR'S REPORT:

CLERK OF COURTS:

#19-045 AGREEMENT TERMINATION/HERSCHMAN:

A COMMUNICATION WAS RECEIVED FROM THE CLERK OF COURTS ENCLOSING COMMUNICATION FROM JILL HERSCHMAN OF LEHIGH COUNTY REQUESTING TERMINATION OF HER AGREEMENT WITH CARBON COUNTY FOR SERVICES REGARDING THE CLERK OF COURTS.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO TERMINATE THE AGREEMENT WITH JILL HERSCHMAN.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

EMERGENCY OPERATIONS & TRAINING FACILITY:

#19-046 CHANGE ORDER #2/BRUCE GEORGE PAVING:

CHANGE ORDER #2 TO THE CONTRACT WITH BRUCE GEORGE PAVING & EXCAVATING, INCORPORATED, KUNKLETOWN, PENNSYLVANIA, WAS SUBMITTED FOR THE EMERGENCY OPERATIONS TRAINING FACILITY PROJECT.

DUE TO THE LARGE SIZE OF THE PROPOSED STORM DRAINAGE PIPE, THE EXISTING WATER LINES

NEED TO BE RELOCATED DEEPER; THEREFORE, THE FOLLOWING CHANGES ARE REQUESTED:

ADDITIONAL COST: \$16,425.02

DECREASE OF COST: \$880.00 (UTILIZING ON SITE BOULDERS FOR RIP RAP APRON #1)

NEW CONTRACT TOTAL: \$828,304.87

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE CHANGE ORDER #2 TO THE BRUCE GEORGE CONTRACT.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PARKS/JOSIAH WHITE:

#19-047 ACTIVITIES AGREEMENT/BANNER:

A SPECIAL ACTIVITIES AGREEMENT FOR USE OF THE JOSIAH WHITE PARK, ALONG WITH GAZEBO AND BANNER REQUESTS, WAS SUBMITTED FOR THE FOLLOWING:

2019 WINTER FEST (JIM THORPE TOURIST AGENCY)

FEBRUARY 16 & 17, 2019

(BANNER REQUEST: 2/01/19 TO 2/20/19)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE DOCUMENTS FOR WINTER FEST.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

TAX ASSESSMENT:

#19-048 TAX REFUND:

A COMMUNICATION WAS RECEIVED FROM THE TAX ASSESSMENT BUREAU VERIFYING THAT THE FOLLOWING TAXPAYER IS DUE A REFUND OF REAL ESTATE TAXES:

MUNICIPALITY: BEAVER MEADOWS BOROUGH
 WILMINGTON SAVINGS FUND SOCIETY FSB
 500 DELAWARE AVENUE, 11TH FLOOR
 WILMINGTON, DE 19801

PROPERTY CODE: 2-5-10402

PROPERTY RECORD CARD #: 125A-5-B32

REASON: TAXES ON PARCEL # 125A-5-B32 WERE PAID TWICE. TAX COLLECTOR SUBMITTED BOTH PAYMENTS TO THE COUNTY. REFUND TITLE COMPANY FOR OVERPAYMENT.

BAY NATIONAL TITLE COMPANY
 13577 FEATHER SOUND DRIVE, SUITE 250
 CLEARWATER, FL 33762

TOTAL REFUND DUE: \$193.72

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

JANUARY 24, 2019

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 11:17 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN