

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Tuesday, August 19, 2014 in the Public Service Building, Uniontown, Pa.

In attendance-

Commission Chairman Alfred Ambrosini
Commissioner Vincent Zapotosky
Commissioner Angela M. Zimmerlink
Chief Clerk Amy Revak
Assistant Solicitor Sheryl Heid

Chairman Ambrosini called the meeting to order at 10:05 a.m.

A silent prayer was observed.

The pledge of allegiance was recited.

Commissioner Ambrosini said he wanted to add two amendments to the agenda. He said the first is to consider amending the agenda to allow Craig Zimmerman of Crabtree Rohrbaugh to give a presentation on the bid process for the proposed Fayette County Justice and Rehabilitation Center and the second amendment is to consider amending the agenda to include accepting the donation of a 2002 Chevrolet Impala Police package vehicle to the Fayette County Sheriff's office from Masontown Borough.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to amend the agenda to consider accepting the donation of a 2002 Chevrolet Impala Police package vehicle to the Fayette County Sheriff's office from Masontown Borough.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

After the vote, Commissioner Zapotosky said regarding the prior item of allowing Craig Zimmerman to make a presentation, he said he attempted to reach Craig Zimmerman several times and did not get a good response. He said he too has an amendment that he wants to put forward to suspend all actions relating to the Fayette County Justice and Rehabilitation Center until such a time as the working sessions that was passed unanimously by this board sits down and looks at options that are in the best interest of the taxpayers, not in the best interest of any other entity. Following applause, Geraldine Mazza said congratulations Vince, it's about time. Commissioner Zapotosky said that she said she wouldn't. Mrs. Mazza said until you did it, she didn't believe him. "I believe you Vince, I believe you," she said. She said she didn't care why he did it, but it is long, long, long overdue. She said there was a lot of money wasted.

Commissioner Zapotosky said he did it because he felt the board wasn't included in enough of the actions. He said Commissioner Ambrosini has worked very hard on this project, he isn't going to say anything disparaging about him. He said however, the fact remains that there is somebody to his left and somebody to his right that needs to be involved with the process. He said he feels, that, he is still committed to building the prison, he isn't going to stop that process, but he wants to make sure all three of us, as long as other stakeholders are involved.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to amend the agenda to suspend all actions regarding the Fayette County Rehabilitation Center until such a time as, as passed by resolution, working sessions that was unanimously approved are implemented and to explore other options and/or alternatives.

Commissioner Ambrosini no
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed 2-1

Prior to a vote, Commissioner Ambrosini said in terms of the process, this process was started about two years ago, an e-mail was sent out and everybody was invited to participate. After someone said there is a motion on the floor, Commissioner Ambrosini said that is correct, there is a motion on the floor and there is discussion right now. He said it is obvious that there was an e-mail that went out to a number of, all the county employees and made a reference to accepting volunteers from the public to participate in the prison working group, which is nothing more than a working team to evaluate not only the cost factors but also the need for replacing our aged county facility. Marybeth Homistek said she thought there was a motion. Commissioner Ambrosini said there is. Commissioner Zapotosky said there is a discussion on the motion. Commissioner Zimmerlink said it is discussion on the motion and the motion as Commissioner Zapotosky said was to, did you say, suspend, yes, suspend all actions pertaining to the, read it back please, Chief Clerk.

Chief Clerk Revak said "to suspend all actions relating to the Fayette County Justice and Rehabilitation Center until such a time as the working sessions passed unanimously by the board, I honestly didn't, and then look into options by taxpayers and not another entity, because I, but it was related to. Commissioner Zimmerlink said we need a very clear motion so let's repeat it please.

Commissioner Zapotosky then said that he was making a motion to amend the agenda to suspend all actions regarding the Fayette County Rehabilitation Center until such a time as, as passed by resolution, the prison working group, which is the three commissioners, with Commissioner Zimmerlink saying that he said work sessions, that was unanimously approved are implemented and to say what the intent was, the new prison, which they have never done before, and as far as the advisory group, he said he was told and several people that it was in violation of the sunshine Act, specifically the

Herald Standard's solicitor from the PNA said it was in violation of the Sunshine Act. He said again, his motives here are to still build a prison, jail, prison, whatever, I think there is a distinction, but he wants everybody who deserves to be a party to it, be a party to it. Commissioner Zimmerlink said and, are you including in your motion to explore other options? Commissioner Zapotosky said he would hope so because he has a couple. Commissioner Zimmerlink said because she would not second the motion and go along with this if they are not going to explore other alternatives. Commissioner Zapotosky said the motion should have other options and/or alternatives. Commissioner Zimmerlink said the chair needs to call for a question on the motion. Assistant Solicitor Heid said before he does that, she has a question on the motion. She said she needs a clarification, when he says suspend all actions, you don't mean by the county commissioners, who are you referring to?

Commissioner Zapotosky said he is referring to the county commissioners, he isn't referring to litigation, which is still ongoing. Solicitor Heid said are you referring to engineers or architects. Commissioner Zapotosky said he is referring to anything pertaining that was directed by the county commissioners excluding litigation. Commissioner Zimmerlink said suspend any and all actions that the commissioners would have control over. She said there are actions that we have no control over. Solicitor Heid said, he isn't suggesting that you stop meeting? Commissioner Zimmerlink said of course not, because what he wants to do is implement a resolution that I made and was passed unanimously to hold work sessions. Commissioner Zapotosky said for the three of them to work together. Commissioner Zimmerlink said work session, and you may not be privy to that resolution that was passed many, many, many, many months ago. Solicitor Heid said she wanted to be clear that it is engineers and architects and not county employees, so you don't incur additional expense is I think what the idea is. Commissioner Zimmerlink said correct.

Commissioner Ambrosini said since Commissioner Zapotosky is not currently in the room, let him explain the fact that, there was the opportunity for everybody to participate in this process for the last two years. Several members of the audience said no there wasn't, as well as other comments and remarks. Commissioner Zimmerlink said the motion on the floor is to amend the agenda and then we will take public comment, as required by county code. She said there is a motion and a second.

Proclamations

Fetal Alcohol Syndrome Disorder, September 9, 2014.

Prior to reading the proclamation and a motion, Lorraine Yasenosky, Med Tobacco Coordinator for Fayette County Drug & Alcohol Commission, Inc., said she is in charge of the prevention program for her agency. She said September 9 will mark the 15th anniversary of Fetal Alcohol Spectrum Disorder Awareness Day, FASD for short. She said it describes a range of disabilities that occur as a direct result of women who consume alcohol during pregnancy and it is something that a lot of people do not realize or recognize. She said it is the leading cause of mental retardation in the United States, surpassing Spina Bifida, MS and other developmental disorders. She said it is 100

percent preventable. She said pregnant women must abstain from drinking alcohol during their nine months of pregnancy and at September 9 at 9:09 we will be spreading the word about Fetal Alcohol Spectrum Disorder and at that time the Fayette County Courthouse bells will ring nine times and this is to signify women abstaining from drinking alcohol during their nine months of pregnancy. She said they also plan to release nine homing pigeons if the commissioners will allow us, symbolizing the youthful generation, peace love and maternal instinct. She said they would like to invite the commissioners and the audience that is here today to join us at the courthouse on September 9 at 9:09 and to help us spread the word that Fetal Alcohol Spectrum Disorder is 100 percent preventable. She thanked the commissioners on behalf of Fayette County Drug and Alcohol Commission for recognizing this important endeavor.

Commissioner Ambrosini read the proclamation for Fetal Alcohol Spectrum Disorder Day.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to proclaim Fetal Alcohol Syndrome Disorder Day on September 9, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve ringing of bells at 9:09 am on 9/9/14; placing yellow balloons in front of the courthouse on 9/9/14; hanging a banner in front of the courthouse a week before the event; having a table containing FASD information inside the courthouse on 9/9/14; releasing 9 butterflies or 9 white homing pigeons on 9/9/14 at 9:09 a.m.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Public Comment on Agenda Items

Sean M. Cavanagh said he had a couple things. He said first of all, he is there to talk primarily about the prison, but there is an item on Number 6 for the Fayette County Redevelopment Authority and he is proud to see that is one of his. Commissioner Ambrosini asked him to say his name. Mr. Cavanagh said he is a former county commissioner and he is here to let his voice be heard. He said Bev Beal is in the audience and she is a security guard at Laurel Highlands and she became a school board member and she has always been a hero of his and always treated him with respect. He said the Laurel Highlands School Board showed leadership by shutting down this TIF, this incremental financing for a 20-year tax break. He said there is no

reason, and he knows Andrew French is back here, this is not personal, this is business. He said nobody should get a 20 year tax break for the hottest piece of real estate in Fayette County. He said he knows because when he was county commissioner, he developed the 600 acre park. After a comment from Commissioner Zapotosky, Mr. Cavanagh said he wanted to finish, and please don't interrupt. He said the Laurel Highlands School Board showed leadership and shut this down, they did not give the 20-year tax break, you don't need to do that, that program is designed and developed for more blighted areas.

Mr. Cavanagh said to not build a prison, is on the agenda now, you amended. Following an exchange between Commissioner Ambrosini and Mr. Cavanagh, Commissioner Zimmerlink said they are both confused. She asked Mr. Cavanagh which item he wants to discuss. Mr. Cavanagh said what you guys just discussed, which was placing on the agenda to stop all actions. She said that is on the agenda, you are permitted to talk about it. Mr. Cavanagh said Margaret Mead, the great anthropologist and hero of all women, said never doubt that a small group of thoughtful, committed citizens can change the world, indeed it is the only thing that ever has, even the founding of our country, the sons of liberty. He said with that he commends Ralph Mazza, John Cofchin, Dr. Evelyn Hovanec and Jerri Mazza, who had the wisdom all along on this prison project, but was refused by the majority of the board of commissioners. He commended Commissioner Zimmerlink for having openness and holding public hearings and getting the input of the public. He said people can argue the issue either way, but isn't it ironic that what happened in the coldest winter in history 3,700 citizens, 3,700 citizens of this county told you guys to halt the project.

Mr. Cavanagh said they could have saved so much time. He said here is what the resolution said, which is basically what happened today, commending Commissioner Zimmerlink for her leadership on this, that the resolution said to void all options including renovation or expansion of the prison to be explored and for all future prison construction, site selection, cost, planning and related discussions to be voided and involved meaningful interaction with the general public. He said there is a saying that people don't plan to fail, they fail to plan. Commissioner Zapotosky said Mr. Cavanagh, just for the record, I made the motion, Commissioner Zimmerlink seconded it. Mr. Cavanagh said he commends him for that. Commissioner Zapotosky said for the record the Fayette County Business Park was funded by a bond issue that we are still paying on. Mr. Cavanagh said that is correct, and if he wants to interrupt him. Commissioner Zapotosky said he wanted to make sure he was saying facts. He said you made a motion, she seconded it and he denied it. He said thank you for giving me the obvious. He said the fact is in the coldest weather they got 3,700 signatures and what did they ask, they wanted you to pause, they wanted you to listen, they asked you for a referendum, you two shot it down.

Mr. Cavanagh said it was a simple request, stop the process, pause, explore all options including remodeling existing prison, explore expansion, and let the plan include meaningful interaction with the general public. He said not only should you have public meetings, you should also have the press there. All the press, good, bad, ugly, good press. He said you guys shut this down, Zapotosky, Ambrosini, that was bad judgment.

He said Solomon was asked by the almighty what it is he desires and what was he given, he was given wisdom. He said instead of listening to four senior citizens, who have a lot of wisdom combined among them, one a doctor, one an Allegheny Power retiree, you took a stance of defiance, arrogance and a public be damned attitude. He said one of the greatest presidents said you can fool some of the people some of the time, most of the people most of the time but you cannot fool all of the people all of the time. He said he wasn't finished, he was interrupted two times. Commissioner Zapotosky said he has no objection to giving him more time. Mr. Cavanagh said thank you, and he will be coming to more meetings. He said with your arrogance in place, you turned this whole process into a circus. He said making policies on the fly, you tried to force the project on the Fayette County Fairgrounds, what did they do, they told you to pound salt.

Mr. Cavanagh said you went to Menallen Township, you tried to force it on them, they told you to pound salt. Commissioner Ambrosini said he did not. Mr. Cavanagh asked for them not to interrupt. Commissioner Zapotosky said a little order, and let him talk. Mr. Cavanagh said thank you for letting me exercise my Constitutional rights. He said instead of meeting with officials and discussing the project, your arrogance caused all this resistance, resistance. He said bad planning, bad judgment, no wisdom. He said there is one place that nobody is complaining to put this prison, there is one place, I guarantee you. Commissioner Zapotosky said then why didn't you put it there in 2001? Cause you were afraid, cause you didn't have the hutzpah to do it. Mr. Cavanagh said Vince Zapotosky, interrupting me again. Commissioner Zapotosky said you didn't have the hutzpah. Mr. Cavanagh said you interrupted me again. Commissioner Zapotosky said give me two more minutes and I will do it again. Mr. Cavanagh said you think you're funny, let me finish, am I entitled to the Constitutional rights to speak, thank you. Commissioner Ambrosini said he would like to ask for civility. Mr. Cavanagh said he is just trying to read a speech here that he worked hard on. He said there is one place where nobody is complaining to put this facility and there were plans.

Mr. Cavanagh said there are plans and it is right where it is now, right where the current facility is. He said you could cut this project in more than half, there is property around the county courthouse, in Allegheny County they went vertical, you can go vertical. He said in Washington County they did it. In West Virginia, they construct tons of buildings that use vertical, he said. He said on the side of hills, it can be done. He said there are plans there in the courthouse and to rebut a comment, the prison thing wasn't on my agenda, economic development, reassessing the county and doing many other things. He said by moving this facility out of downtown Uniontown, you hurt the downtown, you hurt businessmen like Ron Romeo, Jack Cole, all those other individuals who make their livelihood, they pay the taxes here. He said the employees of the courthouse and the employees of the jail that would leave, the visitors who come downtown to shop, to bank, and on and on and on. He said it looks like the Al-batross, pun intended, you want to build a facility where you build roads, you need to expand sewage, you need to spend millions per acre and then roll the dice on maybe there are pyrites in there.

Mr. Cavanagh said due to the geological report, we recommend you take all of that soil out and put all new soil, in and get this, not one brick was laid. He said he is almost done here. He said the taxpayers of Fayette County are angry for your arrogance, your judgment, and your butt-backwards planning and this will be a huge tax increase. He said we don't need an albatross, we don't need a Tahj Mahal and we don't need a white elephant. He said he was going to call upon to make a motion to go back to the drawing board and he implored the commissioners to have open meetings, to invite the press and the public so they can have input. He said if you would have done this a long time ago, you would have saved this total embarrassment and how much money that was already spent, I don't know, I hope that one of the commissioners knows the answer to that. He said the people of this county are demanding this. He said his mother wasn't the smartest woman in the world but she had common sense.

Mr. Cavanagh said that she said you can't have champagne tastes on a beer pocketbook. He said we can't afford a Tahj Mahal and then it is on pyrites and then we have to redo a Walmart in South Union Township, everybody knows you can't do that. Commissioner Ambrosini asked him to cease. Mr. Cavanagh said thank you Commissioner Zapotosky for making the motion and thank you for interrupting me, I didn't interrupt you and Angela Zimmerlink, keep up the fight, and people accountable and a win and victory for the people of Fayette County. Commissioner Zapotosky said he had a few things he wanted to say. He said the 2001 plan, the board of commissioners, Cavanagh, Vicites and Harry Albert, had every option to build it. He said instead, they reassessed, they put some money in the business park and they bought computers, that is what they did. He said we are still paying for that reassessment, are we not Commissioner Zimmerlink? Mr. Cavanagh said since 1958 it wasn't done. Commissioner Zapotosky said are we paying for the bond issue, a simple yes or know would be fine. Commissioner Zimmerlink said Controller, Acting Controller.

Acting Controller Jeanine Wrona said she can't answer that. Commissioner Zapotosky said the bottom line is you had an opportunity then to prevent this from being where it is today. Commissioner Zapotosky said he agrees with you, he just made the motion to stop it, he has a plan to present to make sure it stays downtown. Mr. Cavanagh said because Mr. Ambrosini cut your throat politically and now it is still politically expedient, but you still made the motion. Commissioner Zapotosky said he made the motion because it was the right thing to do. Mr. Cavanagh said quit whining. Commissioner Zapotosky said he isn't whining, quit campaigning, go pay for it.

Marybeth Homistek described herself as "obstructionist number 7." After Commissioner Ambrosini asked her to keep her comments to three minutes, she asked if security will haul her out. She said she wanted to speak on the item that Mr. Cavanagh addressed, the amended. She said her comment is that since you put it on hold and according to a Trib article in June, Crabtree and Rohrbaugh were already paid \$1.5 million and Sleighter Engineering were paid 298, but her suggestion is since they have been paid and have their money, they should just leave now since this is all on hold. She said they got the money, take the money and run and then let it commence from here, so \$1.8 million for nothing but paperwork, she thinks it is time, why are they even here now, because they are not going to be heard.

Joe Schiffbauer said he is a resident of the county and he is asking that the county not do business with known liars. He said he is asking that the county sever its ties with Tom Crabtree, the architect of the new prison. He said at the public information meeting concerning the prison in Bullskin Township on Friday Oct. 4, he asked Mr. Crabtree, do your plans include a sewage processing facility for this prison. He said that Mr. Crabtree answered yes, there had been some preliminary work done by Sleighter Engineering, more than preliminary work, somebody else can speak to Sleighter Engineering, Mr. Crabtree said somebody else can speak to the old behind the fairgrounds site and there were a number of sites that were explored and there was a site that the cost of developing a sewer. He said he didn't say it during the presentation but the costs were total costs, they include contingency, they include offsite utility development, it's not just brick and mortar costs. He said those are anticipated to be total costs and that exchange is documented at the Herald-Standard website.

Mr. Schiffbauer said during the meetings Crabtree also lied about the DOJ and shutting down the current prison and about West Virginia forcing all the prisons in that state to close. He said what do you think the county's liability would be if a contractor not chosen for the jail project took issue with the bogus and illegal issue of the unauthorized public notice carrying a county controller's name, county bid records asking contractors to send \$450 weeks ago to send project specs that Commissioner Al Ambrosini alone authorized for publication in the building trades and carried out by Tom Crabtree. He said he is asking you folks to make a motion to not do business with Tom Crabtree beyond this point.

Joel Chisler, President of Brothers Lazer Service, said it is a local company and they are all local. He said the cartridges that he is proposing they purchase are all made locally and he is discussing No. 16, which is the item he is talking about. He said what he is proposing is very simple. He said what he likes about the program that he is proposing for the county is that it is no smoke and mirrors, simply the county agrees to purchase toner for their black and white standalone laser printers, of which makes up the bulk of the printer fleet of the county. He said if you look on item one on the first page I gave you, there are about 100 monochrome laser jet printers in the county. He said it is simple, all the county has to do is agree to purchase our cartridges and we will agree to repair all the printers, and that includes maintenance kits, cartridges, parts, on site service and we are local right here, and can be here in most cases same day. He said our technicians are the best in the business and we are HP authorize, so that is what he is proposing.

Commissioner Zimmerlink said so you were here at the Tuesday agenda meeting and at the time you did not have the service agreement. She asked if he provided the service agreement to the Chief Clerk for her to send it on to one of our county solicitors? Mr. Chisler said he had left several copies in the commissioner's office with Kathy (Winkler) but he isn't sure, he said he didn't know to do that, he left them for each commissioner. Commissioner Zimmerlink said did you come in through the front office. Mr. Chisler said yes. Commissioner Zimmerlink asked if he spoke with someone. Mr. Chisler said no, actually he spoke with Kathy and Kathy passed, gave them out. Commissioner Zimmerlink said this is the first time she has seen this, OK. Mr. Chisler

said OK, I had left it there last week. Commissioner Zimmerlink said she understands but this is the first time she has seen it. She asked Kathy if once she received it if she passed it along to the Chief Clerk and the commissioners. Mrs. Winkler said she thinks she may have and then she said she put it in all the boxes. Commissioner Zimmerlink said it wasn't in her box. She asked Chief Clerk Revak if she received it. Chief Clerk Revak said she didn't receive it before she came to the meeting this morning.

Commissioner Zimmerlink said it would be subject to review of the contract. Mr. Chisler said it is pretty standard. Commissioner Zimmerlink said understood, but it has been a week and they should be able to pass it without that. Enough said on that, we'll take care of that part to make sure that we have our solicitor review this, because again, Sheryl have you seen it? Solicitor Heid said she has not. Commissioner Zimmerlink said Solicitor Cupp hasn't seen it and the other solicitor hasn't seen it. She said what she is saying is that if there is a motion to be made it should be done on pending review and agree for any changes, and she knows it is standard but we have our responsibilities as well. Dean Greg said he works with Joel and he is manage print specialist for the organization and he built the program from the ground up and was there to just answer questions but also offer that this is a tremendous cost savings. He said every company or organization that takes advantage of this finds that there are huge savings to the tune of about 20 to 30 percent, just depending on what the current costs are.

Mr. Greg said this is a great reason to be able to keep the printers in place. He said a lot of what happens is the maintenance costs are high to keep an older fleet running and what we are able to do is to keep that running at a very low cost, especially as it relates to pushing print to a centralized spot, so that is his purpose here today and thank you for letting me speak. Ralph Mazza said he wanted to thank Vince for making that motion, too bad it wasn't made a long time ago. He said he would have saved the county and the referendum committee a lot of money. He said this is all they ever asked for, to investigate other means of doing this job. He said this farce has been going on for almost two years and there has been no public input whatsoever and as far as your prison committee or prison board committee, whatever you want to call it, the reason that two commissioners can't go to one meeting, now they are knocking Mr. Zapotosky and before they were knocking Mrs. Zimmerlink about not attending, is because to do so would make a quorum and a quorum would have to be a public meeting and would have to be advertised and to not advertise it would be a violation of the Sunshine Act and that is why two commissioners can't attend such a meeting so Vince was right for not attending the meeting.

Mr. Mazza said having said that, he wanted to ask a question about, there was an article in the paper saying you were going to hire an assistant to the buildings and grounds director. He said the agenda today says you are hiring a worker. He said is he going to be an assistant or is he going to get down in the dirt and work. Commissioner Zapotosky said he thinks it will be combination of the two, Mr. Mazza, according to the job description that Dominick had provided. He said he would have administrative functions and Mr. Carson would like for him to do some drywall and do some general work as well. Commissioner Zimmerlink said Mr. Mazza, that is incorrect. You are talking about the item that is on the agenda today?- that has nothing to do with the

assistant director. Mr. Mazza said that is what his question was. Commissioner Zimmerlink said she thought that is what his question was, the item on the agenda today is to hire a maintenance worker 3. She said he or she will be a worker. Mr. Mazza said he thought that was a subterfuge to get around. Commissioner Zimmerlink said no, that is totally separate and apart from the position that the salary board created by a 4-1 vote, which is the assistant director. She said this here on the agenda today is a maintenance worker 3, which is a worker.

Mr. Mazza said the assistant just boggles his mind because he remembers back when a gentleman named Jack Frith was brought in as the director of buildings and grounds and when he came in, it was really in bad shape, the courthouse was filthy, you didn't even know what color tiles they had and in a short time he cleaned that all up. He said he had no assistant but he did what he had to do, he had to fire some people because he found out they weren't doing their job and anyhow, he cleaned up the whole mess. He said Jack was and is a disabled Vietnam veteran and a disabled Vietnam veteran who had to walk with a cane can do the job without an assistant, I think an able bodied man can do the job without an assistant. Thank you.

Ron Romeo, third generation business owner in Fayette County, and the city of Uniontown and North Union Township, said he just wanted to elaborate on two issues, agenda 6 about the tax abatement for a 20 year period. He said he doesn't recall dating back to 1935 when his grandfather Stefano started business in this area to have ever been offered free taxes or a tax abatement and up to this date he didn't recall that ever happening as well. He said he is totally opposed to this and you have to start taking the burden off of local business owners to carry the weight for this county. He said furthermore, he applauds Laurel Highlands School District because one of his businesses is one of the largest taxpayers in North Union Township and he is glad the Laurel Highlands School District did what they did. He said also to reinforce the motion that was approved in regards to the prison, yes jobs, I have a little deli on Beeson Boulevard that does hot lunch take outs every day and Mr. Zapotosky is one of our steady customers.

Mr. Romeo said he enjoys a lot of business from the employees of the county prison every day and he would hate to see that go away and leave this area. He said in addition, something to think about down the road, our Uniontown police force, that is going to cause added costs to transport prisoners out of the city limits and is going to reduce police protection in the city when they have to transport prisoners out of the city limits. He said it is something to think about and he is amazed that our mayor, our city council has not stood up and said wait a minute, you are going to take this huge thing from our downtown and you are putting extra costs on our city to transport these thugs so it is just something to think about down the road. Commissioner Zapotosky said Mr. Romeo, I too support keeping it downtown and he has approached some folks about a design utilizing the existing property as well as some new construction. He said a mixed use, he thinks we can do that, we can pull that off without having to mention as Sean had mentioned the pyrite is an issue and you really don't know until you start digging how much you got there.

Commissioner Zapotosky said he didn't think, the samples were done randomly, they weren't done on a grid so you couldn't tell if the east side was more affected with pyrite than the west side or the north side or the south side, so he had some questions regarding that and he does think we need to keep it downtown and he thinks we can have a mixed use, we just need to work together to get it accomplished. Mr. Romeo said he could attest pyrite as well, they experienced that in a building they built in 1980 in North Union Township, which it caused them to spend an extra \$750,000 to construct a new freezer because the pyrite underneath the original freezer lifted the floor 3 ½ feet, so I can attest to that. He said one last comment, just something to think about, my food distribution company has 45 years of service to the food service operation in the Fayette County Prison. He said years ago the commissioners decided to go with a food management company to now come in and operate that so if you are going to upgrade your food service, first of all, I will give you free consultation with a design, menu setup and he would really like for them to consider opening that up to where the county would operate their own food service department and allow our company the opportunity to gain that business back that we have not had for well over 12 to 15 years.

Geraldine Mazza said we don't need it. She said if it is such a great deal, private investors will put their money into it. She said vote no, go with Laurel Highlands. She said she will keep that brief because she wants to talk about the prison. She said it is second nature to her now, she has to think about the prison. She said Vince, thank you very much for the motion that you made and thank you Mrs. Zimmerlink for a second. She said it has been long past due, we spent a lot of money, it is time to disband Al's select prison working group and the three commissioners have their work sessions. She said it was voted on, you voted several months ago, you voted to have the commissioners have a working session to discuss the prison. She said as soon as the meeting was over, Mr. Ambrosini walked up to Mrs. Zimmerlink and I was standing there and I heard him say the working sessions will never happen and they have not happened, that is the kind of man we have in here running this county and I want to say to you Mr. Ambrosini shame, shame, shame on you.

Mrs. Mazza said there is no reason you can give for the way you treated Kathy Winkler. Commissioner Zapotosky said that is another subject that he intends to address as well, one way or another. Mrs. Mazza said good, because for Patty Yauger to let herself be used by you to accomplish that, I don't understand. She said Al I remember you telling me back when you were running for office how smart you were, how you worked at Allegheny Power, I did this, I did that, and then you pull a stunt like this, you paid Ken Burkley all that money to do a report on solicitors because we were being sued too much and then what do you do, you just open up the county to a big lawsuit, which she will probably win. So, are you smart? I wonder, she said.

Commissioner Zapotosky said ladies and gentleman, if I may, let me introduce, the infamous, the one and only, the front page of your Sunday edition Herald-Standard, Mitch Brozik. Mr. Brozik said he came to the meeting to try to clarify what his position was in trying to help in the assistance of developing several projects in Fayette County, one being the new Fayette County Prison, the other being the 600 acre parcel on the Mon/Fayette Expressway. Commissioner Zapotosky said they discussed about the

German company moving in. Mr. Brozik said there are a couple companies that are looking at moving in. Commissioner Zapotosky said they are talking about economic development. Mr. Brozik said he is a business person out of Morgantown and he has done business with Fayette County going back to Sean's day when he purchased a company called Bear Security. He said he has done work in the current facility and the current facility really needs upgraded, something needs to be done at some point and if you have never been there, you don't want to be there. He said his role in putting this deal together or trying to be a part of this is he had friends who were developers in West Virginia and they had originally met with Commissioner Ambrosini, had several lunches with Commissioner Ambrosini here in Uniontown. Commissioner Zapotosky said he is the only one not allowed to have lunch with anybody.

Mr. Brozik said they had Commissioner Ambrosini come to Morgantown to review some of the sites at one point and he also had a relationship with Commissioner Zapotosky when we heard the prison project was starting to move again, I contacted Commissioner Zapotosky, put him in touch with the developers and the developers are the Biafore's from Morgantown and if any of you travel, shop in Morgantown, the Biafore's are one of the largest developers in West Virginia right now. Commissioner Zimmerlink said she needs to interrupt him. She said this is public comment on agenda items, which item are you commenting on. She said if you are going to say the last item on the agenda, which is to halt or stop all matters, then please discuss that, otherwise you can come to the podium at the end of the meeting, at the end of our voting section, and make public comment on the items which you like, that you are now talking about.

Mr. Brozik said he wanted to talk on the jail. Commissioner Zimmerlink said remember, because there are other people here who wish to speak, I'm not the chairperson here but I am going to interrupt you, by the way, I am Commissioner Angela Zimmerlink. Mr. Brozik said very nice to meet you. Commissioner Zimmerlink said well it isn't for me, not at this point, not after what you just said that you have already spoken with them two, OK. She said please, this is, please, hold on, there are other individuals here in this meeting room that would like to discuss items on the agenda, I do want to hear what you have to say, but just right now at this portion of the meeting talk about the agenda item, stay for the end and the public comment and you can tell us anything, OK. Mr. Brozik said he wanted to speak about the agenda item about the jail. He said the process that the developers were looking to propose for Fayette County was called a public/private deal.

Mr. Brozik said what happens is, and this is going on in Morgantown right now on Mon General Hospital, what happens is the developer uses money from insurance companies and they build the building on behalf of the county or the city, there are several of these going on in West Virginia right now, and there are several others in Pennsylvania with roads, other projects, and what you do is you use private money to finance a public project and what happens is you save a lot of money that way and you don't have a lot of costs associated with building a project this way. He said the projects can be built and the projects are leased back to the county for 15, 20, 25, 30 years, depending the rate the county wants to pay for the project and at the end of that term the project is given to the county for \$1. He said he wanted to clarify what went on and

what happened. Commissioner Zapotosky asked how many times he met with Commissioner Ambrosini. Mr. Brozik said three or four. Commissioner Zimmerlink said stay until the end of the meeting when he can talk about the other items. Mr. Brozik said he thinks it will be a while and they can talk about the redevelopment stuff at another meeting.

Dennis Kernock, Fayette County resident, said he had to apologize to everybody here because he hadn't been coming to the meetings and there is a lot he doesn't understand. He said he has a question for Mr. Zapotosky and he isn't being harsh, it is just a question. He said why have we gone so long on this project until you decided to back off. He said don't you have a responsibility to analyze what is going on initially up front and do your diligence, make a decision and then go with it unless there is some major change of event. He said we have gone so long on this project and we are almost ready to shoot the gun and it's changed. He said why did it take so long? Commissioner Zapotosky said sir, we were not informed to the level that I believe we should have been informed. Mr. Kernock said who is we?

Commissioner Zapotosky said the other members of the board, myself and Commissioner Zimmerlink. He said there were meetings held that we were not informed of, one specifically Mark Lundquist, there was a meeting at the airport, that seemed to be the place to go. He said there were places that information was discussed, if we don't know, granted, I am taking by commissioner colleagues word that this is the proper procedure, that we are doing everything correctly and it finally got to the point that the last three months I have asked several times to please keep us included, keep us apprized, I went to the last prison working group, Commissioner Zimmerlink followed me, she didn't say anything, I did and I implored them that it was time to separate from the prison working group and come to the board of commissioners and the other stakeholders within the county, such as the DA, the sheriff, etc. He said am I a day late and a dollar short, you betcha, but I would rather be a day late and a dollar short than a month late and broke. Terry Kriss said Vince, for two years you gave this man a second on everything he asked for and you shoveled two million dollars down the toilet.

Mr. Kriss said you woke up, you were born again, but like this gentleman said, why did it take two years and \$2 million. Commissioner Zapotosky said you are reading the report from Crabtree, you believe it has validity, you believe it was done with a level of professionalism. Mr. Kriss said don't say you haven't been informed, because you have been informed. Commissioner Zapotosky said on the contrary. John Cofchin, Fayette County resident, said sitting back here it is kind of a surreal moment and he should be happier about all this but the reality of the situation is that we are still stuck right where we were, how many years, it seems like this has gone on forever. He said does anybody have prison fatigue besides me? He said Commissioner Zapotosky I applaud your decision but I can tell you that two things will not let us make progress, one is when we talk about what should have been done, what could have been done or the past. He said they call it past for one reason, it is done, we are here now and we really do need a solution.

Mr. Cofchin said Mr. Ambrosini, we cannot make progress if you take the low road, challenge someone's ethics, you of all people, I mean really. Commissioner Ambrosini said let's try to keep this civil. Mr. Cofchin said this is not personal. Commissioner Zapotosky said it is a headline when it is about him but it's personal when it is about you. Mr. Cofchin said we have to get past this recrimination, we've got to get past this politics, we have to find a solution to the problem and please let's move on. He said when he reads in the paper, OK, that you are accusing one of your fellow commissioners of ethics violations and I think of the number of times that you have sat there, looked me in the eye and lied to me about various phases of this project, I think how do you know anything about ethics, how can you even go there? But you do and you did and now we are done with that, I hope.

Mr. Cofchin said please, please, let us look at the alternatives. He said Mr. Brozik, he never met the guy, he doesn't know his plan, but this is what we need to do, we need to look at these alternate proposals and we need to select the one that Fayette County is served by, one that Fayette County can pay for realistically, because remember that was one of your misrepresentations, it was going to be free. He said let's ask the taxpayers, is anybody buying that? So, with that mindset we cannot make progress. He said second, and very shortly because he knows there are a lot of people who want to talk, the bid process. Following a discussion about Mr. Cofchin's three minutes being up, he said he has in his hand a letter and it is labeled advertisement for bid. He said it is very specific and as a matter of fact, it is a pretty good plan, but it is very specific, it gives dates for soliciting bids and when the person has to have the bid in, where to pick it up and after all this brew ha ha, surprisingly it says that bidding documents are available for examination in of all places, the courthouse. Commissioner Zimmerlink said and nine other places.

Mr. Cofchin said how is one contractor, potential contractor, disadvantaged or ethics somehow violated if right here in your own process, did you originate this Mr. Ambrosini? Commissioner Ambrosini said no I did not. He said that was originated by the architectural firm that is responsible to provide the bid packages to contractors. Mr. Cofchin said did you provide the authorization to put this bid out because there are very specific times. He said he knows a lot about bid packages. Commissioner Ambrosini said the answer is no, I did not authorize it. Mr. Cofchin said then who did, who authorized it? He said that is important because did we have a contractor go rogue and kind of on their own. Commissioner Ambrosini said the bid packages weren't authorized, the bid packages never went out. Mr. Cofchin said the question is did the contractor send you a check to obtain a bid package, they did, Mr. Ambrosini I am sorry, but somebody beside me thought the bids went out because somebody sent a check. Commissioner Ambrosini said since you are making accusations. Mr. Cofchin said it is not an accusation, I bring you gifts, I will bring you your own copy of this, I have a copy for everybody, this is not an accusation, this is entitled advertisement for bids for the proposed jail.

Mr. Cofchin said this isn't an accusation, this is a hard copy. He said we need to get past where we are. Commissioner Zimmerlink said are you finished? She said, did you ask Commissioner Ambrosini if he had seen this? Mr. Cofchin asked Commissioner

Ambrosini if he had seen this. Commissioner Ambrosini said no. He said it was forwarded directly to the Chief Clerk who waited for two authorizations, she only had one so she didn't. Mr. Cofchin said who authorized it? Commissioner Ambrosini said he did. Commissioner Zimmerlink said, so you authorized it. Mr. Cofchin said this is why we are stuck. Commissioner Ambrosini said since you asked me the question, I will answer it. He said he appreciates his effort into not allowing him to speak but. Mr. Cofchin said you have ample time to speak all the time. He said your problem is you want to filibuster, you want to bullsh, I'm sorry, I'm not allowed to say bullshit. Commissioner Ambrosini said please, let me give you an answer. He said the bid packages were completed on July 25. He said Amy Revak, the Chief Clerk is responsible to make sure that those get advertised properly.

Commissioner Ambrosini said she requires two authorizations or authorizations by at least two county commissioners. He said when the bid packages were ready on the 25th, I gave her my authorization, that is only one, she did not receive an authorization from a second commissioner so she did not advertise. Commissioner Zapotosky said how did it end up in a Pittsburgh publication. Mr. Cofchin said why did someone send \$450 to obtain a bid package if the bid didn't go out? Commissioner Ambrosini said if his fellow commissioners would give Mr. Craig Zimmerman the opportunity to explain the bid process. Mr. Cofchin said the bid process is not the question. He said he doesn't have a problem with the bid process, he thinks it is set up very well and very fairly. He said he has no problem with the process, the question is authorization. He said throughout the entire process, you are kind of like the Lone Ranger out there and you are deciding this and you are deciding that and your fellow commissioners, the other two thirds of our leadership, have been excluded. He said that is a problem, that is one of the reasons why we are not making any progress.

Commissioner Zimmerlink said before you speak, I want to follow up with what Mr. Cofchin had said. She said first off, Amy Revak as the Chief Clerk, did you place that ad in the Pittsburgh exchange trade magazine? Chief Clerk Revak said no. Commissioner Zimmerlink asked if she asked for permissions to advertise. Chief Clerk Revak said she believes it is what Mr. Cofchin has. Commissioner Zimmerlink said Chief Clerk, Commissioner Ambrosini said he gave you authorization but you needed to have a second authorization, did he give you authorization to post that ad right there, because it was placed in, after the fact, that document that you are looking at right now, did you ask for authorization. Chief Clerk Revak said she sent an e-mail with this attached to all three commissioners asking for authorization. Commissioner Zimmerlink said you did not, that is incorrect, but that went after the fact. She said her question is did you. Chief Clerk Revak said she didn't advertise anything. Commissioner Zimmerlink said do you know who did. Chief Clerk Revak said she didn't know who did and she didn't see that it was advertised.

Commissioner Zimmerlink said you sent that ad after all of this had blown up not before for authorization. Chief Clerk Revak said she needed authorization because she never advertised it. Commissioner Zimmerlink said the second thing is there is an e-mail that shows, and she learned this after the fact as well, that a member from Crabtree Associates sent that to Commissioner Ambrosini who then sent it to the Chief Clerk, not

to anyone else, but to the Chief Clerk and asked for a review by John Cupp, so the Chief Clerk then sent it to John Cupp. She said all of this we find out after the fact, so there was at least three individuals who saw that document before Zapotosky and Zimmerlink saw that document and that was placed in a Pittsburgh journal, or a Pittsburgh trade magazine because that is how the \$450 was sent to the commissioner's office, OK. Mr. Cofchin said Commissioner Ambrosini, I have sat in on a lot of meetings, pre-bid meetings, construction projects, participated in quite a few projects, this is the worst roll out of a public works project that one can imagine. He said you have written the handbook on how not to do it.

Julie Toye said she wanted to thank and commend Vince for wanting to look at other options and Commissioner Zimmerlink for continuing on pushing this as well but she has a gnawing feeling that in order for things to go efficiently and on the up and up the rest of the way in solving this jail problem, that gnawing feeling that Al really needs to be removed as chairman. Commissioner Ambrosini said you have already had your three minutes. Ms. Homistek said she doesn't care, why is it that I am the only one, you always like to mock me and demean me at these meetings, you have something about women, about me particularly. She said you told me limited to three minutes, you didn't say that to one other person except me, why is that, why do you tell me three minutes but everybody else. She said the arrogance and disdain for me is just, this is it for you, not more jail. Jonathan Jones, a college student, said he had a handful of questions. He said he is living out of town for the majority of the year, so he wants clarification on some of these points. He said his first is the occupancy limit versus the actual population of the prison. He said his second question is have any other options been surveyed and/or appraised.

Mr. Jones said his third is a two-part question, by what criteria has the site in Dunbar been approved and by extension, have any others been excluded. Commissioner Ambrosini said they have looked at approximately 25 sites around the county and for various reasons and mostly sewage issues that the different sites have been, he said he wouldn't say excluded, lower priority has been placed on them. He said the, again we have been working on this project for two years. He said the prison working group, some of those individuals are here, worked very hard, worked very diligently determined what type of a facility we needed in terms of what type of programming we are developing so we can actually help transition them into productive citizens. He said the fact is right now, and it is obvious it was done by the economic evaluation, a financial study, that we are wasting approximately \$2 ½ million a year right now because of the inefficiencies of trying to operate a 125-year old facility and the fact that we are sending approximately 30 percent of our inmates outside the county. He said transportation costs, rental fees and those sorts of things. He said the facility that we have proposed and that is, the design is complete, is extremely functional, is very efficient and even with the debt service, which will cost about \$1.9 million a year, that's a savings less than a two and a half million a year that we are wasting, so it will actually save the taxpayers \$600,000 a year.

Commissioner Ambrosini said that has all been documented. He said he doesn't see any other economic plans or studies that give any better options. He said we can dance

around these issues all we want but the fact is that a replacement facility is needed. He said it is needed in such a manner to comply with the way that we manage inmates today, which is much more efficient than it was. He said he isn't going to say that our problem is we have a 125-year-old facility. He said our problem is that facility was designed 125 years ago and there wasn't even automobile manufacturing done 125 years ago. He said we cannot possibly, for example, in the current facility we have sort of a chapel that was formerly the coal bin. He said we have no room for counseling services, we have no room for GED training, any of the things that we have to do in today's world, one third of our inmates unfortunately have behavioral health problems. He said that is because our state mental hospitals are being closed down.

Commissioner Zapotosky said they have been closed for 30 years. Commissioner Zimmerlink said this is public comment on agenda items, not a reiteration of why Commissioner Ambrosini wants his jail, so, do you have another question? Mr. Jones said a large percentage of the prisoners are non-violent offenders. He asked why we need more space to house them when they would be better served by rehab or other alternative sentencing. Commissioner Zapotosky said we do have, we have established a mental health court, we have a veteran's court. He said we also have a day reporting center, which hopefully will start to control some of the growth. He said the growth is estimated at 4 percent a year and with these programs we will be able to slow that growth to 1.9 to 2.1. He said you are never going to stop growth but you can control it. Commissioner Ambrosini said we currently have about 150 people today enrolled in the day reporting center. Commissioner Zapotosky said that came from Secretary Whetzell himself, I was not plagiarizing his comment.

Mr. Jones said this is the last question he has, it is about actual population. Commissioner Ambrosini said he thinks the occupancy limit is 262. Commissioner Zapotosky said 232. Mr. Jones asked what the current population is. Commissioner Ambrosini said he isn't sure what it is right now, but he knows we have individuals out of county. He said we have individuals out of county so typically we are at our limit. Commissioner Zimmerlink said it should be in one of the studies that he has. Commissioner Ambrosini said they publish the occupancy reports every month with the prison board meeting. Mr. Jones asked where he can go to access these reports. Commissioner Ambrosini said if you file a right to know you can get them from the clerk. Commissioner Zimmerlink said sir, that's incorrect. She said if you want to have that information you go on our county website, www.co.fayette.pa.us, go under public meetings, click on prison board minutes and you can review all of the prison board minutes, OK, you don't have to do a right to know request, we have it on our county website, all right, you can go and sit down and get it today. She said she wants him to have the information that is our job to give you public information, not to have you do a right to know when it is available on our county website.

Michael Cavanagh said he had a couple items. He said Commissioner Ambrosini we have a controller here, maybe the controller can enlighten us. He said recently there was an article and he apologizes if he is out of order, he said he works out of state and there was an article, you have ask that she be investigated by a district attorney, you have now asked that he be brought up on charges, investigating him, is that correct, is

that not in the paper? He said his question is he going to ask that yourself be investigated, maybe the district attorney can take a look at you for this back door access that you granted unilaterally to the software program. He said nobody authorized that but you, you told the IT department guy to give clearance to somebody else to the sensitive accounting system. He said is that correct, the software, you did do that correct? Commissioner Ambrosini said he will make his comments after he is finished. Mr. Cavanagh said hopefully you will turn yourself in too. He said he finds it interesting how he likes to have the district attorney come and bat for you and you want the district attorney to come and investigate him and I think you need to be investigated.

Mr. Cavanagh said on the prison, the geotechnical study that everybody had been waiting for, you rudely attacked Mrs. Mazza by saying she is going to educate you with her engineering background, you had it for 2 ½ months and did not share it with your fellow commissioners, meanwhile the county is potentially on the hook for \$1.25 million and the clock is ticking on the 90 days of due diligence and you held that report for 2 ½ months. Commissioner Zimmerlink said it's not ticking, it's past due. Mr. Cavanagh said we haven't signed it have we? Commissioner Zimmerlink said yes, they did sign it, I didn't sign it. Mr. Cavanagh said you both signed to buy this property. Commissioner Zimmerlink said they both signed the agreement of sale, yes. Mr. Cavanagh said wow, that's amazing, so you withheld that report when you had access all that time and you withheld it because when they did finally deliver the report only two copies were delivered, one for the two commissioners that didn't have it already. Commissioner Zapotosky said it was contingent on making the property suitable for construction. Mr. Cavanagh said am I to understand that you closed on the property.

Commissioner Zimmerlink said not closed, well I don't know. Commissioner Zapotosky said that was contingent on the property, Sheryl, it was contingent on? Solicitor Heid said it was contingent upon it being approved for the special exception and that is still under legal appeal at this time. Mr. Cavanagh said his concern is \$4 million that is spent or is going to be spent and he applauds him for stopping this. He said the people are coming and have to stand up and listen to your arrogance Commissioner Ambrosini and I have seen you personally be unkind to a World War II veteran, I've seen you be unkind to his wife, we need to carry this a step further as Julie Toye said, you need to leave as chairman because you obviously are not sharing information that you had, you were withholding, you were holding private meetings, you are telling the IT department guy who you are now going to vote on his resignation, you told him to give backdoor access to the county's accounting system- for what purpose, if you needed information could you not ask the controller for some information? He said what did you need access to the sensitive accounting program for Mr. Ambrosini, since you were the one who authorized it by yourself by the way, which is not allowable?

Commissioner Ambrosini said your time is up. Mr. Cavanagh said are you going to answer? Commissioner Ambrosini said yes. Mr. Cavanagh said can I listen to your answer please. Commissioner Ambrosini said sit down please, we are not going to get into a debate. Mr. Cavanagh said he shouldn't be chairman. Commissioner Ambrosini said the answer is this will be looked into, all the details will come out and he will guarantee that the results are going to be different than you expect. Commissioner

Zimmerlink said Mr. Cavanagh, I don't even know what that meant, seriously, and this is an agenda item and we are going to discuss it, you brought it up, it is an agenda item. Mr. Cavanagh said maybe the controller can shed some light on how is it that certain people are giving unauthorized access to our sensitive accounting, he said he doesn't know of any resolution or vote and he hasn't seen a document where anybody has signed two times by two different commissioners to authorize you to do what you are doing. He said you are not Dictator Al. Commissioner Zimmerlink said it cannot be denied, it has already been confirmed that the individual received the authorization from Commissioner Ambrosini and he entered into the server from a back door access, OK, that's not a debate, he stated it, there was a reporter from the Tribune Review, I don't know which newspaper it was, I believe, and the employee acknowledged, plus the employee acknowledged it to other individuals, OK, it can't be denied, it was done through a back door access because one commissioner told him to do that and he said that he regrets doing that.

Commissioner Zapotosky said Ms. Wrona, by virtue of having access, back door access, front door access, side door access, access in general, what potential harm could come of the county's financial system? He said if somebody was having a good old time, oh my goodness I'm in New World, I don't know what it is, what could they do? Acting Controller Wrona said it would be per user and the permissions awarded to that user could be creating vendors. Commissioner Zapotosky said creating vendors, issuing checks, the whole nine yards, so the whole process was breached, now this did not happen, no money was taken, nothing like that occurred. Commissioner Zimmerlink said you don't know that, do you know that? Acting Controller Wrona said according to their reconciliations, there have been no bank transfers. Commissioner Zapotosky said Ms. Wrona, not only did she find it once, she had to suspend passwords on how many occasions because of unlawful, because of people being in things they shouldn't be in.

Acting Controller Wrona said permissions were excessive beyond what they should be. Commissioner Zimmerlink said not needed. Commissioner Zapotosky said OK, so it looked like something was wrong there and you discovered there was excessive use, and if it was me and were using it too much it would fall in line with an 8 to 4:30 shift. Acting Controller Wrona said the information that was accessible was information that should have been accessible. Commissioner Zimmerlink said that should have not been accessible. Commissioner Zapotosky said we don't have a contract with the person in question, Sam Lynch, we don't have a contract for him to do any work on the prison. He said the only contract we have engaged with Susquehanna was with Mark Lundquist, correct? Acting Controller Wrona said that's a different. Commissioner Zapotosky said but that's the only one that has any contractual obligation for the county to do any work on the prison, correct? Acting Controller Wrona said well, yes. Commissioner Zapotosky said Mark Lundquist, not Sam Lynch. He said Sam Lynch helps prepare the audit and Sam Lynch comes in and helps with the budget, right? Acting Controller Wrona said yes. Commissioner Zapotosky said OK.

Commissioner Ambrosini said Mike, let me answer the question. He said Sam Lynch provides assistance to our GASB accounting assistance program and provides budget assistance and he assures that we comply with all the codes, accounting codes, and

most people know that those accounting codes are kind of a moving target because there are always new rules and so forth, so that is why we hire a financial consultant in the first place. He said a couple months ago, three months ago probably, I was informed that the financial consultant was locked out of the system and this isn't the first time that this has happened. He said the employees that worked in the commissioner's office were also reduced, their permissions were changed. He said in order to keep productivity, I indicated to our IT person to restore those permissions to the three people that had been, what I thought were inappropriately or unknowingly changed or reduced. He said unfortunately this happened again last week where our consultant is trying to help the Controller's office prepare for the audit and he was asked by the auditing firm to provide some information and he tried to get in the system in a certain area and was not able to. He said he guarantees there are some issues here and they will be looked into and it will be determined what we need to do about it.

Commissioner Ambrosini said there are not counties that he is aware of, and we have sent out a question through CCAP to see what counties control their permissions of their financial systems through the Controller's office and none of them do. He said they are all under the IT. Commissioner Zimmerlink said no they're not, no they're not. She said what he said was incorrect for the last 10 minutes, OK. She said first off, let me say this, the e-mail that Commissioner Ambrosini directed the Chief Clerk to send out to all 67 counties asked who has the permission for the software. She said six counties responded, six, out of 67. She said of those six counties, how many Acting Controller, of the six that responded that he said it was the accounting, the IT department, how many of those counties have elected county Controller's, four, do not have elected county Controller's, so that is why the county Controller does not have the supervision because those counties do not have county Controller's, so it is OK to make a statement like that but it makes absolutely no sense, of course they are not going to say they gave it to the IT department and not our county Controller because they have no county Controller.

Commissioner Zimmerlink said it is doubletalk. She said the second part is that he just said recently, since all of this broke in the newspaper, that Sam Lynch had another issue. Controller, Acting Controller could you tell us what that issue was and how it was resolved and whether or not it was an issue. Acting Controller Wrona said he couldn't drill down to see detail of a check. Commissioner Zimmerlink said he couldn't drill down to see detail of a check, and what was the problem, and why couldn't he drill down? Acting Controller Wrona said he needed another check. Commissioner Ambrosini said he needed another permission. Commissioner Zimmerlink said all he needed was another permission, does he need that information? Acting Controller Wrona said yes, he is able to look at that information. Commissioner Zimmerlink said was there any particular reason why he didn't have that? Acting Controller Wrona said no. Commissioner Ambrosini said he had it in the past so what changed? Commissioner Zimmerlink said so it was updated, correct? Acting Controller Wrona said it has been updated.

Commissioner Zimmerlink said we don't need to go through a back door to give permissions, all you have to do is come to the Controller's office and they will give the permissions as needed to protect the security of our financial system. She said the

other thing that Commissioner Ambrosini said there were two employees that could not do their work. She said who are those two employees, the purchasing and the Chief Clerk, correct? She said the purchasing agent had contacted us and corrected the statements that were in the newspaper from the statements that were said. She said her only issue was the fact that she was given work access time, this is the individual who sent an e-mail to all of us to make the clarification of how it was stated in the newspaper and by Commissioner Ambrosini, her access was from 7 a.m. to 5 p.m., whatever the work time was. She said the Controller's office asked the purchasing agent a few months ago, at the beginning of the year, 2014, asked her to close out 2013 purchase orders. She said this individual wanted to accommodate the county and the Controller's office, she had so much work to do during regular working hours that she went home and she wanted to do it in the evening.

Commissioner Zimmerlink said when she went home and tried to do it in the evening the access came up and said denied, you only have access during working hours, there is nothing wrong with that, OK. She said she came to work the next day, she asked that be changed so she could go home and work on it in the evening and she was given that access. She said it's not this big thing that she was denied any access, employees are supposed to do their work during county time, not after county time, in this instance she wanted to have access after working hours so she was granted it, it's not a big but had that person come to the Controller's office the Controller would have done so, you don't need to back door anything. Mr. Cavanagh said Commissioner Ambrosini you don't understand government, you have to have checks and balances, number one, the Controller is here to protect us, number two you have to have two signatures or two votes to do anything and you don't seem to understand your position. He said his final comment is this for Kathy Winkler, because he heard the show and I heard what happened, it is unconscionable for me to think that a county commissioner would call an employee into his office and interrogate that person who is not your secretary, who is Commissioner Zapotosky's secretary, who do you think you are to do that to an employee?

Mr. Cavanagh said you brought Ken Burkley here and you paid him all this money, we're going to reduce lawsuits, I hope she takes you to court because you seem to have a problem with your job duties and withholding information and trying to interrogate people. Commissioner Zapotosky said if I may Michael, please, I say this out of my fondness for Kathy, it's just going to upset her further so, I know you guys understand what happened and emotions are just that but she is going to lose it pretty soon and I don't want her to lose it here. David Show, a lifelong resident of the county, said first off Angela, you have to stop thinking because that messes up plans. He said second, I am in total disagreement with you Michael, in light of all the stuff that has gone down with this prison, and all the lies and deceptions, he should absolutely not step down as chairman, he should step down as commissioner. Terry Kriss of Dunbar Township said he wanted to comment on number six, Fayette County Redevelopment Authority TIF program, even though he doesn't agree with Sean Cavanagh's politics he will agree with him on the TIF program, this is corporate welfare.

Mr. Kriss said when he heard the last commissioners meeting or two ago, when Andrew French came in and called that property blighted it about made me sick. He said when anybody in this community or this room thinks about blight maybe think about Brownsville's past or even its condition now. He said he isn't just picking on that, you don't call a blighted area nestled amongst the biggest development in our county blight to get a TIF program. He said these are multimillion dollar developers who can afford to pay taxes and if they can afford to hire Reed Smith as a legal consultant they have the money to do whatever they need to do. He said the Laurel Highlands board school be commended for looking after their constituents. He said they are the first board to do that and put politics second and people first so commissioners get rid of that, you have one leader, follow what these people did. He said don't give them a helping hand.

Mr. Kriss said his second comment is on number, human resources, number 13, consider placing on the agenda accepting the resignation of director of IT Kebin Holbert, effective August 22. He said he has a few questions, when was Kebin hired by the county, how long has he been here? Commissioner Zimmerlink said he was hired by the Vicites Zapotosky Zimmerlink era by a 2-1 vote. Commissioner Zapotosky said so then five years, five or six. Mr. Kriss said so he is not new to the program, he fully understands his job, curriculum and all that. Mr. Kriss asked what day he tendered his resignation. Commissioner Zapotosky said Kathy had told him that Kebin was resigning and he didn't receive official notice until Monday, everything else was grapevine. Commissioner Zimmerlink said Monday, August 11. Mr. Kriss said Monday, August 11 is when he tendered his resignation? Commissioner Zimmerlink said that is what they were told by the HR director came to the commissioners agenda meeting on Tuesday, August 12 and said that he tendered his resignation the day before, is that not correct, with a two weeks' notice.

Mr. Kriss said and he gave an effective date of August 22? Commissioner Zimmerlink said yes, he tendered a two week notice, which is this Friday. Mr. Kriss asked if he has been to work since? Commissioner Zapotosky said yes. Mr. Kriss said so he didn't burn up sick days or hide from the issue, he's been a faithful employee and has come to work? He said he has heard about this back door and obviously this guy in the paper was duped by Ambrosini into doing that, don't you think that accepting his resignation is a little bit light weight accepting his resignation instead of setting the tone for a future employee you don't do stuff like this. He said doesn't that make more sense, why would you just let somebody walk out the door and resign, and by the way, it was the date he resigned, the day before this broke in the Herald-Standard, the day before, I find it highly coincidental that this man of five years decides to check out the day before the story breaks in the newspaper. He said so, did you say you want to accept his resignation, what tone does that set for any future employee that decides to go in the back door, doing things unethical and improper, what tone does that set, what precedent does it set by saying, yeah just let him go away, we don't care.

Commissioner Zapotosky said listen Mr. Kriss, we have a man named Mike who is full time and we have a part time IT person, we wanted to make sure that Mike was up to snuff if you will on passwords, etc. as a matter of fact the other day just to ensure there is no breach any longer, Commissioner Zimmerlink and I had Mike to contain his own

password on the, what is it called, the SIB. Commissioner Zimmerlink said sequel server. Commissioner Zapotosky said they had him seal it in an envelope, sign over top of the seal, date stamped and then we put it in the safe in the commissioners space, I don't even know the combination of that. He said Kebin was helping with the transition. Mr. Kriss said that still doesn't preclude you from reprimanding them. He said he did a major faux pas, major, this isn't a minor infraction, this is major and in my option, he should have been fired, but to do nothing but let him walk out the door is very irresponsible of all three of you so my recommendation is that he should be given a reprimand before he walks out the door. He said think of the next guy to hire him and not know what he did.

Mr. Kriss said he will move on to the next issue, which is the prison. He said you are fully aware that I am the closest neighbor to that debacle that has come upon this board. He said this is a crazy story Vince, and I have said it before, for two years you gave this guy a yes on everything, to say you were out of the loop, no way you would get a pass on that one, we all were here, pleaded with you, begged with you and still you gave him a yes and here we are again, two million later and now we decided to regress, I commend you for doing it, but two million later, now here is the problem, being that I am the guy with the wallet fighting you people, I want to know if I have to fight the court system, why do I have to spend my money to fight the system for something you don't even want in my backyard. He said he doesn't want to fight Sheryl Heid to be an intervener in his case and he doesn't want to have to fight Al Ambrosini, it is costing me tens of thousands of dollars to play this little merry go round game with this prison debacle, OK. He said you saying halt does not stop the legal process and the siphoning of money out of my wallet.

Mr. Kriss said do you understand that? So to let me, Terry and company do the dirty work to put an end to this crap while the three of you start to decipher it and talk about alternatives, doesn't help my cause at all, does it? Commissioner Zapotosky said he doesn't know the legal response to that. Mr. Kriss said he isn't asking for a legal response, there was an awakening that happened with you, whatever that way, Thank God whatever it was, but the point is I still have to shovel money at this dictator's debacle. He said are you sitting here telling me now that it isn't going to be in my backyard, period, is that your response? Commissioner Zapotosky said he voted to suspend all actions regarding it and he would like to look at an alternative site, i.e., I would prefer for it to remain downtown and that's all I can tell you. Mr. Kriss said you know something, it's like a commissioner who said that from day one along with many people in this audience but we were all obstructionists and today I didn't like reading in the paper with Heneks little story again, I'm an obstructionist, I'm tired of being called an obstructionist. He said he is a property owner and would anybody in this room, and I mean anybody want a prison in their back yard, anybody put up their hand, nobody, so to say to me that I am an obstructionist. Commissioner Zapotosky said who said that?

Mr. Kriss said that was Heneks called everyone against this jail, so that means the Mazzas and Evelyn and John Cofchin and me and my wife, we're holding up this whole thing, he is putting all the weight on our shoulders, OK, guess what Vince, today you are going to take some of that weight, you are going to put it on your shoulders. He said you

did, but you are not taking the weight off of my shoulders. He said right or wrong, I have to fight you for something you don't even want. Commissioner Zapotosky said it would take two votes to rescind that action and I don't know the legal approach that would take, Sheryl would have to advise me on that and it would still take two votes. Mr. Kriss said you better do something because you realize I am not going to roll over on this program, you have to understand that, especially with the decision that you made today, you leave it wide open for me now, all this money that I shoveled into the toilet and all this time I was shot down in the paper as an obstructionist but I'm an obstructionist who spends money. Commissioner Zapotosky said he is entitled to change his mind and he did so based on his believe, I feel that we can do this project downtown cheaper and as efficient as we could outside.

Mr. Kriss said he couldn't agree with you more. Commissioner Zapotosky said he studied, he looked at everything but unfortunately not every bit of information was provided, I have that all now and am ready to make the move. Mr. Kriss said how could information not be provided, you have an office right beside this man, knock on the door ask Al to give you the information and if he doesn't, grab him and make him give it to you. Commissioner Zimmerlink said she has a question for Attorney Heid because the question that she hears is that we have two sets of individuals, OK, that has filed appeals with the zoning and you are saying that the action that will be voted on later on in this meeting to suspend, to suspend those actions, does not include the litigation, Sheryl Heid, right, which means that tomorrow if, tomorrow if, the case is continuing. She said Sheryl Heid, you are well informed because you are the individual who is filing, you filed a motion to intervene and everything and I don't know who told you to do that but regardless it was, what action would need to be taken to stop the zoning appeal?

Solicitor Heid said the current legal action is against the county zoning board. She said that is not something she is personally involved in, they are a separate county entity, so their ruling approving the special exception is what is under appeal. Commissioner Zimmerlink said you are involved in it because you stood in front of the judge and you said you were filing a motion to intervene. Solicitor Heid said she is not a part of that board. Commissioner Zimmerlink said she understands, right, but you filed a motion to intervene on the Kriss vs. zoning hearing board and a motion to intervene on the Hovanec and. Solicitor Heid said she is trying to answer the question. She said she is not a part of that board but she had asked to intervene on behalf of the county to get the information to participate in those proceedings. She said the petition for special exception was filed by Commissioner Ambrosini so one of the legal issues is whether or not that is a county petition for special exception or whether it is something else. Commissioner Zapotosky said what would something else be? Solicitor Heid said two responses could be either Commissioner Ambrosini could withdraw that petition for special exception, which would stop the appeal.

Solicitor Heid said it has already been approved by the zoning hearing board so there actually is an outstanding legal question that would need to be resolved but that could be resolved in front of a judge, that has already. Commissioner Zimmerlink said OK, what's the second? Solicitor Heid said if it is a county action then the county board of commissioners could withdraw the petition and there would still need to be a resolution

in front of the judge. Commissioner Zimmerlink said withdraw which petition? Solicitor Heid said the petition for special exception, if it is deemed to have been a county action, then a county action could withdraw that. Commissioner Zimmerlink said you have to deem if it was an Ambrosini action or a county action and whatever it is deemed then that particular party, either AI or the commissioners could pull it. Solicitor Heid said most often we would stipulate on behalf of the county designating it and then designating the action that was needed to withdraw it and then also stipulate that the judge would rule or not but in this case there is some question as to whether I will be intervening or not.

Commissioner Zapotosky said if I may ask a question, please. Commissioner Zimmerlink said but you did file. Solicitor Heid said she did file also on the challenge so she can't speak on behalf of the county if I'm not. Commissioner Zapotosky said Ms. Heid, can I ask a question, prior to today's agenda meeting there were three items, two were put together but subsequently we did separate them, one was the Kriss suit, the other was the Cofchin Hovanec suit, correct? That did not advance for approval at this meeting, correct? He said secondly there was another motion that did not make it past the agenda and that was the motion to give AI, commissioner Ambrosini authorization to file as an intervener on behalf of the county and that was not passed. Solicitor Heid said those issues are not on today's agenda but I was not part of that working, that meeting. Commissioner Zapotosky said what he is asking is if he said no and he voted no on the others and it is not on here today then why. Mr. Kriss said your question is why did she file the intervention the same day, two days after they said go file it she was down in the prothonotary's office, done, two hours later. He said you're right you didn't tell her to do it she did it on her own two hours after the judge told her to do it. He said commissioners, who authorized her to do that? You obviously didn't, Commissioner Zapotosky, Commissioner Zimmerlink, Commissioner Ambrosini? So she took it on her own after a hearing to intervene on my case and cost me more money. Now you know the series of events.

Commissioner Zimmerlink said that John Cupp told her to do it. Mr. Kriss said where did he get his authority? Commissioner Zimmerlink said we don't know, we'll have to ask John Cupp. Mr. Kriss said it is obvious, nobody gave it to him, we have rogue attorneys here, we just do what we want and it costs me time and money. He said he wants to know what they are going to do about his legal bill and if they keep him spinning his wheels, you will get him more pissed off and you realize AI, the time we have all spent on this deal, there has to be multiple, thousands and thousands of hours on wasted time, DEP officials, conservation district officials, courthouse employees, county commissioners, people in the public, do you imagine the time waste you have created in this county over this debacle of a prison? He said do you understand that, thousands and thousands of hours, you have grant writers looking for sewage for a grant project that ain't never going to happen, what the hell is wrong with you man? He said AI you are out of control, hey AI, relinquish your chairmanship and please do us all a favor.

Commissioner Zapotosky said one last point of order, yes he realizes that he did support the initiatives presented to this board prior. He said however, based on reflection and review, I think that we can do it better, cheaper and accomplish the same

goal, so if it took me six months to figure that out, I apologize, quite frankly what I have now seen and what I have looked, I think we can. Mr. Kriss said he appreciates him manning up and being honest because he is a leader, everybody makes mistakes, but he admires him more for doing what he did. He said cut the chain from this anchorman. Commissioner Zimmerlink said very quickly, because everyone who has come up to the podium has said about this being long overdue and even mentioned the work sessions. She said with regard to the work sessions, Mrs. Mazza, on October 15 of 2013 a motion was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to hold the commissioner's work sessions for all matters pertaining to the new jail construction, to be held at 9:30 on the third Thursday every month, beginning in October. Never been done, it was passed unanimously. She said she understands and the other thing is everyone is saying about this being long overdue, I don't do these things here but I pulled up the minutes, it's October of 2013 where I made a motion and I will pull up the minutes you can read it, I made a motion to amend the agenda to hold a public meeting and to review all of the other alternatives to this jail, that was October of 2013, which I did present my plan which was the downtown as well. She said everyone was talking about long overdue, October of 2013, it's done today so we have to move forward, OK.

Commissioner Zimmerlink said something needs done to address the overcrowding issue, OK, that's what we have to address, the overcrowding issue. Mrs. Mazza said we know that, we've known that all along, our point was one man shouldn't be doing it behind closed doors all by himself, that was our problem. Commissioner Zimmerlink said there are other alternatives that need to be explored and carefully considered to address the overcrowding issue. She said we will do that because of this motion. Mr. Mazza said the whole committee has preached alternatives to what Ambrosini has wished for and he ignored them.

Emergency Management Agency

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify travel to the Motorola Facility in Schaumburg IL for Tony Alviar and Craig Konopa for July 27 to August 1, 2014 for Admin training on Fayette County's new Radio Project.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the Emergency Management Performance Contract for October 31, 2013 thru December 31, 2014 in the amount of \$ 45,781.00.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a Memorandum of Agreement and Understanding with Armstrong County, Indiana County, Somerset County, Westmoreland County and Lawrence County pertaining to the governance, operation and maintenance of the Regional Public Safety Radio System Controller Switch for the Inter-county Regional Radio System (ICORRS).

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint the following members to the ICORRS Board as representatives for Fayette County: Executive Board -- Roy Shipley, EMA Director, Guy Napolillo, 9-1-1 Coordinator, Emergency Service Subcommittee – Richard Adobato, EMS representative, Brain VanSickle, Fire Representative and Steve Cooper, Law Enforcement Representative; Alternate Representative – Vincent Sherwood

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve Amendment the Southwestern PA Emergency Response Group (Region 13) agreement to include Venango.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify a lease with Central Christian Church for \$300 a month for 10 spaces, effective July 1, 2014. The lease can be terminated by either party with 30-day notice.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Redevelopment Authority

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adopt a resolution which indicates that the County agrees to participate in the Tax Increment Finance (TIF) District at the Fayette Crossing Development at the Fayette County Business Park in accordance with the TIF Plan for a twenty (20) year period, allocating one hundred percent (100%) of the tax increment resulting from the development to the Redevelopment Authority for the purpose of financing certain improvements in the TIF District.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

Prior to a motion, Executive Director Andrew French asked for a resolution. He said he provided a copy of the resolution as well as an amended plan for the TIF. He said if the commissioners will recall, we have been before you before on this matter and we were hoping to do this TIF District in cooperation with the county, South Union Township and the Laurel Highlands School District and the school district has made the decision not to act on the proposal so we went back, we regrouped with the developer and I have Randy Hake here of Cedarwood Development who can answer any questions you may have, but we went back to the drawing table and tried to carve out some type of deal to preserve the development and that is the amended plan you have in front of you. Commissioner Zapotosky said this is solely going for infrastructure, water, sewage, roads, there is no tax abatement at all to the developer, this is just development.

Mr. French said correct, and that is the way a tax increment deal works is they would continue to pay the taxes, the full taxes, but a portion of those taxes, and Commissioner Zapotosky said would go to pay for the debt service for the infrastructure. He said he will make the motion. Commissioner Zimmerlink said you had stated several months ago that the proposal that was presented would need to have all three taxing bodies to agree, correct? Mr. French said that was the other plan. Commissioner Zimmerlink said if one did not agree, could it still go forward? Mr. French said they didn't believe so because of the financing deal that they put together required that level of contribution and since they didn't get that level of contribution we have gone back to the developer, we looked at the numbers, they did a lot of introspecting work themselves, and they have since

come back to us and said they think they can still make the deal work with just the county and the township. Commissioner Zimmerlink said what does the law say? Mr. French said the law does permit it. Commissioner Zimmerlink said OK, because originally it was said for this to move forward that all three taxing bodies had to agree.

Mr. French said it isn't a legal requirement but at the time we thought financially the only way the deal could work would be to have that financial contribution. Commissioner Zimmerlink said OK, alright, thank you. Commissioner Zapotosky said he makes the motion, again when you look at the project, he thinks it is well worth it with the businesses coming in it is going to be a good project, especially with the hotel next to it, so I make the motion. Commissioner Ambrosini said he will second the motion, and in addition to that, we can't ignore the fact that it will create 400 jobs for the community and jobs are very important, economic development is very important. Commissioner Zapotosky asked Mr. French if the business park was under the KOZ or anything of that nature? Mr. French said there was a portion early on that was designated as a KOZ but we removed that.

Commissioner Zapotosky asked if he recalled when that was. Mr. French said the county conveyed the property to us in 2000/2001 and the designation was removed after that time. Commissioner Zapotosky said so it was KOZ prior to that? Mr. French said correct. Mrs. Mazza asked how many jobs will remain after the construction is done. Commissioner Zapotosky said no way is it Wheeling Pitt but it is top line retailers. Mrs. Mazza said like who. Commissioner Zapotosky asked if he is permitted to say one of the names, he said Hobby Lobby, Dick's Sporting Goods. Mrs. Mazza said we have all kinds of sporting goods here. Commissioner Zapotosky said all this is doing is paying for the infrastructure. Beverly Beal said somebody is getting money. Commissioner Zapotosky said the school district will get more money as the project moves along. He said Hobby Lobby is kind of a controversial company to say the least and they sell hobby, toys, and they have some conservative values that have met with some resistance. He said they are nationwide and they are a big firm. Commissioner Ambrosini asked Mr. French if he had anything to add. After asking for comments from commissioners, Commissioner Ambrosini called for a vote.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to adopt a resolution which approves two (2) applications being submitted by the County to the Pennsylvania Housing Finance Agency (PHFA) Pennsylvania Housing Affordability and Rehabilitation Enhancement (PHARE) Fund. This approval will authorize the Commissioners to sign and submit the applications for assistance and will also approve execution of a Cooperation Agreement upon award of funding which will highlight the Redevelopment Authority's responsibilities for administration of the Program.

Commissioner Ambrosini yes
Commissioner Zimmerlink yes

Motion passed 2-0

Prior to a motion, Mr. French asked for the action and Commissioner Zapotosky exited the room. Mr. French said of the two applications, one is to request \$150,000 to support the development by Fayette County Community Action Agency for Fairchance Borough and the second request was for \$250,000 for Redstone Township and Dunbar Township.

Assessment Office:

Commissioner Ambrosini asked for a motion to consider approval of a LERTA, Local Economic Revitalization Tax Act, for Henry Clay Township for a ten (10) year period contingent upon approval of the Henry Clay Township Supervisors and the Uniontown Area School District. Effective date would be upon final adoption of all three taxing bodies. Commissioner Zimmerlink said you don't need to wait, I'm not going to make a motion. She asked Commissioner Ambrosini if he was going to make a motion. Commissioner Ambrosini said they will come to that when they have three commissioners.

Commissioner Zimmerlink said no, no, no, no, wait, wait, wait, we have a quorum, we have a quorum, right, we have a quorum, we have, this is up for a vote, make a motion. She said we have a quorum, you can still conduct county business. She said wait a minute, we have a quorum, are you going to make a motion. Commissioner Ambrosini said there is no action on this one. Commissioner Zimmerlink said OK, move on then. She said wait, it is on the agenda, something has to occur. She said you have to take some action on it now. Solicitor Heid said you can move it to the end of the agenda. Commissioner Ambrosini said we will just move it to the end of the agenda then.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to enter into an agreement with Real Estate Appraisal & Marketing Appeals for an appraisal report on the Lowes Lumber & Home Center located in South Union Township. Fee to be shared with the Laurel Highlands School District. Cost to the County \$3,250.

Commissioner Ambrosini yes
Commissioner Zimmerlink yes

Motion passed 2-0

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve the following for a real estate tax exemption as they have been qualified as 100% disabled veterans by the Veterans Administration of Pennsylvania effective for the 2014 tax year.

Michael J Schomer 460 Constitution St. Perryopolis PA 15473 Parcel No. 28-07-0024-17

Duane A. Royster 100 Spring Lane Uniontown PA 15401 Parcel No. 34-05-0186

Commissioner Ambrosini yes
Commissioner Zimmerlink yes

Motion passed 2-0

After the vote, Commissioner Zapotosky re-entered the room.

Behavioral Health Administration:

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve agreements and modifications, as listed:

	<u>Contract Value</u>	<u>Period</u>
<u>Base Contract Agreement 2013-2014</u>		
Life's Work of Western PA	\$5,279	4/1/14-6/30/14
<u>Modification Agreement #1 2013-2014</u>		
RehabCare Group East, Inc.	\$8,000	7/1/13-6/30/14
<u>Base Contract Agreement 2014-2015</u>		
accessAbilities, Inc.	\$60,000	7/1/14-6/30/15
Arc, Fayette	\$506,288	7/1/14-6/30/15
Chestnut Ridge Counseling Services, Inc.	\$2,010,327	7/1/14-6/30/15
Crosskeys Human Services, Inc.	\$1,098,851	7/1/14-6/30/15
Fayette Resources, Inc.	\$389,157	7/1/14-6/30/15
Goodwill of Southwestern PA	\$581,577	7/1/14-6/30/15
Life's Work of Western PA	\$16,388	7/1/14-6/30/15
Mental Health Association in Fayette County	\$732,940	7/1/14-6/30/15
Neurological Therapy Specialists	\$16,000	7/1/14-6/30/15
Pathways of Southwest PA	\$120,000	7/1/14-6/30/15
RehabCare Group East, Inc.	\$8,000	7/1/14-6/30/15
Rehab Links	\$10,000	7/1/14-6/30/15
Southwest Behavior Care, Inc.	\$496,975	7/1/14-6/30/15
Western PA School for the Deaf	\$5,000	7/1/14-6/30/15
<u>EI Contract Agreement 2014-2015</u>		
accessAbilities, Inc.	(Commonwealth Funded)	7/1/14-6/30/15
Arc, Fayette	(Commonwealth Funded)	7/1/14-6/30/15
Neurological Therapy Specialists	(Commonwealth Funded)	7/1/14-6/30/15
Pathways of Southwest PA	(Commonwealth Funded)	7/1/14-6/30/15
Western PA School for the Deaf	(Commonwealth Funded)	7/1/14-6/30/15
<u>Professional Services Agreement 2014-2015</u>		
Advance Management Services	\$42,400	7/1/14-6/30/15

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Children & Youth Services

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify an amended **FY2013-14** Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services/Fayette County Juvenile Probation, and **The Bair Foundation of Pennsylvania**, 241 High Street, New Wilmington, PA 16142 for foster family placement services on an as needed basis. The rates per day are as follows:

Initial Clothing - \$250.00

Foster Family Care

Cert # 316390

Class AA – Supported Foster Care	\$ 66.01
Class AB – Medically Needy FC 1 & 2	\$ 54.30
Class AC – Medically Needy FC 3 & 4	\$ 59.02
Class AD – Supported Kinship Care	\$ 66.01
Class AE – Traditional Foster Care & Basic Kinship Care	\$ 55.55
Class AF – Supported Foster Care, Mother & Non-Dependent Infant	\$ 81.67

Cert # 415360

Class PA	\$ 57.22/day
Class PB	\$ 57.22/day
Class PC	\$ 65.55/day
Class PD	\$ 78.03/day
Class PE	\$ 57.22/day
Class PF	\$ 65.55/day
Class PG	\$ 78.03/day
Class PH: Supported Foster Care	\$ 65.36/day
Class PI: Medically Needy FC 1 & 2	\$ 53.76/day
Class PJ: Medically Needy FC 3 & 4	\$ 58.44/day
Class PK: Supported Kinship Care	\$ 65.36/day
Class PL: Traditional Foster Care & Basic Kinship Care	\$ 55.00/day
Class PM: Supported Foster Care Mother & Non-Dependent Infant	\$ 80.97/day
Class PN:	\$ 81.30/day

Cert # 432940

Class WA – Supported Foster Care	\$ 65.36
Class WB – Medically Needy FC 1 & 2	\$ 53.76
Class WC – Medically Needy FC 3 & 4	\$ 58.44
Class WD – Traditional Foster Care & Basic Kinship Care	\$ 55.00
Class WF – Supported Foster Care; Mother & Non-Dependent Infant	\$ 80.97
Class WG – Supported Kinship Care	\$ 65.36

Cert #348370

Class MA – Supported Foster Care	\$ 65.36/day
----------------------------------	--------------

Class MB – Medically Needy FC 1 & 2	\$ 53.76/day
Class MC – Medically Needy FC 3 & 4	\$ 58.44/day
Class MD – Supported Kinship Care	\$ 65.36/day
Class MG – Traditional Foster Care & Basic Kinship Care	\$ 55.00/day
Class MH – Supported Foster Care Mother & Non-Dependent Infant	\$ 80.97/day
Class MI – Supported Kinship Care Mother & Non-Dependent Infant	\$ 80.97/day
Class MJ – Structured Intervention Foster Care	\$ 70.00/day
Class MK – Community Rehabilitation Intensive Treatment Program	\$ 33.38/day
Class ML – Community Residential Rehabilitation Best for Families Program	\$ 27.00/day
In-home services	\$ 60.00/hr.
Independent Living Services	
Group Rate: September 2012-May 2013	\$ 85.00/class (2 hr)
Group Rate: July-August 2012; June 2013	\$ 95.00/class (2-4.5 hrs)
No Show Rate: (if driver was dispatched)	\$ 20.00/class

Commissioner Ambrosini yes
 Commissioner Zepotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zepotosky and seconded by Commissioner Zimmerlink to ratify a **2013-2014** Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services/Fayette County Juvenile Probation, and **Summit Schools, Inc. and Community Specialist Corp. d/b/a The Academy**, 900 Agnew Road, Pittsburgh, PA 15227.

Initial Clothing \$250.00

Residential:

	Rate
401650 – Unit ID: SU	\$159.98/ day
401650 – Unit ID: KU	\$159.98/ day
435120 – Unit ID: SH	\$199.75/ day

Commissioner Ambrosini yes
 Commissioner Zepotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zepotosky and seconded by Commissioner Zimmerlink to ratify a **FY2013-14** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services/Fayette County Juvenile Probation, and **Western PA Child Care LLC**, 12 Dakota Drive, Emlenton, PA 16373, for

residential and secure residential treatment services for adolescents on an as needed basis. The rate is as follows:

Initial Clothing - \$250.00

Cert # 444180

Intensive Open Residential Treatment \$ 257.55 per day

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve **FY 2014-15** Fayette County Children & Youth Services Agency managed **foster home board rates**, along with monthly & emergency clothing allowances. The County Board of Commissioners must take this action annually. The rates listed below are the same as last year.

Board/Day	Title IV-E	Non-IV-E	Clothing/Month
Ages 0-12	\$ 17.00 \$ 8.50	\$ 45.00	
Ages 13-15	\$ 20.40 \$ 10.20	\$ 60.00	
Ages 16-21	\$ 27.40 \$ 13.70	\$ 75.00	
* Emergency rate	\$ 50.00 \$ 25.00		
** Specialized rate	\$ 40.00 \$ 20.00		

Emergency clothing allowance - \$250.00

*First 3 days (if placement occurs after hours). **If determined by Agency to be applicable.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Gerious George, Jr., Esq.**, George, Port, & George, 92 E. Main Street, Uniontown, PA 15401. Attorney George was court appointed to represent children in dependency proceedings. The rate for his services is \$1,000.00 per month.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zapotosky said without objection, he wanted to combine the next three motions. Solicitor Heid said there are five, Robert Harper, Karen Kiefer, Kimberly Kovach, Patrick McDaniel and Beverly Jean Ullein. Commissioner Zimmerlink said hold on here, I am going to make a motion, wait a minute. Commissioner Ambrosini asked for a motion to approve those at the corresponding rates as listed. Commissioner Zimmerlink said you have to.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve **FY2014-15** Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services & **Robert R. Harper, Jr., Esq.**, 80 E. Main Street, Uniontown, PA 15401; **Karen Kiefer, Esquire**, 1005 Loucks Avenue, Scottdale, PA 15683; **Kimberly Kovach, Esquire**, 9 Court Street, Uniontown, PA 15401; **Patrick McDaniel, Esquire**, 50 East Main Street, Uniontown, PA 15401 and **Beverly Jean Ullein, Esquire**, 6 Beaumont Drive, Lemont Furnace, PA 15456.

Each of the attorneys were court appointed to represent children in dependency proceedings. The rate for each of their services is \$1,000.00 per month.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Wendy O'Brien, Esquire**, 99 East Main Street, Uniontown, PA 15401. Attorney O'Brien was court appointed to represent children in dependency proceedings. The rate for her services is \$65.00 per hour.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Anthony S. Dedola, Jr., Esq.**, 51 E. South Street, Uniontown, PA 15401 for agency representation. The rate for his services is \$140.00 per hour and \$5.00 per notarization.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **Safeway Pest Control Services**, 201 Brown Blvd., Uniontown, PA, for pest control services in the CYS building. The cost for the service is, the same as last year, at \$30.00 per month.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and Fayette County Juvenile Probation and **Family First**, Post Office Box 234, McClellandtown, PA 15458 for in-home services on an as needed basis for CYS & JPO families. The rates are as follows:

- a. In-home services for treatment, collateral contacts, documentation and travel time for client and collateral contact but travel time will be capped at one hour per client face-to-face contact and collateral contact; \$62.00 per hour for all related counseling services, consultations, assessments, court testimony, documentation, collateral activity and training for the County.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Fayette County Drug & Alcohol Commission, Inc.**, 100 New Salem Road, Uniontown, PA 15401 for validation (Chain of Custody) of urine samples for drug testing of parents & adolescents on an as needed basis. The rate for the tests are as follows:

General Drug Test	\$ 45.00/screen
Urine Drug Screen (Chain of Custody)	\$ 40.00/screen
Drug Test / Alcohol Screen (Chain of Custody)	\$ 45.00/screen
Expanded Opiate Drug Screen (Chain of Custody)	\$ 50.00/screen
Expanded Opiate & Alcohol Screen (Chain of Custody)	\$ 55.00/screen
Suboxone Urine Screen (Chain of Custody)	\$ 120.00/screen

Commissioner Ambrosini yes
Commissioner Zapotosky yes

Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **Connellsville Counseling & Psychological Services, LLC.**, 416 South Pittsburgh Street, Connellsville, PA 15425 for clinical services provided to children & adults on an as needed basis. The rates are as follows:

Psychological Evaluation / Testing	
Court Testimony / Reports	\$125.00 per hour
Counseling	\$ 75.00 per hour
Travel	\$ 75.00 per hour

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **Connellsville Counseling & Psychological Services, LLC.**, 416 South Pittsburgh Street, Connellsville, PA 15425 for Independent Living (IL) Youth on an as needed basis. The rates are as follows:

Life Skills Training	\$ 75.00 per hour
----------------------	-------------------

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette through Fayette County Children and Youth Services and **Antoinette Woods, Ph.D., Licensed Professional Counselor, Molchan & Associates**, whose principle place of business is: 253 S. Mt. Vernon Avenue, Uniontown, PA 15401 and a mailing address of PO Box 241, New Salem, PA 15468. Antoinette Woods will provide services for psychiatric evaluations, testing, court testimony, court reports and counseling services on an as needed basis. The rates are as follows:

Psychological Evaluation, Testing, Court Testimony and Court Reports	\$125.00/hour
---	---------------

Counseling

\$ 75.00/hour

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Seneca Family of Agencies**, 2275 Arlington Drive, San Leandro, CA 94578 to purchase a subscription for Family Finding Search Services. The fee for such service is \$25.00 per search for a standard family finding search and an additional \$5.00 per search when including a social network search.

Early termination – If contract is terminated, by customer, prior to one year; customer shall not be entitled to a refund. If contract is terminated by Seneca Family of Agencies, customer shall be reimbursed for any unused searches. If all searches are used before the end of the contract, Customer has the option of purchasing additional searches at the regular rate of \$30.00 per search or initiating a new yearly contract.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **Blades 'N Spades**, 243 Jess King Road, Grindstone, PA, for lawn maintenance of the CYS property on an as needed basis. The costs for the service listed below are the same as last year.

Grass Cutting	\$ 60.00 per cut
Roadside Bank Trimming	\$ 45.00 per trim (as needed)
Large Hillside (rear)	\$125.00 per cut (2 times per year)

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Controller

Chief Deputy Controller Joyce Barnett gave the following financial condition of the county.

Office of the Controller

Fayette County, Pennsylvania

JEANINE B. WRONA

Acting Controller



Phone (724) 430-1217
Fax (724) 430-1366

FUND:	GENERAL FUND		
	DATE: 19-Aug-14		
CASH:	Checking Account	United Bank	\$7,066,105.55
Funds Owed to General Fund			
	Temporary Loans		
	Victim Witness Fund	\$ 22,606.18	
	Children and Youth Fund	\$ 1,000,000.00	
	Bond Fund	\$ 2,009,542.20	
	Due to General Fund		
	Ferry Insurance Policy	\$ 6,612.00	
			\$ 3,038,760.38
	Arc Payments Due		
	Intermediate Punishment Fund-.3yrs	\$ 40,651.26	
	Offenders Supervision Fund-3yrs	\$ 87,758.28	
	Victim Witness	\$ 4,271.61	
	Records Improvement	\$ 2,325.32	
	Fredericktown Ferry	\$ 5,054.04	
			\$ 140,060.51
	Central Service Payments		
	C-17 Fund-3yrs	\$ 12,490.00	
	Offenders Sprvsn-4yr	\$ 56,740.00	
	Intermediate Punishment-4yrs	\$ 29,053.00	
	Victim Witness Fund	\$ 10,780.00	
			\$ 109,063.00
	Funds General Fund Owes		
	Tax Anticipation Note	\$ 5,260,000.00	
			\$ 5,260,000.00
Budget Year	Net Position		\$5,093,989.44
			Year to Date
Total 2014 Revenues			\$ 22,167,717.46
Total 2014 Expenditures			\$ 17,338,472.21
Total 2013 Expenditures paid in 2014			\$ 1,120,484.47
Capital Reserve Fund Balance	Fund 51		\$ 234,645.34
Bond Fund Balance	Fund 53		\$ 210,566.78
Act 13 Marcellus Shale Balance	Fund 13	Balance in Bank	\$2,951,000.19
		Rec'd in 2014	\$1,676,780.45
Fredericktown Ferry Balance	Fund 22	Transfer in to General Fund	\$26,922.75

FAYETTE COUNTY COURTHOUSE • 61 EAST MAIN STREET • UNIONTOWN, PENNSYLVANIA 15401

Commissioner Zimmerlink said that does not, it says funds general fund owes and that tax anticipation note \$9.5 million was taken out so that means that. Ms. Barnett said we have paid on that. Commissioner Zimmerlink said so 5.2 is what is the balance, OK. She said and then there is, does this printout also include, I don't think it does but if it doesn't maybe we should start putting it on until the matter is resolved, the general fund, monies are owned to the general fund for all the prison related. Ms. Barnett said that is up at the top, temporary loans to the bond fund, \$2 million. Commissioner Zimmerlink said OK, got it, thank you.

Coroner

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify submission of a grant in the amount \$79,038.00 through Pennsylvania Commission on Crime and Delinquency (PCCD).

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Office of Human and Community Services

Commissioner Ambrosini said on the next item there was one of the bids that may have been a request for rejection. Commissioner Zimmerlink said a request for what? Commissioner Ambrosini said consider awarding Bid 14 -05 to the only one that is rejected is vehicle 161. Commissioner Zimmerlink asked how many bids were received. Chief Clerk Revak said not everybody bid on everything but there were five separate bids received. Commissioner Ambrosini said from his understanding the prison wants to keep vehicle No. 161 for inmate transport to out of county prisons and then vehicles 143, 162, 163, 195, 196 and 197 would be accepted in this bid for sale. He said Thomas Kostelac and Chicago Autoplex. Commissioner Zimmerlink said this was sent yesterday, OK, from the prison to the Chief Clerk. She said I am just reading this now, OK, the prison is interested in obtaining FACT Bus No. 161, OK, so did any bidder bid on 161? And if they did, what effect did that have on the bid packet?

Chief Clerk Revak said the bids say the commissioners can reject any bids for any reason, that is in the standard legal ad. She said she didn't know if all five bidders bid on Bus 161. She said she sent the bids to each of the commissioners. Commissioner Zimmerlink said she understands that, Monday August 18 at 9:02 from Jack to Amy, copied Brian and Mike. She said she got it just now and now she is reading it so she is asking did bidders bid on 161 and if they did and if there was a package will that have any effect now that we are taking, did they bid it as a whole packet or did they bid it as separate bids. Chief Clerk Revak said they submitted separate bids for each bus. Commissioner Zimmerlink said each of the bidders submitted separate bids for each bus. Chief Clerk Revak said each gave separate amounts for each of the buses they were bidding on. She said all of them did not bid on every bus, but every one that they

bid on, they didn't just put an amount, they put an amount per bus in there. Commissioner Zapotosky said is it like an auction as in this case they reserve the right not to sell. He said forget it, forget I even asked.

Chief Clerk Revak said what happened was after the bids were advertised but before they were opened the prison expressed an interest in one of the buses. She said she contacted Lori Groover Smith, the head of the FACT Department and asked her about that and that was what prompted the correspondence from the prison. Commissioner Ambrosini said Solicitor Heid, is there any, in all our bid packages we always make the across the board statement that we can reject any and all bids. He said is there any legal issue with rejecting the bid for vehicle No. 16. She said you can reject all bids for vehicle 161. Commissioner Ambrosini asked for a motion to consider awarding bid 14-05 to the bidders as listed with the exception of vehicle 161? Commissioner Zapotosky said his question would be who are the bidders, Amy can you get me the name of the bidders? He said he will second the motion. Commissioner Ambrosini asked if he made the motion. Commissioner Zimmerlink said that doesn't even make any sense, read the motion please, yeah read back the motion. Chief Clerk Revak said the motion was to award the bids for buses 143, 161, 162.. Commissioner Zimmerlink said that wasn't the motion. Commissioner Zapotosky said the motion was all the vehicles with the exception of Bus 161, so that is the motion.

Commissioner Zapotosky said to consider awarding Bid 14-05, its Thomas Kostelac and Chicago Autoplex bidding on Bus 143 and Chicago Autoplex bidding on 162, 163, 195, 196 and 197. Commissioner Ambrosini said for prices as listed, and the bid opening was August 14. Commissioner Ambrosini asked if that was an appropriate motion. Commissioner Zapotosky said what was the price. Solicitor Heid said she thinks they said as listed, but her agenda doesn't have. Commissioner Zimmerlink said she can just imagine how the Chief Clerk is supposed to go back and type up a resolution and how that resolution is going to look. She said it is not that difficult to get a resolution, no wonder people have problems after these meetings. Commissioner Ambrosini said let me be clear. Commissioner Zimmerlink said please do, and make a motion.

A motion was made by Commissioner Ambrosini and seconded by Commissioner Zapotosky to award Bid 14-05 to Thomas Kostelac for Vehicle 143 (2006 Ford 12+2 passenger VIN No. 1FDXE45PX6DA89201) for \$1,000; Vehicle 162 (2009 Ford 12+2 passenger VIN No. 1FD4E45P19DA74232) to Chicago Autoplex for \$1,395; Vehicle 163 (2009 Ford 12+2 passenger VIN No. 1FD4E45P39DA74233) to Chicago Autoplex for \$1,395; Vehicle 195 (2008 Ford 12+2 passenger VIN No. 1FD4E45P68DB59248) to Chicago Autoplex for \$1,395; Vehicle 196 (2008 Ford 12 + 2 passenger VIN No. 1FD4E45P08DB47788) to Chicago Autoplex for \$1,395 and Vehicle 197 (2007 Ford 12 + 2 passenger VIN No. 1FDXE45P47DA58771) to Chicago Autoplex for \$595. The bid opening was August 14.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

After the vote. Commissioner Zapotosky said he apologizes, he did not get this e-mail until today at 8:31, so he wasn't aware and he apologizes. Commissioner Zimmerlink said they have to reject the bid now.

A motion was made by Commissioner Ambrosini and seconded by Commissioner Zapotosky to reject bids all bids for Vehicle No. 161 (2009 Ford 12 + 2 passenger VIN No. 1FDFF45PX9DA74231) under Bid 14-05.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources

Building and Grounds

Commissioner Ambrosini asked for a motion and asked if there was a person for that. He said it is TBD and they could table. Commissioner Zimmerlink said they are not going to table this. She said Bob, what is the individual's name, we need workers in the maintenance office. She asked how many he interviewed. Mr. Carson said they interviewed four. Commissioner Zimmerlink asked how many were internal bids. Mr. Carson said two were internal bids. He said one turned it down and one did not have the qualifications necessary. Commissioner Zimmerlink said you guys were going to table so she is going to take over this conversation. She said so just hold on, please. Mr. Carson said he was recommending Mark Harris. Commissioner Zimmerlink said there were two internal bids, one internal bid declined the interview, OK, and the other internal bid wasn't qualified and you interviewed two outside, three outside, OK. Mr. Carson said he was recommending Mark Harris. Commissioner Zimmerlink said and this is based on qualifications and nothing else, and this is who you believe meets the qualifications, right? Mr. Carson said yes we do. Commissioner Zimmerlink said she is more concerned about you, who is we? Mr. Carson said Dominick and I who interviewed. Commissioner Zimmerlink said but you are the director and this is who you want, right? Mr. Carson said yes.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hire of Mark Harris as Maintenance Worker III at SEIU Pay Grade 9 Step A \$12.23/hr. (\$25,438.40 annually) effective September 8, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

CYS

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the resignation of Caseworker I, Christina Cook, effective August 5, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the promotion of Caseworker II, Jayme Shaffer, to Casework Supervisor at Non Union Supervisory Pay Grade 16, annual rate of \$41,223.00 effective August 20, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

EMA

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the resignation of Full Time 911 Dispatcher, Clint Riggins effective August 9, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the promotion of Elizabeth D'Auria from Part Time 911 Dispatcher to Full Time 911 Dispatcher effective August 20, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

FACT

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the transfer and promotion of Tanya Black APO Department Clerk I to Transportation Clerk II at SEIU Pay Grade 5 Step A \$10.70/hr. (\$20,865 annually) effective August 25, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to table the hire of TBD as Transportation Specialist at SEIU Pay Grade 6 Step TBD effective TBD.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zapotosky said this was a part time position transportation specialist, Dominick said he had conducted some interviews but he didn't. Commissioner Zimmerlink said they have to take action. Commissioner Ambrosini said we can table it until. Commissioner Zimmerlink said you make a motion to table.

IT

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to accept the resignation of Director of IT, Kebin Holbert, effective August 22, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Assessment

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the hire of Blaine Sphar as a temporary part time Mapping Technician at \$11.40/hr. effective July 28, 2014 through December 31, 2014.

Commissioner Ambrosini yes

Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Veteran Affairs

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the transfer of Patricia Tegge from FACT Transportation Clerk II to Veteran Service Clerk at SEIU Pay Grade 3 Step A \$10.00/hr. effective July 24, 2014.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning and Zoning

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a grant submission to the Department of Community and Economic Development – Commonwealth Finance Authority for a county parks development project. The county will seek grant funds in the amount of \$117,164.00 and the county match is 15% or \$20,676.00.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Claim

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to accept the following bids from the August 5, 2014 Repository Sale Bid Opening, subject to all conditions being met.

08-05-2014 Results

Bidder	Amount	Parcel	Township
Greg Homanics	\$245.00	41-17-0008	Washington Twp
Eric Herm	\$166.60	19-30-0014	Luzerne Twp
Eric Herm	\$167.01	30-37-0016	Redstone Twp
JLH Development LLC	\$351.00	19-04-0070	Luzerne Twp
JLH Development LLC	\$576.00	19-02-0008	Luzerne Twp
JLH Development LLC	\$451.00	15-10-0006	German Twp

JLH Development LLC	\$351.00	02-06-0080	Brownsville Boro
JLH Development LLC	\$501.00	02-06-0071	Brownsville Boro
JLH Development LLC	\$355.00	02-06-0013	Brownsville Boro

Total \$3,163.61

Commissioner Ambrosini yes
 Commissioner Zapotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Ambrosini asked for a motion to consider transferring the title of Redstone Township Parcel 30-20-0107 from Fayette County to Redstone Township at a cost of \$329.95, as per real estate tax sale law, if applicable, which is the total cost of the free and clear sale of 2014. Commissioner Zimmerlink asked if Attorney cupp discussed the matter with her. Solicitor Heid said that he did not. Commissioner Zimmerlink asked Chief Clerk Revak if jack Purcell, the solicitor for Redstone Township, made any contact with her. Chief Clerk Revak said he did not. She said she got correspondence from solicitor cupp, which is where he got the figure.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to table transferring the title of Redstone Township Parcel 30-20-0107 from Fayette County to Redstone Township and place on the agenda for September, 2014 regular commissioners meeting.

Commissioner Ambrosini yes
 Commissioner Zapotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote, Commissioner Zapotosky said I thought you had spoken to Attorney Purcell on this. Commissioner Zimmerlink said yes, I did, but then Attorney Cupp said he would review.

Commissioners

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the June 17, 2014 Commissioners regular meeting minutes.

Commissioner Ambrosini yes
 Commissioner Zapotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the July 15, 2014 Commissioners regular meeting minutes.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zimmerlink asked Chief Clerk Revak if she received an e-mail with one correction, do you have that? Chief Clerk Revak said yes, and she did make the correction.

A motion was made by Commissioner Ambrosini and seconded by Commissioner Zapotosky to reappoint Paul H. Bortz Jr. to the Fayette County Redevelopment Authority for a five year term, to expire on July 8, 2019.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to enter into a three-year BLS Free Service agreement with Brothers LaZer Service Inc. of Uniontown for maintenance/repair costs for the county's 100 stand-alone HP laser printers. The agreement would eliminate future maintenance/repair costs for the printers and the county would agree to purchase all future HP laser printer cartridges from BLS at pre-agreed to prices, subject to review by the county solicitor.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zapotosky said they wanted to go three years and see how it works out, adding that he would make a motion for the three-year, based on stipulation of counsel. Commissioner Zimmerlink said what Joel Chisler sent to us was for the term of three years. She said Commissioner Zapotosky, you are making a motion to enter into the printer cartridge service agreement for a three year term, subject to review by the county solicitor.

A motion was made by Commissioner Zimmerlink to allocate from the 2013 calendar year Marcellus Shale Legacy Fund for the Agricultural Land Preservation Program of \$40,000. The motion died when it did not receive a second.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to allocate from the 2013 calendar year Marcellus Shale Legacy Fund for the Agricultural Land Preservation Program of \$30,000.

Commissioner Ambrosini yes
 Commissioner Zapotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote, Commissioner Zimmerlink asked which year. She said when he read his motion, she did not hear him say for the 2013 calendar year, we have to designate which calendar year.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify of the following transfers:

7-21-14 to 8-1-14

Department	Cost Center	Debit	Credit
District Attorney			
Extradition	01419452375	\$1,000.00	
Material/supplies	01419452000		\$1,000.00
Prison			
Materials/supplies	01423252000	\$11,700.00	
Capital Outlay	01423257000		\$11,700.00
Tax Claim			
Contingency	01417952910	\$3,210.00	
Posting for tax claim	81413853015		\$3,210.00
Magisterial District Judges			
Travel	01418610153300	\$100.00	
Prem. On bonds	01418610253530	\$100.00	
Equipment	01418620152300	\$100.00	
Prem. On bonds	01418620153530	\$350.00	
Travel	01418620153300		\$650.00
HR			
Drug testing	01415551935	\$450.00	
Materials/supplies	01415552000		\$450.00
Drug Testing	01415551935	\$250.00	
Equipment	01415552300		\$250.00
Public Works			
Supplies	01455034000555	\$11,000.00	
Equipment	01455052300		\$11,000.00
Total Debits	\$28,260.00	Total Credits	\$28,260.00

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to take the necessary steps to further investigate the breach of security of the New World system, which may include but not be limited to, discussion with staff, review of computer back door access, conduct a computer risk analysis and enter into a Memorandum of Understanding with the county's contracted financial consultant.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote, Commissioner Ambrosini said he wanted to add to that we should utilize Steve Kontaxes, who works through the District Attorney's office, he's a CPA. Commissioner Zapotosky and Commissioner Zimmerlink said Mr. Kontaxes has already been involved and her motion is on the floor. Commissioner Zapotosky said he made the second. He said Mr. Kontaxes has been duly noted on this matter, going back some three weeks. Commissioner Zimmerlink said more than that, since May. She said her motion as stated, she wrote that motion and presented, she made the motion, you made the second, if that is correct.

Commissioner Zimmerlink said there is another agenda item. Solicitor Heid said there is also the matter that no action was taken on which is on page two. Commissioner Zimmerlink said we had a quorum, all the other items were addressed when we had a quorum but that one was not because somebody noticed that it wouldn't pass. She said that is not how you conduct county business. She said Solicitor Heid offered her opinion. Solicitor Heid said on page two, number seven. Commissioner Ambrosini said it is the first item. Commissioner Zapotosky said this is for the LERTA. Commissioner Ambrosini said they delayed it. Commissioner Zimmerlink said you can't delay it.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve a LERTA, Local Economic Revitalization Tax Act, for Henry Clay Township for a ten (10) year period contingent upon approval of the Henry Clay Township Supervisors and the Uniontown Area School District. Effective date would be upon final adoption of all three taxing bodies.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

Commissioner Zimmerlink said remember, we voted on all the other ones.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to accept the donation of a 2002 Chevrolet Impala Police package vehicle to the Fayette County Sheriff's office from Masontown Borough.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zapotosky said there is the item that he had put forth on the agenda, could someone read that back to him please? He said Chief Clerk, could you read that back? Chief Clerk Revak said she was looking, there were two motions that ended up getting combined and she wanted to make sure that I read it properly. She said consider a motion to suspend all action relating to the Fayette County Justice and Rehabilitation Center until such a time as the work session unanimously passed by the board are implemented and to look into options, other options and/or alternatives.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to suspend all action relating to the Fayette County Justice and Rehabilitation Center until such a time as the work session unanimously passed by the board are implemented and to look into other options and/or alternatives.

Commissioner Ambrosini no
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed 2-1

Public Announcements

Commissioner Zapotosky said last week something happened that he hopes will never happen in any level of government or private sector. He said his assistant, Kathy Winkler, was in her office and at 20 till 4 was asked to come in to Commissioner Ambrosini's office. He said what took place there he can't answer because he wasn't there but he can say that when he spoke with Kathy she was hysterical. He said she was intimidated, she was harassed, even though it was harassment in a different form. He said she also was asked questions, and quite frankly all they had to do was ask me, but for some reason, and he said he says this with respect Commissioner, and maybe I would like to have one too, but you seem to have your own personal assistant within the media and I think that's wrong and I do intend to go to the newspaper today because I asked clearly do you need any other comments and lo and behold Sunday they are talking about an Ethics complaint violation.

Commissioner Zapotosky said not only will there be an Ethics complaint because of his actions, there also will be EEOC charges filed pursuant to his action. He said no individual, commissioner or otherwise, should put somebody through that level of interrogation, especially when they show signs of tears or sadness, like now, nobody should do that. He said not only do you owe an apology, but I hope she seeks the recourse that is provided to her because she is a good lady, she is a good person, and I always say what she lacks in typing skills she makes up with because she has a beautiful heart and everybody loves her. He said commissioner I would hope that the next time you have your reporter, and I say your reporter cause she is your reporter, you come talk to me. He said I make a motion to adjourn.

Public Comments

Ralph Mazza said he had two questions, number one they never did finish the bit about the intervention of Ms. Heid, she said she was authorized by John Cupp. He said he knows John Cupp and John Cupp wouldn't do that on his own, somebody had to order him or give him authorization to have Ms. Heid do what she did. He said he would like to know where did the authorization come from, nobody knows, nobody gave him authorization, how did it occur then? Commissioner Ambrosini said we will have to find out. Commissioner Zapotosky said he apologizes, he was looking at Kathy, wanting her to calm down. He asked what authorization? Mr. Mazza said you went to court this last week. Commissioner Zapotosky said he is aware of that. Mr. Mazza said a motion was presented by Ms. Heid. She was authorized by John Cupp. Ms. Heid said it was a pre trial matter between the zoning hearing board and the person. Mr. Mazza said whatever, she was authorized by John Cupp, I want to know who authorized John Cupp.

Solicitor Heid said there is a bill of sale signed by two commissioners so it would be common for the county to participate in the proceeding. Commissioner Zapotosky said how now, brown cow. He said he recalls the windmills, and Commissioner Zimmerlink were you a part of this, we both had to sign off on the windmill zoning for them to continue and for them to challenge. Commissioner Zimmerlink said if it was just a matter of practice because of the agreement of sale, then why was it placed on the agenda requesting formal approval of authorization, if you didn't need. Ms. Heid said she asked for it to be placed on the agenda because she saw dissention among the commissioners and she wanted to make sure she was only acting with the commissioner's authority, which now it has been determined that the commissioners do not want me to intervene. Commissioner Zimmerlink said but wait, OK, you filed a motion to intervene on the Hovanec vs. ZHB and that was done over a month ago. She said it was only asked of us to be addressed last week. Solicitor Heid said that is when she became aware of the dissention of the commissioners.

Commissioner Zimmerlink said also, you filed for being on the Kriss vs. ZHB according to one individual it was after the Monday court appearance. Solicitor Heid said yes, the judge felt that would be best if the same petition were filed for both actions rather than just one. Commissioner Zimmerlink said she was there and she didn't hear

the judge say that. She said this isn't about the judge, this is about the approval, who gave approval for you to file to intervene on the Kriss vs. ZHB, which you did on Monday and then on Tuesday it was placed on the agenda to approve. Who gave you that approval, to do that on Monday? Solicitor Heid said no one, she did not seek any individual commissioner on the first or second petition. Commissioner Zimmerlink said she said she spoke with none of us three, OK. She asked if she got direction from the Chief Solicitor. Solicitor Heid said yes, his suggestion was just that we file the petition so we could keep abreast of the matter, not so we could take a legal position. Commissioner Zimmerlink asked if she knew if Chief Solicitor John Cupp spoke with any of the three commissioners on that.

Solicitor Heid said she didn't know that. She said she did ask that it be put on the agenda. Commissioner Zimmerlink said Solicitor John Cupp and I did not discuss the matter. She asked Commissioner Zapotosky if he discussed the matter with John Cupp. Commissioner Zapotosky said no. Commissioner Zimmerlink asked Commissioner Ambrosini if he discussed it with Solicitor Cupp and he said he did not. Commissioner Zapotosky asked if there was a signature by any member of this board to authorize the intervention and Solicitor Heid said no. Commissioner Zimmerlink said you just heard from all three of us that none of us had a discussion with Attorney John Cupp. Mr. Mazza said it is costing us money and it is costing Terry Kriss money. Solicitor Heid said the action is against the zoning hearing board. Commissioner Zimmerlink said but they are filing an appeal, they know that, it is costing them money because they hired an attorney. She said this is a motion to intervene, it is the county filing a motion to intervene on this case. She said the Krisses have an attorney and they are paying and the Hovanec other one is paying and that is what their statement is that they now having to pay an attorney to respond to the county's motion to intervene, OK, and their argument here is that none of the commissioners even said to file the motion and it came from Solicitor John Cupp. Commissioner Zimmerlink said in response to comments from Mr. Kriss, stop, I did ask the solicitor a question and I am giving her an opportunity to answer, go ahead.

Solicitor Heid said after the agenda meeting it became clear that the commissioners did not intend for the county to intervene and the next time she gets together with the judge she will share that opinion with him. Commissioner Zimmerlink asked if she is going to withdraw the county's motion to intervene? Solicitor Heid said certainly. Commissioner Zimmerlink said, there you've got your answer. She said you have to take some time, I asked the pertinent question, she just answered it, she said that she has no direction, you just heard from three of us that we gave no direction, Solicitor Heid is going to withdraw the motion to intervene, on both actions? Solicitor Heid said yes. She said the legal action will be continuing at this point in time unless there is further action by this board. Mr. Kriss said two people did what they want, and no repercussions and spin some legalese. Commissioner Zapotosky said he has a question, Sheryl, you are saying that you and John Cupp acted on your own in filing this, I don't buy that, you are too good of an attorney. Commissioner Zimmerlink said they haven't heard from Solicitor Cupp. Mr. Kriss said he is conveniently not here today.

Mr. Mazza said his second question is, you are forever creating jobs, I call them political payoffs, and at the time that you are doing this, you have vacancies that you haven't filled, that makes no sense. He said take the Treasurer's office, for almost three years now there has been a vacancy in the Treasurer's office and there are people in that office that are non-union doing union work, why the union hasn't jump your bones, I don't know. Commissioner Zimmerlink said they have, the union did file a grievance, this has been a ping pong episode, unfortunately the Treasurer's office, she being told to come down here, which she should have never been told that, and then she was also told to go to the salary board, which she should have never been told, well it was a matter of simply funding that line item, those line items which has been taken care of, is that right, as of last week. Is that correct, yes, and she should have never been. Mr. Mazza said the Controller's office, where you have a deputy controller doing the Controller's job and I commend her for it, still the lady is doing two jobs.

Commissioner Zimmerlink said no. Acting Controller Wrona said she is the Acting Controller, Joyce is the deputy controller and another person has been hired. Mr. Mazza said you hired somebody, that's a new one. He said the third thing he wanted to touch on is what occurred in your office with Kathy Winker. He said a long time ago a person said to me about you Al, they said they knew that I didn't like Vince Vicites and I don't like Vince Vicites, and I didn't like Vince Vicites, and the man said to me, Vince Vicites don't look too bad now, I have to agree with him. He said you surpassed him so badly it's sickening. He said to take Kathy Winkler, who is one of the nicest people anybody would ever want to know, and subject her to over two hours of persecution is beyond my comprehension. He said he can't understand how a human being can do that to another human being for no other reason than to try to hurt someone. He said that is unconscionable. He said it is beyond his comprehension how a person could do that.

Commissioner Zapotosky said it was politically calculated and he anticipates there will be more politically calculated moves. He said Kathy did not deserve it, a simple phone call to me would have answered the question, who was the guy who picked up the blueprints, I would have said it was Mitch Brozik from Morgantown, I met with him Monday coincidentally and we were talking about the project in general and I brought him and his partners, the Biafore family lunch down at Rizz's, that sort of thing, so all he had to do was ask me. He said to put her in that position, it is an abuse of authority in my personal opinion. He said he knows it is not going to be written that way. Mr. Mazza said he can't understand how Patty Yauger can let herself be used in a persecution like that. Commissioner Zapotosky said Patty is a good person and he is a little troubled by what happened but that doesn't change the fact that he thinks she is a good person. He said he thinks that maybe she is a bit misguided based on some things, but he hopes that never happens again, he hopes they do things, this is about being a leader, this is about ironing our differences out with a compromise in order to make lives better for Fayette County.

Commissioner Zapotosky said this is not about who can hurt the other the most. He said quite frankly, that's not God's will. Mr. Mazza said he thinks the reprehensible attitude he has toward people and his treatment of those same people, he thinks is an act of, I don't think we can tolerate and he thinks first of all people have called for his

resignation of chairperson, I think he ought to resign as a county commissioner because he certainly doesn't fulfill my idea of what a county commissioner should be. He said I don't think he is a very good person, you can't believe a word you say. Lois Dupont, a Fayette County resident, said she wanted to ask Commissioner Ambrosini how it feels to sit here and be interrogated and harassed for hours and hours on end. She said how does it feel to be bombarded and ambushed with questions. She said it doesn't feel so great, this woman here did not deserve to be treated like some animal in a cage. She said every one of you have assistants, would you want your assistants to be handled that way? Commissioner Zimmerlink would you want you assistant to be handled that way? Commissioner Zimmerlink said she doesn't have an assistant. Ms. Dupont said would you if you had one?

Commissioner Zimmerlink said she is just answering a question, I don't have an assistant. Ms. Dupont said these assistants, they aren't commissioners and if you aren't man enough to go in and ask your fellow commissioners to do what you needed to do, this woman did not deserve this. She said she shouldn't have to sit in her office and be humiliated and have her harassed, how can she perform her job? She said how is she expected to perform her job on a daily basis? She said you owe her a public apology and you need to get your checkbook out and write this woman a check cause you owe her. She said anything thrown at you, legally or whatever, you deserve. She said you deserve it all, how does it feel to sit there and be harassed and the newspaper be here and it's on your terms, how does it feel, how does it feel. Mrs. Mazza said this past weekend the veteran's office held their annual picnic for the veterans. She said she has to say that it was the best picnic so far. She said they held it out at the Amvets and it was great. She said she just wants to say kudos to Madonna and her staff, it was great.

Mrs. Mazza said she came to Fayette County 62 years ago and she has never in the 62 years seen anything like this circus that is going on here. She said Al, when you ran for office you told a lot of people a lot of things and since Ralph brought up Vince Vicites, the people were disgusted with Vince and they had enough of his shenanigans. She said he made a lot of promises and people got tired of the BS and they voted for you and put you in office. She said Al, you could have gone down in Fayette County history as one of the best commissioners this county ever had but you couldn't do that, you had to stab the people in the back, you constantly lied to them, it doesn't matter if you lie about, we are going to have a meeting in this room in 10 minutes, yeah right, the people lined up, no meeting. She said you lie about simple little things, about meetings plus all the big stuff you lie about and you go on your own and you decide I'm the county commissioner and I say do this and you should bow down and do this for me, because I said so. She said instead of being revered by the people because you worked for them, you made enemies of every citizen in this county, you made them your enemy and you have nobody to blame but yourself because in the first place I don't think you understand what a public servant is.

Mrs. Mazza said I don't think you have this much idea about what a county commissioner can and cannot do. She said you don't follow the Sunshine Laws, you don't follow your own ordinances, you don't follow your own resolutions, you just decide to go off on your own and do your thing. She said you ignore your two comrades there,

you don't have any more power than Vince has or Angela has, the only thing you have is you get \$1,000 extra for being the chairman and conducting the meeting and you can't even conduct a meeting properly, so you blew it Al, really blew it, you could have been this big savior of the county by doing the right thing and working for the people but you turn up your nose at the people, you look down at women, you really have an attitude with women. She said it is amazing to her, he told her, and she bought it, I'm sorry I bought it and I voted for him, but you have to be pretty dumb to act the way you acted in these last three years cause you're no commissioner. She said you are a sorry excuse for a person trying to act as a commissioner and she doesn't know who is backing you and pushing your buttons, but they are bringing you down the wrong path. She said, like I said, people were looking to you to be the savior of the county and you're not, you're a big disappointment and we are going to say goodbye to you at the end of this administration.

Jonathan Jones said he was going on Commissioner Zimmerlink's statements about checking the county website and the prison board minutes and that left him with a few more questions. He said on terminology, as far as placing statistics, what is a clearance rate? Commissioner Zapotosky said I'm sorry, I can't hear you, I apologize, did you say clearance rate? Solicitor Heid asked if he found that on the website. Commissioner Zimmerlink said, in the prison board minutes? Mr. Jones said that was on insideprison.org. Commissioner Zapotosky said he has no idea. Mr. Jones said that some of the numbers that he found didn't match up with statements that were made. He said in the opening, Warden Miller said there were 249 inmates in house and when Commissioner Zimmerlink asked about the months of February and March of this year, at the March 26 meeting, he responded that they had 265 for February and 252 for March. He said he wondered where that discrepancy came from.

Commissioner Zapotosky said at times they have a higher number, and it isn't something he is proud of, they put these molded, cart, like kayak, kayak looking things and that basically acts as their bed, so that's how that number can fluctuate. He said it is no way for a human being to have to. Commissioner Zimmerlink said we are not asking that, you are asking for a number. She said could you read what it said? Mr. Jones said that Warden Miller said there were 249 inmates in house. Commissioner Zimmerlink said OK, then what is the discrepancy? Mr. Jones said when you had asked him specifically about February and March, the numbers were 265 and 252. Commissioner Zimmerlink said when was the 249? Mr. Jones said at the same date, the March 26 meeting, of this year. Commissioner Zimmerlink said OK, the 249 was in March, you said? And then who said in house, that would be he was reporting at the time of the meeting, that is he was giving a population report at the prison board meeting and the population report is for that period of time, OK, so if he said it was 249, that's his number, that is how many were in house, OK, now where did you get the 265?

Mr. Jones said that was a question that she asked later on, what the population for February and what the population for March was and his response was that February was 265 and March was 252. Commissioner Zimmerlink said they are not averages, the population report fluctuates depending on how many individuals are sentenced and placed in the Fayette County Jail so one month we may have 242 in house and another

month, because of sentencing, we may have a different number. She asked if that answered his question. Mr. Jones said the thing that is sticking is that there is two different numbers and they were supposed to be for the same month. Commissioner Zimmerlink said she would have to review those minutes, OK. Commissioner Zapotosky said there is additional female space as well. He said afterward if you want to walk over, we'll go over. Commissioner Zimmerlink asked what minutes he was reading and Mr. Jones said March 26. Commissioner Zimmerlink said she will check those. Mr. Jones said his last question is that these reports don't have it broken down by crime, where can he find that?

Commissioner Zapotosky said statistically when they applied last year and the year before, we attempted to apply for a grant through the United States Department of Justice, however we were able to apply for said grant because we didn't have a grip on our recidivism rates and that was one of the criteria. He said this program was a job training program to try to assist inmates from the period of their incarceration, train them throughout and then as they exit, they have job skills to go out and hopefully get a job, the American dream, so to speak. Commissioner Zimmerlink said are you simply asking what the inmates are sentenced for, OK, it is called a jail roster, we do receive that on a daily basis and it has their name and what they were incarcerated for, their minimum release date and the maximum release date. She said if you want that information, she is not certain that it would have to be under a right to know or not. She said she knows the commissioners receive that and as a matter of fact, a number of county employees receive it so you would. Solicitor Heid said she doesn't know if anybody accumulates those averages or not. Commissioner Zimmerlink said you could do a right to know for the jail roster and you could ask for any period of time, the last six months or the last year.

Commissioner Zimmerlink said once you look at the jail roster you can determine what other information you would need, but that would give you the start of who is in jail and what they are incarcerated for. She said if there is any information on there that you receive that would require redacting prior to the Chief Clerk releasing that information, she can check with one of our three paid county solicitors, OK, and then that will give you your start. Commissioner Zapotosky said he has a list of the jail roster, for other reasons he acquired it, he would be more than willing to provide that, OK.

Commissioner Ambrosini said folks, as much as I have enjoyed being roasted here for another two hours, we do have a published meeting at 1:30. Joseph Schiffbauer asked who tipped off the Herald-Standard about giving the prison plans out. He said he wanted an answer on that and why did the Herald-Standard have to file a right to know to get that information? Commissioner Zapotosky said he gave out the plans because he wanted to get some knowledge from somebody in the industry, it wasn't like the second gunman on the grassy knoll. Mr. Schiffbauer said he was just curious.

Mr. Schiffbauer said why did they have to file a right to know to get the video. Chief Clerk Revak said she didn't say they had to file a right to know, I received a right to know. Mr. Schiffbauer said so, it was filed for a particular reason, what reason? Chief Clerk Revak said by law she isn't permitted to ask why people file right to know requests. Mr. Schiffbauer asked who tipped off the Herald-Standard that the video

existed. Chief Clerk Revak said she didn't know. Commissioner Zimmerlink said they have a 1:30 meeting, she is just letting people know. Sean Cavanagh asked how much money was spent estimated so far on this prison fiasco. Commissioner Zimmerlink said acting controller, controller's office, do you know? Acting Controller Wrona said \$2,009,542.20. Commissioner Zimmerlink said is that what was invoiced or what was paid? Acting Controller Wrona said that is what was paid. Commissioner Zimmerlink said so two million, repeat that number, please. Acting Controller Wrona said \$2,009,542.20. Commissioner Zimmerlink said and that is as of when? Acting Controller Wrona said today. Commissioner Zimmerlink said are there invoices that are outstanding? Acting Controller Wrona said there are invoices they are waiting on. Commissioner Zimmerlink said there are invoices that are outstanding.

Mr. Cavanagh said OK commissioner, my turn, you interrupted me and continue to interrupt me, Commissioner Zapotosky. He said so there was \$2 million that was spent Commissioner Zapotosky so far and as Terry Kriss said today you saw the light. He said there was a great song that was played at his wedding, Amazing Grace, I once was lost but now I'm found. He said today you were found but I believe it is political. He said he didn't appreciate getting interrupted, it wasn't very professional. He said the second thing is, Mike Ellis when we were involved with the housing authority, Mike Ellis said what is important for people and everybody to follow the money. He said \$2,009,000 has been spent and today the project has been halted. He said Angela Zimmerlink cannot be held accountable for \$2 million wasted in the county coffers. He said John Cofchin, first time I ever met him today, what a guy, and all this stuff going on, and I was attacked today by you. He said I'm a citizen, I served my country, I'm a resident, I pay taxes, my children go to school here, and I have a right, like anybody else, to come to these meetings and to be heard, so, I don't appreciate anything that came out of your mouth on that. He said today, John Cofchin, we need a solution, and I have a question that I want to ask Commissioner Zimmerlink, because I think she can be trusted, well I know she can, we are talking about scheduled work sessions.

Mr. Cavanagh said are these going to be advertised and have a meeting like this where people can pay attention. Commissioner Zimmerlink said that is the purpose of a work session so that a quorum, a majority of the commissioners can attend to discuss, deliberate county issues, so yes, of course they need to be advertised. Mr. Cavanagh said he just wanted to make sure and hopefully the press is invited. Commissioner Zimmerlink said we have been since October of 2013, that's when it was unanimously approved, but it was never then advertised, therefore we never held them, plus Commissioner Ambrosini, as you heard, said he wasn't going to hold them and nothing happened. Mr. Cavanagh said right, I appreciate that, I just want to make sure. Commissioner Zimmerlink said they will be advertised, yes.

Mr. Cavanagh said he thinks that it is important that the Mayor of Uniontown and whoever the key stakeholder's be invited to these meetings, people interested, and I hope they are recorded so we don't have any of this stuff going on. He said finally, with all this going on, what happened to Kathy, and Al you're turning Vince into the Ethics Commission and then you are attacking the media, you attack speakers at the meeting, we blame the solicitor, one of the great Presidents of all time, Harry Truman said the

buck stops here. He said don't blame the solicitors, don't blame the public, you blame yourselves and you are being held accountable and the people, of the people, by the people, for the people. He asked when are you going to say, the buck stops here and do what is in the best interest of the people. He said he commends the people who worked on this resolution and it's just a shame, it's sad, this is government gone awry. He said John Cofchin, I think Terry mentioned it too, the money that has been spent, the time that these people had to pull to get signatures to come back, wait, here we are, you guys did it, it wasn't on the ballot but you did it. He said it is just sad, I have been a minority commissioner and Angela has been a minority commissioner for a long time, and you know what, it sucks.

Mr. Cavanagh said you do need people going the right direction and working together, Commissioner Vicites, Ron Nehls and I, we got things done but there were a lot of disagreements in the second administration, so anyway, this has gone awry, you know what, you will be replaced one day, Commissioner Zimmerlink we are all going to be changed, new faces will come in, but the decisions that you make today are going to affect years and years and years down the road and definitely there is a problem with this. He said thank you to the leadership of those four individuals and Angela Zimmerlink for getting us to this point, where it should have been all along. He said \$2 million of taxpayer's money down the sewer system. So, that's all, and I plan on coming to future commissioners meetings and I hope that I can speak and exercise my constitutional rights. He said I appreciate you Mr. Ambrosini and Mrs. Zimmerlink for not interrupting me and being professional, thank you. Marybeth Homistek asked Commissioner Ambrosini is he had a winner yet in the name that road competition. Commissioner Ambrosini said no, we did not discuss that yet. Ms. Homistek said you haven't, are you going to discuss that. Commissioner Ambrosini said he is afraid that right now everything has stopped.

Ms. Homistek said the other thing is that she read every page of that geo project 1402 on line and just when I looked at the blueprints for Iowa Street when those were considered, there are three different dates in there, just like Iowa had three different addresses, it appears that the aerial photographs were taken in March but April is when you started from Sleighter and gave him the go-ahead to do the study. She said Mr. Crane OKed it on April 4, yet the photos were taken in March, and then at the very bottom of the final page of that document, there is another discrepancy, it says that they, there is another date of Nov. 13, I have the wrong date here, the infiltration results dated Nov. 14, 2013. She said so we have 2013, we have March aerial photos, yet the approval wasn't given until April 4 to do this, so right there could have been what caused Commissioner Zapotosky to get a second opinion. She said we are talking three different dates on this geo tech survey and nobody looked at it? She said you probably never looked at it, did you Mr. Ambrosini? She said are you going to knock me again and say I am not an engineer.

Commissioner Ambrosini said I don't know what you are talking about, if you could provide that information to me. Ms. Homistek said I don't need to provide it, you can look at it yourself, pull up your survey and look, I read it online, you have the copy, the final page says at the bottom, it has the date of November 2013, but her other comment

is the someone was indicted Friday for corruption and coercing of a public servant and it is too bad that your buddy Heneks who wants this jail built doesn't do that to you because you need to be indicted for corruption, intimidation, public servant, the way you treated her and you are not even man enough right now to say you are sorry, you just sit there and smile, you haven't even addressed the issue, you probably have your lawyers looking into that. She said she is saying that when she looked at the study on the county website last night, it was hundreds of pages online, there are three different dates. She said it is weird because April 4 is when a letter went to Mr. Crane of Sleighter and he gave the OK April 4 for Geomechanics to do the report but looking at the report the aerial photographs have a date of March on them, which caught my eye, and on the final page online, at the bottom, in tiny print, it says, there is a Nov. 13 date. She said that really caught her eye that the infiltration results dates Nov. 14, that's on the final page of the.

Commissioner Zimmerlink said Marybeth, perhaps what you could do is send us all an e-mail with that information and we can take a look at it and you can show the members of the public if you want, because. Ms. Homistek said they can look. Commissioner Zimmerlink said if you are asking any one of us three to look into that, and can you send an e-mail and be specific as to what pages and. Ms. Homistek said an average person without an engineering degree can look to find errors. Commissioner Zimmerlink said she can't address it or answer it because this is the first I am hearing of it. She said sent it to whoever you want so they can look it up and get back to you, thank you. Mr. Show said Al had previously said that it was a privilege for the public to be able to speak to the commissioners. He said he has it on film. Commissioner Ambrosini said he never said that. Mr. Show said that was the meeting with the timelines. He said he wanted to offer him some advice, when 3,700 people, constituents of yours, are trying to tell you what to do and how it should be, then you might want to listen next time, because obviously, if you think you can't make a difference people, you just did today. He said the thing is you have to be active and you can't allow things like this to occur, this county has to turn a corner and have some light shone when this kind of stuff goes down. He said you need to do what you are doing, and Al I hope you take that advice because if you continue with this, you won't even make it to the end of your term.

Commissioner Ambrosini said he appreciates you guys, but everybody has had multiple chances up at the podium. He said we do have another meeting. Mr. Jones said he didn't find specific numbers, but he did find specific data, but the last complete was from 2009, which needs updated, but regarding the overcrowding issue, he gave figures about charges for homicide and other crimes. He said if you are so concerned about clearing space, making space, just space in general, how can you justify these numbers while there are so many non-violent offenders. Commissioner Zapotosky said subsequently, that is a matter that the courts have to embrace, mandatory sentencing requirements and those type of things are reasons why you have overcrowding in any correctional facility, with the mandatory minimums. He said driving with a suspended license is an automatic 90 days so there are certain variables that come into play that need to be corrected, not only at the federal level, but also at the state level to allow these types of programs when you have nonviolent offenders, for them to move into the

DRCs, we provide an indigent program, if you can't afford the brace on your ankle, we pay for it, if you are indigent because it is cheaper for us to pay for that than to house you. He said there are steps that are being taken but it rests in the hands of the legislature and the courts. Commissioner Zapotosky said PCCD, Pennsylvania Crime Commission is who he could contact.

Mr. Kriss said he is glad to see that the cameras at the courthouse finally worked. He said there were multiple years that every time the camera was broken, some excuse was used, so this is a real plus, I hope it happens in the future. He said two, our local newspaper for the first time, actually asked questions and did a right to know request. He said Patty, I am glad to see that you can actually do your job. He said three, \$125,000 to Fay Penn for a down payment, are we getting it back boys and girls? He said it was already paid? Oh, so the buck and a quarter wasn't even put down for hand money? He said very good, that was the first smart thing you did. He said the website designer, has he been paid for this new jail debacle? He said we were going to have a new website and have it up and running, \$10,000 contract, you did give him money? He has been paid already? Commissioner Zimmerlink said two commissioners authorized partial payment. Commissioner Zapotosky said he thinks they can utilize his services.

Commissioner Zimmerlink said his services is to design a jail website, the question was have they been paid and the answer to that was a partial payment has been approved by two commissioners and has been paid. Mr. Kriss said are you putting him on hold too? Commissioner Zapotosky said absolutely. He said if he has a second vote, absolutely. Mr. Kriss said recently Al had given John Cupp and Sheryl Heid positions and raises and I think today we can see why, they are willing to dive on grenades to take care of their duties, because of the raises, obviously. He said Cupp, Heid, Revak, Rosiek, Bukovan, every one of them should be fired for this whole debacle. He said they all sat on their hands and turned a blind eye to let all buffs do the dirty work, people who are getting paid by this county, they should have said Al, no, no, no, can't do this. He said but no, give me some raises and I will dive on a grenade. He said Mr. Sleighter, I bet he is the happiest man in Fayette County.

Mr. Kriss said he got a beautiful building up on 119 that we paid for him doing absolutely nothing. He said and Al, you said that you got roasted today, you didn't get roasted, you got an intervention, listen to what we all told you, if you are going to sit there and smirk about it, you are the dumbest man in this county. He said you heard everything loud and clear, go home and take it all in tonight. He said you understand, take it all in, listen to what we all told you. He said you were elected as a community leader, you have been nothing, every day in our newspaper, prison, prison, prison, drugs, drugs, drugs, I'm sick of those two subjects, our county has more than prison woes and drug woes. He said that is all it is, prison, drugs.

Commissioner Zapotosky said can I tell you, some of the good stuff, I'll talk, in Brownsville, we joined the Pittsburgh Film Commission, Vin Diesel is looking for a site to do some production, these are off the cuff, Will Smith is coming to town to look at site production, there are good things going on in Fayette, but you are right, all we read about is the negative. Mr. Kriss said prison and drugs, I am burned out on them two

subjects. He said lets concentrate on the productive people in this county and what they offer. He said Ohiopyle, one little blurb in the paper about the kayakers going over the falls, being allowed one time a year, you would think that you would see that in our newspaper, draw attention to Ohiopyle, draw attention to the tourism base, but no, that's not in the newspaper, we have to worry about prison debacles and drugs. He said Al, you're toast next election, I'm sure you know that right, you're toast.

Adjournment

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky adjourn the meeting.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

