

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Tuesday, March 17, 2015 in the public safety building.

**In attendance-**

Commission Chairman Vincent Zapotosky  
Commissioner Alfred Ambrosini  
Commissioner Angela M. Zimmerlink  
Chief Clerk Amy Revak  
Solicitor John Cupp

**Commissioner Zapotosky** called the meeting to order at 10:17 a.m. He wished everyone a Happy St. Patrick's Day and asked everyone to rise for a prayer offered by Rev. Ewing Marietta.

The pledge of allegiance was recited.

**Commissioner Zapotosky** asked to amend the agenda under Children and Youth Services to add awarding bid 15-02 to award the electrical control system of the new addition that is being put on to the CYS building.

**A motion** was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to add to the agenda awarding bid 15-02 to award the electrical control system of the new addition that is being put on to the CYS building.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Prior to** voting on the motion, Commissioner Zapotosky asked if there was any public comment on the motion. There was none.

**Proclamations**

**Commissioner Zapotosky** read the proclamation for March 2015 as National Problem Gambling Awareness Month. A representative from Fayette County Drug and Alcohol said they have been doing programs at different schools to kids to let them know about problem gambling and the addiction process and bringing in alcohol and drugs and tobacco and stuff like that so hopefully we will be able to reach the kids at a younger age to be able to support them and not let them get into a gambling problem or drug problem as well as we do know that Fayette County does have a, probably a drug problem, so I appreciate it.

**Commissioner Zimmerlink** read the proclamation of April 2015 as National Library Month. The representative of the Brownsville Public Library said all the libraries including the one in Brownsville have been trying to be more of a community center and they try to let everyone know they are more than just books, they have classes and books and technology training and they are trying to have a more robust presence in the county. Martha Davis, the librarian at the Republic Community Library, said every day is a challenge when it comes to libraries and they are trying to make them more useful to our community and to reach out further. Another representative of the Republic Library said they would like to thank the commissioners for helping them with their problems every year with their support. She said it is still tough in a small town to make things work and to meet your bills and things but it is graciousness that helps.

**Amy Ryan** of the German Masontown Public Library and president of the Fayette County Library System, and as a system they are trying to put the emphasis in Fayette County and bring you more of the things, we are working different events and the German/Masontown Library is celebrating its 50<sup>th</sup> year in business and they are planning a big celebration for that too.

**Commissioner Ambrosini** read the proclamation for the Power of 32 Plus Regional Trail Network.

**A motion** was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to make the following proclamations:

March 2015 as National Problem Gambling Awareness Month

April 2015 as National Library Month

Power of 32 Plus Regional Trail Network

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

### **Public Comment on Agenda Items**

**Marybeth Homistek** said on page 4 of the agenda under human resources, her question was is the hire TBA of an HR director, are any candidates from Fayette County? Commissioner Zimmerlink said yes. Ms. Homistek said since it is sort of connected, did you hold your salary meeting this morning since it is connected to this? Commissioner Zimmerlink said yes. Ms. Homistek said number 16, to approve the minutes from December and January, why are you so far behind in doing this because December's should be available to read, I would think. She said it kind of hinders the citizens from keeping abreast of the meetings because they are not yet online. She said she could see maybe February's not being approved, by December's and January's, is

it something, you didn't sign them yet or were they not printed? Commissioner Zimmerlink said they don't sign minutes, the three commissioners don't do that. She said the minutes that are on the agenda for approval today, December's is on there, I don't, we may. Ms. Homistek said that is December special meeting. Commissioner Zimmerlink said they may have requested it, she doesn't remember, she doesn't want to say something that she doesn't know for certain because then you know what happens.

**Ms. Homistek** said and then number 16. Commissioner Zimmerlink said I can tell you this, if you do look at past minutes and resolutions, you will see for the most part that they are on the agenda for the next month and they are done, and we do our best to do that. She said there are times that we table, request to table because they may be long, we may not have read them. She said they may have received them the day before, there's a number of reasons, she doesn't know this particular reason, they would have to look at the minutes. Ms. Homistek said she thought it was the December commissioner's meeting, it was December special, December 9 and then January 28 and February. Commissioner Zimmerlink said that before the end of the day those will be on the website, right? Right? Ms. Homistek said her final question is under commissioners, RFO 14 03 property proposals, award or reject. She asked if they shared what properties those are yet or are you still working on deciding which properties?

**Commissioner Zimmerlink** said that is public knowledge. Those bids, were, make sure I am looking at the same one. Ms. Homistek said for use of property for a county jail. She said first off, that says RFO, it should be RFP. Ms. Homistek said consider extending to award or reject 14 03. Commissioner Zimmerlink said it should read, RFP 14 03, is that what you are asking? She said those proposals were opened at a public meeting and the properties were stated at the public meeting and I think the newspaper even wrote those properties in the paper. Ms. Homistek said it is people selling properties, she thought it was something else. She that is the one in which someone wants a couple hundred thousand. Commissioner Zimmerlink said she doesn't know what the amounts were but she can tell her that the commissioners did a legal advertisement requesting proposals for properties within a certain mile radius. She said those were properly advertised and they were open for bid, open under the request for proposals and a decision hasn't yet been made. She said as far as those particular properties, they were listed. Ms. Homistek said that was a while ago, she thought.

**Geraldine Mazza** said number 13, she also wants to talk about the human resource director. She said first she wants to publicly thank the two commissioners to start their own human resource department. She said this is long, long past overdue, it should have been done 20 years ago and there has been a lot of talk lately about money being wasted and all that. She said if ever any money has been wasted, it has been paying Felice and Company over \$122,000 a year for what, I don't know, for providing a human resource director. And she said though she doesn't like to see people lose their jobs, you are creating a new job, she thinks they are going to find out that they are going to save money on this issue and she hopes that the vote will be unanimous on this issue. She said campaign promises were made in the past and now it is time to step up to the

plate and honor your promises. She said you know who you are, the people who promised me Felice is gone, thank you commissioners.

**Robert Michael** Chuey said he wanted to propose some comments about the re-evaluation of the human resource department. He said he worked for 22 years as an Army officer, reserve officer, he spent two years working for the Air force and also for Defense Secretary Donald Rumsfeld. He said during the course of that work, they did audits of a lot of municipalities. He said the two counties he wants to share is the two where he lived during his work. He said in Fairfax County, the business manager with certifications earns \$49,000 with a staff of three. He said in Montgomery County where he lived in Gaithersburg, Md., it consolidated the finance piece, the HR piece and the technology piece, and the director makes \$73,000 a year. He said in communities that are cash strapped, striving for efficiencies should be job number one. He said 20, actually 15 years ago, he met with a predecessor, Ron Nehls and he shared a challenge they have in the county. He said as Mrs. Mazza said, the same challenges are at work 15 years later. He said measuring HR programs in terms of financial terms and Mr. Nehls proposed the three following types of proposals.

**Mr. Chuey** said the most important one is one that the commissioners can address. He said there was a lack of a leadership academy to get rising stars. He said he also advocated a tuition reimbursement to make sure that employees remain current in their profession and number three and most importantly, he advocated the use of job performance systems for managers and other systems for non-manager employees. He said he went to the website and one place he has evaluated when he has done audits is whether or not there are performance matrixes available on the website. He said he also looks for rules and regulations pertaining to COBRA or FMLA. He said he would recommend they look at their sister counties to see what models they are following and he encouraged them to raise the bar and make sure they have professional licenses and certifications to keep the bar high and also to measure those working beneath them. Commissioner Zapotosky said he did assure Mr. Chuey that they do post the fair labor standards act as well as FMLA and COBRA requirements on boards for the employees to view. He said they are not online but they are viewable in text.

**Rev. Ewing** Marietta said he didn't have a derogatory comment, he had a praise for them. He said he realized as he looked down through the agenda that they are honoring a veteran and a veteran himself and a member of the VFW and AmVets he wanted to thank them for bringing the issue for 100 percent disabled veteran up that he would be able to receive tax exemption, it is item number six. He said he thanked them for doing it and said it is a wonderful thing to do as they have many veterans that need help and this is one way that you are doing it. Commissioner Zapotosky said they do this as frequently as they become eligible as deemed by the department of military affairs that they are 100 service connected thus they are exempt from property taxes.

### **Fayette County Redevelopment Authority**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve the attached Cooperation Agreement which designates the

Redevelopment Authority as the local administrator of the Fayette County Local Share Account (LSA) Program.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Assessment Office**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve the following for a real estate tax exemption as he has been qualified as a 100% disabled veteran by the Veterans Administration of Pennsylvania effective for 2014 School taxes.

Szuch Richard L & Patricia A. 626 Howard St. Brownsville PA 15417 02-10-0367

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to send 7 assessors to attend Assessors Association of Pennsylvania annual spring conference April 29—May 1 2015 at Seven Springs Resort .The registration cost is \$450 which covers class fees and meals. There will be no overnight lodging fees, assessors will be commuting daily. Already in budget.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Behavioral Health Administration**

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

|  | <b><u>Contract Value</u></b> | <b><u>Period</u></b> |
|--|------------------------------|----------------------|
| <b><u>Base Service Agreement Renewal 2015-2016</u></b> |                              |                      |
| Value Behavioral Health of PA                          | \$69,525                     | 1/1/15-6/30/16       |
| <b><u>Base Service Agreement</u></b>                   |                              |                      |
| TAME, Inc.   | \$1,500                      | 2/19/15-6/30/15      |

**Modification Agreement #1 2014-2015**

|                             |           |                |
|-----------------------------|-----------|----------------|
| accessAbilities, Inc.       | \$100,000 | 7/1/14-6/30/15 |
| Allegheny Intermediate Unit | \$675,192 | 7/1/14-6/30/15 |
| Integrated Care Corporation | \$72,000  | 7/1/14-6/30/15 |

**HealthChoices 12<sup>Th</sup> Amendment to Amended Agreement 2015**

|                               |     |      |
|-------------------------------|-----|------|
| Value Behavioral Health of PA | N/A | 2015 |
|-------------------------------|-----|------|

**HealthChoices Reinvestment Agreement – 2013 Funds**

|  |           |           |
|--|-----------|-----------|
| Fayette County Community Action Agency | \$158,000 | 2015-2016 |
|--|-----------|-----------|

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Bridge Department**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to select a design consultant for Bridge 162 Mountain Creek/Reese’s Bridge in Georges Township, Fayette County.

A total of nine firms submitted Statements of Interest (SOI) on the ECMS website. The county must select a total of three firms ranking them one through three for this design project.

The ranking of the top three firms is as follows:

1. GAI Consultants Inc. of Pittsburgh
2. McTish, Kunkel and Associates of Pittsburgh
3. Sucevic, Piccolomini & Kuchar Engineering Co. of Uniontown

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to ratify the 2015 Assignment of Rights to Liquid Fuels & Tax Reimbursement prepared by Bob Carson and executed on March 2, 2015.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Children and Youth Services:**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to award Bid 15-02 for electrical services for the new addition of the CYS building to Miller Co. Inc. 205 New Salem Road, Uniontown PA for \$89,400.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to ratify the **FY2013-14** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and Wesley Spectrum, 221 Penn Avenue, Wilkinsburg, PA 15221 for foster care services on an as needed basis. The rates are as follows:

Initial Clothing \$250.00

|                        | RATE         |
|------------------------|--------------|
| Foster Care – Class AA | \$ 52.02/day |

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Youth Educational Services Academy, (YES)**, Post Office Box 108, 740 Greenville Road, Mercer, PA 16137 for residential services for teens on an as needed basis. The rates are as follows:

|   | RATE         |
|---|--------------|
| Initial Clothing \$250.00   |              |
| Residential facility for troubled males<br>Ages 11-18 cert # 439510 | \$271.45/day |

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Three Rivers Adoption Council**, 307 Fourth Avenue, Suite

310, Pittsburgh, PA 15222 for foster care/adoption services on an as needed basis.  
The rates are as follows: Initial Clothing \$250.00

| Cert. 436240 | RATE     |
|--------------|----------|
| Level #1     | \$ 52.02 |
| Level #2     | \$ 57.23 |
| Level #3     | \$ 65.55 |
| Level #4     | \$ 78.03 |

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve a **FY2014-15** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **East End United Community Center**, 150 Coolspring Street, Uniontown, PA 15401 for Life Skills Training for Independent Living Youth on an as needed basis. The rate is as follows:

Our Caring Corner Foster Care Group Budget is not to exceed \$1,425.00 and includes two (2) facilitators and snacks over a five (5) week timeframe or timeframe otherwise designated.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve a **2014-2015** Addendum to Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Community Specialists Corporation, d/b/a The Academy**, 900 Agnew Road, Pittsburgh, PA 15227 for New Outlook Academy Drug & Alcohol/Female Residential services on an as-needed basis.

| Female Residential: | Rate          |
|---------------------|---------------|
| Cert # 401650(NW)   | \$265.00/ day |

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini 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 **Live Well Family Services**, 542 Georges Fairchance Road, Uniontown, PA 15401 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; \$55.00 per hour for all related counseling services, consultations, assessments, court testimony, documentation, collateral activity and training for the County.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Controller**

Acting Chief Deputy Controller Eric Blanda 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: 17-Mar-15

**CASH:**

Checking Account United Bank \$903,360.92

**Funds Owed to General Fund**

|                                    |    |            |
|------------------------------------|----|------------|
| Arc Payments Due                   |    |            |
| Intermediate Punishment Fund-.3yrs | \$ | 40,651.26  |
| Offenders Supervision Fund-3yrs    | \$ | 87,758.28  |
| Central Service Payments           |    |            |
| C-17 Fund-3yrs                     | \$ | 12,490.00  |
| Offenders Sprvsn-4yr               | \$ | 56,740.00  |
| Intermediate Punishment-4yrs       | \$ | 29,053.00  |
|                                    | \$ | 226,692.54 |

**Funds General Fund Owes**

|                       |    |              |
|-----------------------|----|--------------|
| Tax Anticipation Note | \$ | 4,000,000.00 |
|                       | \$ | 4,000,000.00 |

**Budget Year Net Position** -\$2,869,946.54

|                                      |    |                     |
|--------------------------------------|----|---------------------|
|                                      |    | <b>Year to Date</b> |
| Total 2015 Revenues                  | \$ | 2,017,951.00        |
| Total 2015 Expenditures              | \$ | 5,310,300.75        |
| Total 2014 Expenditures paid in 2015 | \$ | 1,231,193.05        |

Capital Reserve Fund Balance Fund 51 \$ 220,980.89

Bond Fund Balance Fund 53 \$ 83,016.48

Act 13 Marcellus Shale Balance Fund 13 Balance in Bank \$1,455,667.22  
Rec'd in 2015 \$0.00

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

**Courts**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to rescind Resolution 15-01-28-08 in which the County of Fayette approved joining into a Parking Lease with Tim Grindle for the 2015 year for 10 parking spaces located at 90 Pittsburgh Street Uniontown, Pennsylvania for use by Magisterial District Court 14-0-00 located on Beeson Avenue, Uniontown.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

### **Emergency Management Agency**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve the Dark Fiber License Agreement with Sunesys, LLC for \$300.00 per month for fiber service to Fayette PSAP and Joseph A. Hardy, Connellsville Airport. Term of License 240 months from the acceptance date. Included in 2015 year 911 budget.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve the Fayette County HazMat Team to file the necessary paper work for re-certification.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve a contract with Mission Critical Partners to complete PSAP Regional Shared Services Assessment for 9-1-1 funding pending approval of State funding to cover cost of \$18,000.00.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve an extension of the current agreement with L.R. Kimball for Enhanced 9-1-1 Wireless Fund Management at a cost of \$ 6,360.00. Included in 2015 year 911 budget.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

### **Human Resources**

#### **FACT**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to ratify the hire of Kevin McNair as a Part Time Bus Driver at Starting Rate, \$11.82/hr., effective February 19, 2015.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

### **Human Resources**

**Commissioner Zapotosky** asked for a motion to consider approving the hire of TBD as Human Resource Director at Pay Grade, at the salary board they had addressed a pay grade, and he forgot it, Pay Grade 21, with no start date to be given. He asked if there was any action. He said without any action, he will move on to the next item.

**Commissioner Zapotosky** asked for a motion on RFQ 15-01, "Professional services to negotiate contracts with the county bargaining units and provide legal services on human resource matters for the remaining months of the year 2015 and the following four years." He said without any action he will move on to the last item.

**Commissioner Zapotosky** asked for a motion on RFQ 15-02, "Professional human resources for the remaining months of the year 2015 and the following four years." He said without any action, (he will move on to) item Number 14, Juvenile Probation office.

### **Juvenile Probation Office**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to renew a contract between the County of Fayette and Timothy R. Grindle for 14 permit parking spaces at 51 North Arch Street, Uniontown, Pennsylvania which

are utilized by Juvenile Probation employees at a cost of \$25 per vehicle per month for \$350 per month and \$4,200 for the year to expire on March 31, 2016.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Planning and Zoning**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to renew agreements for a 2-year term ending March 19, 2017 with the following contractors for Professional Services relating to Planning & Zoning:

Beaver Creek Land Services, Markleysburg  
K2 Engineering, Inc., Uniontown  
Lennon, Smith & Sourket, Coraopolis  
Sleighter Engineering, Lemont Furnace  
Grimm Surveying, Uniontown

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to amend Resolution 14-12-16-25 eliminating Redstone Township from the County's enforcement of the Uniform Construction Code.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve a grant application to the Pennsylvania Commission on Crime and Delinquency for funding of a county offender reentry planning grants program. Submission due date is March 20, 2015. Total grant amount: \$10,000

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to submit a grant to the Department of Conservation and Natural Resources (DCNR) for comfort stations improvement program project at Jacobs Creek and Dunlap Creek county parks. Additionally, we intend to include in the grant, plans to build a riparian buffer, pollinator garden and educational signage at the parks. Overall cost of the project is \$212,780.

County and partners commitment:           \$106,390 (including in-kind labor and equipment)

Requested funding:                               \$106,390

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to table a public participation/awareness partnership and allocation with Goodwill Industries Recycling Program for Fayette County communities.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**Commissioner Zimmerlink** said they do have a commitment from DEP that they will work with them on this partnership, which is good news.

**Commissioners**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the December 9, 2014 special commissioner meeting minutes.

Commissioner Ambrosini abstain  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed 2-0-1**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to approve the January 28, 2015 regular commissioner meeting minutes.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to approve the February 23, 2015 special commissioner meeting minutes.

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to extend the award or rejection of RFP 14-03, property proposals for use as a prison facility in the city of Uniontown.

Commissioner Ambrosini no  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed 2-1**

**A motion** was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to amend Resolution Numbers 15-02-23-16, 15-02-23-17, 15-02-23-18, 15-02-23-19, 15-02-23-20 and to the extent that the Term of any member had not already expired, that member is hereby removed from the board pursuant to said Resolutions dated February 23, 2015 and March 17, 2015 and the appointment Terms are as follows:

- 15-02-23-16 which appointed Bernard John to the Fayette County Industrial Authority sets the Term to end December 31, 2019
- 15-02-23-17 which appointed Jeff McWilliams to the Fayette County Industrial Authority sets the Term to end December 31, 2018
- 15-02-23-18 which appointed Ruby Jackson to the Fayette County Industrial Authority sets the Term to end December 31, 2017
- 15-02-23-19 which appointed Carol Capozza to the Fayette County Industrial Authority sets the Term to end December 31, 2016
- 15-02-23-20 which appointed Rebecca Mansberry to the Fayette County Industrial Authority sets the Term to end December 31, 2015

Commissioner Ambrosini yes  
 Commissioner Zapotosky yes  
 Commissioner Zimmerlink yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zimmerlink to extend the agreement between the County of Fayette and Maximus for years 2014, 2015 and 2016 for development and delivery of center service cost allocation plans. The cost is budgeted yearly and is budgeted in the 2015 general fund budget.

Commissioner Ambrosini yes  
 Commissioner Zapotosky yes  
 Commissioner Zimmerlink yes

**Motion passed unanimously**

**A motion** was made by Commissioner Ambrosini and seconded by Commissioner Zapotosky to ratify the following transfers in the 2014 budget:

| Department                  | 1-16-15 to 2-4-15<br>Cost Center | Debit       | Credit      |
|-----------------------------|----------------------------------|-------------|-------------|
| <b>Building and Grounds</b> |                                  |             |             |
| R&M building                | 01417453730                      | \$9,000.00  |             |
| Utilities                   | 01417453600                      |             | \$9,000.00  |
| R&M building                | 01417453730                      | \$200.00    |             |
| Parks utilities             | 01455053600                      |             | \$200.00    |
| Clerk of Courts             |                                  |             |             |
| Association Dues            | 01419154200                      | \$911.00    |             |
| Contract computer services  | 01419153010                      |             | \$911.00    |
| Commissioners               |                                  |             |             |
| Contingency                 | 01417952910                      | \$2,020.00  |             |
| Legal advertisements        | 01417953400                      |             | \$2,020.00  |
| Contingency                 | 01417952910                      | \$10,363.40 |             |
| Telephone                   | 01411153200                      |             | \$10,363.40 |
| Telephone                   | 01411153200                      | \$207.00    |             |
| Metros telephone            | 01418610153200                   |             | \$150.00    |
| CYS telephone               | 36442053200                      |             | \$57.00     |
| Contingency                 | 01417952910                      | \$4,284.62  |             |
| Munchinski defense          | 01417952905                      |             | \$4,284.62  |
| Coroner                     |                                  |             |             |
| Contingency                 | 01417952910                      | \$265.00    |             |
| Telephone                   | 01419353200                      |             | \$265.00    |
| Jury fees                   | 01419353170                      | \$122.00    |             |
| Telephone                   | 01419353200                      |             | \$122.00    |
| Courts                      |                                  |             |             |
| Computer                    | 01418453141                      | \$300.00    |             |

|                             |                    |                      |                    |
|-----------------------------|--------------------|----------------------|--------------------|
| Materials/supplies          | 01418453141        |                      | \$300.00           |
| Emergency Management        |                    |                      |                    |
| Materials/supplies          | 39429152000        | \$100.00             |                    |
| Utilities                   | 39429153600        |                      | \$100.00           |
| Magisterial District Courts |                    |                      |                    |
| Telephone                   | 01418610253200     | \$376.00             |                    |
| Utilities                   | 01418610253600     |                      | \$376.00           |
| Materials/supplies          | 01418630252000     | \$448.00             |                    |
| Utilities                   | 01418630253600     |                      | \$448.00           |
| Telephone                   | 01418620253200     | \$200.00             |                    |
| Utilities                   | 01418620253600     |                      | \$200.00           |
| Telephone                   | 01418620253200     | \$100.00             |                    |
| Bond Cramer                 | 01418653530        |                      | \$100.00           |
| Materials/supplies          | 01418652000        | \$3,501.98           |                    |
| Professional services       | 01418653100        |                      | \$3,501.98         |
| Contracted service          | 01418653011        | \$1,601.00           |                    |
| Professional services       | 01418653100        |                      | \$1,601.00         |
| Constable                   | 14418653150        | \$327.00             |                    |
| Professional services       | 14418653100        |                      | \$327.00           |
| Prison                      |                    |                      |                    |
| R&M building                | 01423253730        | \$7,000.00           |                    |
| Exp. For inmate welfare     | 01423252740        | \$7,000.00           |                    |
| Utilities                   | 01433253600        |                      | \$14,000.00        |
| Tax Claim                   |                    |                      |                    |
| Equipment                   | 01413852300        | \$91.19              |                    |
| Copier                      | 01413852200        |                      | \$91.19            |
| <b>Total Debits</b>         | <b>\$48,418.19</b> | <b>Total Credits</b> | <b>\$48,418.19</b> |

Commissioner Ambrosini yes  
Commissioner Zimmerlink abstain  
Commissioner Zapotosky yes

### **Motion passed 2-0-1**

**Prior to** making a second, Commissioner Zapotosky asked what R&M building is. Chief Clerk Revak said it is repair and maintenance. Commissioner Zimmerlink said they may have to revisit those and make corrections and make sure they are all general fund.

### **Public Announcements**

**Commissioner Zapotosky** said he had an announcement and she used to come to meetings, Barbara Butchko passed away recently and, I'm sorry Janet, and he wanted to make that announcement and I hope she rests in peace, so God bless her, Janet. Commissioner Zapotosky asked if there was any public comment. Commissioner Zimmerlink said before public comment she wanted to say something for some clarification purposes. She said this large thing in the Herald-Standard says invoice dispute, OK, which is a serious matter. She said that it says on here that two

commissioners split on paying prison bills and it has photographs of requisitions and under the photographs of a requisition it has an initial of a commissioner and it says right underneath the photo, it says in the top photo is photographs of county purchase requisition orders that according to Fayette County Chief Clerk Amy Revak had the two required signatures necessary on the originals before being sent to the Controller's office for payment, later Commissioner Vince Zapotosky said he used white out to remove his signature as he did not support the payment of the invoice. She said, pictured directly above is a closer look at the signatures.

**Commissioner Zimmerlink** said what she just read was from the bottom caption. She said it says pictured directly above, which is this. She said this is a picture of the requisition, which is an internal requisition. She said on there, if you look close, it says \$31,550.47. She said what she just read said request for invoice of a payment. She said it says underneath here it has the signature of the Chief Clerk, initials of Commissioner Ambrosini and then it has what cost with a question mark. Commissioner Zapotosky said he wrote that. Commissioner Zimmerlink said that's your handwriting and Commissioner Zapotosky said that is correct. Commissioner Zimmerlink said this isn't an interrogation. Commissioner Zapotosky said no, for the record. Commissioner Zimmerlink said it says here two commissioners split on paying bills. She said when she got up that morning and read that she saw that in there and she was thinking well, let me go check into this because this is dated March 10<sup>th</sup> and it has me in here based on conversations and statements that I had made earlier that two commissioners are split on paying these prison bills referencing this and the two commissioners who apparently are split obviously are Commissioner Ambrosini and Commissioner Zimmerlink.

**Commissioner Zimmerlink** said she pulled the requisition and here it is in full, OK, it says what cost. She said this is not a requisition for payment of a past due invoice, OK, it is not a request, it says here for a payment of invoice. She said that this was sent to the Controller's office for payment, payment on prison bills. She said this is, and she wished that, you can take a very close look at this, this is not for Crabtree, it's not for Sleighter, it's not for any vendor. She said what this says here, which is things that are done, this is a transfer from one budget, one account in our office to another account, OK, so there was no, this big write up here, OK, that says that I refused to pay a bill and it has the \$31,000, it's not a bill to pay, OK, it actually says it is to transfer money to the treasurer's office so I want to make it very clear that sometimes, when you don't always have both sides of every story, OK, so I'm, I see somewhat familiar faces here and I don't think I have ever done this as a commissioner, before but I am going to look right into that camera and I am going to tell everybody who is watching this commissioner's meeting to if you have any questions about anything that you ever hear or read, especially when it concerns me, please pick up the phone and call me, 724-430-1200, extension 225 or e-mail me, OK, [zimmerlink@fayettepa.org](mailto:zimmerlink@fayettepa.org) because it's, you have these things in newspapers and statements that are being made that we're holding up, we're costing the county money, things are done, now Commissioner Zapotosky put on here what cost, well I'm not going to read his mind but I am going to guess what he is going to say and he is going to have to.

**Commissioner Zapotosky** said after he had signed it he had identified that there was no listing for a payment going to a source, thus I wrote what cost and whited my signature out. Commissioner Zimmerlink said it specifically payment for prison costs but it doesn't say what the payment is for, OK, I will not and I have not, I will not sign my name to have payments made on whether it is a prison or anything else unless I know what it is. She said and most certainly to say that this is a dispute of a prison invoice bill, it's not, OK, so that's the one thing, alright. She said the second thing is, I've said this all along, if the county is under a contractual obligation then I as a county commissioner will hold up that end of the bargain and I will agree to pay and sign off if a second signature is needed for any work that is performed under the terms of a contract. She said it is in writing, it has been written to the attorney who was representing the vendor in question but I will not pay for something that either is in dispute, is unclear when you have an invoice that just is not an itemized invoice or for something that has been already paid, case in point, February 26, 2015, letter from the attorney representing the former architect, it is addressed to me.

**Commissioner Zimmerlink** said on page two, the attorney is responding to my letter, and it says, now this is February 26, regarding your assertion that the county has paid \$24,000 for the feasibility study referenced in my letter of February 17, please be advised that the invoice I referenced were originally directed to Sleighter Engineering and have not been paid. She said a second letter was sent saying the same thing. She said again, I have informed the party in question and everyone else, and I think we might finally have this resolved, right John Cupp? Solicitor Cupp said he believes so. Commissioner Zimmerlink said it better be because she is really tired of having this go back and forth, OK. She said here is a cancelled check, OK, a cancelled check paid to Sleighter Engineering for the amount in question of \$30,379.60 and proof that it has been paid. She said and when was this, February 5, 2014, a year ago, a year ago, alright. She said so, again, statements can be made all the time, but that's just it, it's a statement. She said when the letters come in and it states the money is due, again, I will pay and agree to pay things that are legitimate and for work performed.

**Commissioner Zimmerlink** said number one, in her opinion, this \$30,000 check should have never been sent anyway, but it was, because a resolution very clearly says, a resolution clearly says that the prison needs study would be for an amount of \$24,000. She said if you pull the minutes, it specifically has Commissioner Zapotosky asking if, is that the final amount, a flat rate and Commissioner Ambrosini said \$24,000, flat, firm, flat fee firm, read the minutes, I don't make these things up people and I don't say it, it's in the minutes. She said if later on there was a issue that says well it's going to be another \$6,000, then it should have come back and been approved, it wasn't, but it was paid, the two commissioners agreed to pay it, that's fine, it can be retroactively ratified. She said the point is this, when you see headlines in papers and you see comments being made and talk shows and things of that nature you know and opinion letters that said quit being silly and childish, which is what I was called, OK, it's not silly and it's not childish to respond to an attorney who says you guys owe money, and to say, no, that's been paid.

**Commissioner Zimmerlink** said it took John, I think three letters, Solicitor Cupp, two or three letters for, with Solicitor Cupp saying two letters and a fax, adding that she did it on her own to try to resolve it a little bit quickly but then finally I said John, write the letter, OK, and then again, you have to know that sometimes how it's portrayed is not always clear so I think I've said enough about that, I'm not going to go any further on it, I just wanted to make sure people understand that when it says that commissioners are split, sure there's going to be a split, there's going to be a split when I say that one's already been paid and there's going to be a split whenever I look at something and I am thinking, OK, why did Commissioner Zapotosky pull his name on this because he and Commissioner Ambrosini, they were signing off on invoices, OK, well he must have had a reason, OK, so I look into it and find out well, first off, it's not an invoice and secondly he asked at what cost, there's no vendor to pay, but what you see in here is just half of it and here's the full thing. She said she didn't know and she didn't care how it got in the paper, she really doesn't care.

**Commissioner Zimmerlink** said what she cares about is making certain that it is very clear that I am one of your three county commissioners and I'm doing the best job that I possibly can, OK, and it's not silly, it's not childish, it's not political, it's just plain and simple, doing your job. In response to questions from the audience, she said no, no, no, no, no, there is no asking, I'm making my comment, I am not going to stay and go back and forth and back and forth on it because, guess what, it is what it is, OK, I am not going to try to get in the minds of anybody else as to why this was said or done, OK, not doing it, I have a lot of work on my desk back there and I'm going to go back there and I'm going to do it. She just wanted to make it clear because it just wasn't right. Commissioner Zapotosky said thank you, he appreciates it. Commissioner Zimmerlink said that is all she has to say on the subject and please, we do have a 1:30 rezoning, we will take public comment and I am not going to argue back and forth, alright.

### **Public Comments**

**Geraldine Mazza** said before she says what she wanted to say, she hopes that the apology in the paper is as large and prominent as that story was, that won't happen but it should happen. After being redirected to make public comment, Mrs. Mazza said she wanted to bring up something that has been bothering her the last couple months and it starts at the top with the commissioners and it goes down to every employee of Fayette County. She said it is obvious that people working for the county are not doing their jobs and it is obvious that the said employees are trying to intimidate the commissioners with threats of lawsuits if they are reprimanded. She said she just wanted to say to you three, don't let them intimidate you by threatening a lawsuit. She said one more lawsuit is not going to make a difference in Fayette County, we've got lawsuits up the kazoo and you can even count how many lawsuits there are so one or two more is not going to make a difference but really you have got to put your foot down and make these employees do their jobs properly. She said they've got to show up for work and they've got to do the work, we're paying them with our tax money, just like we're paying you and that goes for the commissioners too, you've got to start working and doing your job.

**Mrs. Mazza** said if you are going to collect a paycheck, show up for work and do the work you are supposed to do and take care of this county. She said there is too much, this is political, that is political, and this back and forth banter that don't mean a hill of beans to anybody, the taxpayers want you people to do what is right for all of us and you set the example, if you don't come to work and do your job, how do you expect the guy over in the 911 building to do his job, he sees you goofing off, he's gonna goof off and it's your job to make sure these people do their job. She said if they are reprimanded or suspended and you know there are people on the payroll that need to have the door opened for them so they can step out and go about their business and put new people in their jobs, you need to hire people that want a job, not just sit and collect a paycheck. She said I know this is terrible and she hates saying it, but the work ethic in this county is terrible, I don't think anybody has a work ethic and she just wants to say do what's right and if somebody needs reprimanded, do it, build a file on them and if they are not doing their job, get rid of them and the people will stand behind you and support you in that because we don't like paying people for not doing their jobs so I hope you take this to heart and remember that's part of your job to make sure that jobs get done in the county if you get my drift of what I am telling you, don't be intimidated by the threat of lawsuits. She said we pay thousands and thousands and thousands of dollars to somebody to stop lawsuits in the county and he didn't do his job either so talk about waste of tax money.

**Mr. Chuey** said he wanted to thank two directors for supporting veterans and doing an outstanding job in the county, Mrs. Nicklow and her staff, he said he personally knew five individuals who were in need of aid attendance assistance and the administration fast tracked that. He said he had one question of the three commissioners and best case scenario it sounds like a misunderstanding between yourself and the newspaper, what controls are in place? Commissioner Zimmerlink said she didn't even hear what he said. Mr. Chuey said he wanted to make sure what controls are in place, and his question is was there a change order after the original \$24,000 contract was approved, is that what is in dispute, was there a change order, is there a project manager. Commissioner Zimmerlink said this was for the prison feasibility study. Mr. Chuey asked if there was a project manager. Commissioner Zimmerlink said it wasn't an architectural function, it was pre, it was even pre hire of the architect, it was a prison needs study. Mr. Chuey asked if she was questioning whether or not the deliverables had been performed.

**Commissioner Zapotosky** said the cost of project was estimated or set at X, then subsequently it became Y, and Y meaning an increase. Commissioner Zimmerlink said the resolution that was passed was to award Crabtree/Sleighter the contract to do the Fayette County Prison feasibility study at \$24,000. Mr. Chuey said with the additional resolution, is that the equivalent of a change order? Commissioner Zimmerlink said there was no additional change order. Commissioner Zapotosky said it was adopted in essence by the, well he would have to ask Commissioner Ambrosini, the prison advisory group that he had formed and he thinks he asked Mr. Lally the question at the time of the meeting of whether or not that cost was going to be set.

**Commissioner Zimmerlink** said we did find it, OK, the minutes of July 17, 2013, “a motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to award a contract to Sleighter Engineering and Crabtree Rohrbaugh, architects, to perform a needs assessment of a facility study and site study for future Fayette County jail requirements for \$24,000. Prior to making a motion, Commissioner Zapotosky said, as Commissioner Zimmerlink said earlier, that they all received last week in our boxes, information pertaining to this so they were well aware of it, at least this board was. He said he had a question for Commissioner Ambrosini whether or not the price is not to exceed \$24,000 and Commissioner Ambrosini said it is a firm price bid of \$24,000 which means it will not exceed that. Commissioner Zapotosky asked if this was a result of the advisory group saying to Controller Lally that he has been involved with this group and he can chime in too. He said if this is the recommendation at this point and Controller Lally said that is correct. He said it is a needs based assessment to evaluate the cost per unit of what it would cost to do nothing, what it would cost to erect a new prison and what it would cost to,” and then I stopped. She said it was passed, Commissioner Ambrosini, Commissioner Zapotosky yes, Commissioner Zimmerlink no.

**Commissioner Zimmerlink** said now, majority rules, I have no problem with that, understood it, understand it. She said so, the contract was awarded for \$24,000 and you heard that it said that it is a firm price bid of \$24,000, which means it will not exceed that, OK, now, the work was done, that was July 17 of 2013. She said the prison needs study was then prepared and it was submitted to the prison board in September, she said she believes it was September of either 2013 or 2014, OK, the issue that I am bringing up here is when it was processed and this is the former, it's not our Acting Controller, it's the former controller, OK, and it was agreed to pay \$30,000 and on the documents that was attached to the requisition, it says, Sleighter Engineering, there's a note on here, Commissioner Ambrosini would like this to be paid right away, two commissioners here signed off on it, approved it and our Chief Clerk and it was for \$30,379.60 and the Chief Clerk attached a copy of the resolution. She said she is going to assume is the reason that was done is for you to inform those who would be signing it that it was passed for \$24,000, is that right, go ahead, say it, I mean is that right, why you attached the resolution because you normally don't attach resolutions to the requisitions. Chief Clerk Revak said she attached the resolution so the commissioners would know what it was for. Commissioner Zimmerlink said and you normally do not attach resolutions, is that correct? Chief Clerk Revak said no, she does not.

**Commissioner Zimmerlink** said so it says for 24 and it got approved. She said there may be something in a contract that says you have to pay extra for the extra, you know the extra \$6,000, printing costs, you know, travel, this wasn't a change order, this is to sit down and do a prison needs study, a book was completed, OK, it's not construction work, it's not a change order, OK, so that may be, I don't know, I don't know what the contract said, OK, what I know is that what was passed and approved, was 24, again, they can amend that by ratifying whatever decision they made, my point is this, alright, that we have these threats of the lawsuit and these discussions in every, wherever you turn that commissioners are being, they ought to just pay these bills and we're going to have a lawsuit and it was like, why is Commissioner Zimmerlink hesitating, why won't

she just sign it, and that's the reason, OK, because it's already been paid, that's my point. She said there is no dispute over change orders or anything like that, I know you are coming in to, apparently late into the game so if you need further explanation, I'll take all the time. Mr. Chuey said it sounded like the reporter did do her due diligence. She said "I'm not saying anything, all I'm telling you is what I just said." She said if you want to ask any other questions, she would be more than happy to later in her office, OK.

**Commissioner Ambrosini** said Mr. Chuey, before you sit down, he said he wanted to add as an explanation to his question. He said first of all, the \$24,000 firm price bid for the needs assessment study was just that, it was a firm price bid and that's what we paid. He said afterwards, after the report was completed, this board decided that we should have public meetings around the county and we have four various public meetings that Mr. Crabtree, Tom Crabtree himself came and provided a presentation. He said those additional costs were above and beyond what was for the assessment study. Commissioner Zimmerlink said that is absolutely, positively incorrect. Commissioner Ambrosini said no it's not. Commissioner Zimmerlink said the documents show it, OK. She said the document that the Chief Clerk processed and typed is for Sleighter Engineering Fayette County Prison Feasibility Study, October 24, 2013 bill, \$30,000, and it shows on here very simply, October, it says prison feasibility study period. She said it does not say anything else, it is not for any other, if it was, then where is the itemized statement?

**Commissioner Zimmerlink** said do not let Commissioner Ambrosini take you, anyone listening to this or anyone down a road that is non-existent, OK. Commissioner Ambrosini said those are the facts. Commissioner Zimmerlink said these are the facts, it is very simply a feasibility study, OK, \$30,000, OK. Mr. Chuey said it is what is in the contract. Commissioner Zimmerlink said she understands all of that and again she isn't going to dispute, the \$6,000, I will work on that, but this has been paid a long time ago, OK, and I'll work on that. Mr. Chuey said he is coming late to the game, and the initial contract, the work part was the needs assessment, I understand that. Someone said then there was an additional cost. Commissioner Zimmerlink said that is what one person is saying, again. Commissioner Ambrosini said that's the facts, we all talked about having those meetings, public service meetings around the county. Mrs. Mazza said if the \$6,000 was for the meetings, if it wasn't we are due a refund. Commissioner Zapotosky said there was never a cost associated for attending the meetings, it was his understanding that the contract was for the \$24,000 and any additional fees would have to be approved by the board of commissioners. Mrs. Mazza said those weren't public meetings anyway because the public was not allowed to open their mouth and ask questions or say anything. She said all they heard was them pushing that we need a new prison, we need to build.

**Commissioner Zimmerlink** said let's back up, here's the invoice, alright, Fayette County prison study, per proposal, \$24,000, travel expenses, \$29,700, copies and printing, \$3,401, handling \$7.50. She said I just read it, does it say anywhere on here attend public meetings. Commissioner Ambrosini said no, because that was for. Commissioner Zimmerlink said when, if you look at the first page, at the first six pages

of the prison needs study, you will see a summary where the vendors, Crabtree and Sleighter, said that in order for them to prepare the study, OK, and this was all before those, you have to have a study before you can go out and talk about it, OK, common sense tells you that, alright, the first few pages of there says all the work they did in compiling that document and who they met with, that's the travel, they came up here, they met with, and it has a whole list of people that they met with, my name's not on there for some reason, but a whole list of people that they met with, which is fine, because you have to meet with staff and the controller and the commissioners and everyone in order to form the book, OK, so again, this is not something that I am making up, this is the Sleighter invoice, OK, and it says, mail and handling, copies and prints, to copy and print it, \$3,400, so he has it \$24,000 which is the proposal and then the travel expenses, which, to come up here and gather the information, the copies and the printing, \$3,400 and the mail and handling totaling \$30,379.

**Commissioner Zimmerlink** said this is not in dispute, right here, that's not what my point here is, my point is, you don't have statements being made that there's a split between commissioners because they are just fighting, OK, OK, I don't spend my day fighting with Commissioner Ambrosini and he doesn't spend his day fighting with me, alright, we don't, right, Commissioner Ambrosini, we don't sit there fighting with each other do we. Commissioner Ambrosini said absolutely not. Commissioner Zimmerlink said alright, there you go. Commissioner Ambrosini said he is much too professional for that. Commissioner Zimmerlink said and so am I and we don't do that. She said what she is saying is that things are said that we are arguing over a bill and Zimmerlink ought to just pay it. She said that's the reason I didn't pay it because it was already paid, alright. Mr. Chuey said he is glad she cleared the record. He said he thinks what is important is that he will mention his first comment, in communities such as Fayette County, not only are you having to go after alternate revenue streams, you have to try to cut costs and he wanted to hear for himself why there was a remarkable group of stories.

**Commissioner Zimmerlink** said right, and she can also say that, and she isn't going to get into detail over this part, we did receive a letter from the attorney, I read it to you, that says hey it wasn't paid, well, OK, but two of the bills I did sign off on reluctantly because, hey, they said the work was performed, alright, so I signed it, Commissioner Zapotosky signed it, correct Amy Revak, I handed you. Chief Clerk Revak said you mean the two this week. Commissioner Zimmerlink said I handed you yesterday an invoice, I handed you the requisition, one was for \$9,700 and one was for about \$18,000, I handed those two you and they had two signatures on them, correct. Chief Clerk Revak said they were processed and sent to the controller's. Commissioner Zapotosky said these actually were invoices, these weren't transfers. Commissioner Zimmerlink said regardless of whether or not I, but there is still another \$200,000 on this one that is in dispute and the county solicitor and I are talking about that and made his letter to the attorney, OK, and it's something that I am not going to get into because it will take way too long, OK, but, could county solicitor John Cupp, is that not accurate that you have sent a letter explaining the position and the 200 and some thousand dollar questionable item, correct?

**Solicitor Cupp** said after they exchanged letters, they established that one of the invoices has been paid and he said he believes the gentleman who was doing the collection realized that there were issues that needed to be resolved and he sent me an e-mail back after we sent him a cancelled check and he said that he was going to look into it and provide us with more information and that has not happened yet, that was recent. Commissioner Zimmerlink said that's right, as soon as I can get the bills and we can take a look at them, we're doing what needs to be done, right Solicitor Cupp? Solicitor Cupp said yes. Commissioner Zimmerlink said alright, thank you. Mr. Chuey said his last comment is this, Commissioner Zapotosky did you see your alma mater, California University, the women's college team are in the final four? Commissioner Zapotosky said is that right, good for them. He said did Douglas apply for the NAIA yet or anything?

**Marybeth Homistek** said since lately there has been so much in the paper and what she is aware of about the HR director and that issue, why did you take no action? She said she thought that on the agenda they were going to vote for a person to fill the position but no action was taken, what's that mean? Commissioner Zimmerlink said exactly what it says, no action was taken. Ms. Homistek said why? Commissioner Zimmerlink said no action was taken, no action was taken, no action was taken, I think you witnessed that, right? Ms. Homistek said don't you usually mention names and say, five people and I'd like to mention this one for that position. Commissioner Zimmerlink said when items are on the agenda, and Marybeth I know that you have been to meetings, sometimes we abstain, sometimes we table and sometimes we do not take action, that happens. Ms. Homistek said many months ago you voted to hire a webmaster to work with online stuff for the new jail, did that person ever get hired, he was supposed to have the progress of the new jail, this was many months ago.

**Commissioner Zimmerlink** said the person was, OK, what that was is, and this is public information, OK, there was an agreement, wait a minute here, there was a request for proposal, right, there was a request for proposals done and a contract was awarded and a first payment was made. Chief Clerk Revak said a partial payment of the total amount was made and it was about half the cost. Ms. Homistek said so they are here working? Commissioner Zimmerlink said she doesn't know that, here is what she is telling her that she knows is that the county properly, whether it was a 2 to 1 majority and Commissioner Zapotosky said it was a 2 to 1. Commissioner Zimmerlink said the county properly sent out a request for proposals, they were properly opened and they were awarded at a meeting. She said in that contract it stated that a first payment had to be made, that payment was made and I'm going to, and please, please, I don't even want to say the amount but I think it was around \$5,000, right? Chief Clerk Revak said she believes the contract was about \$11,000 and it was about half or about \$5,500. Commissioner Zimmerlink said again, the Chief Clerk said about \$5,500, OK, it's not written in stone. Ms. Homistek said she doesn't care she just wants to know if that person ever came.

**Commissioner Zimmerlink** said she doesn't know, she never met the gentleman, but what she can say is this, I've never seen any work product, OK, but what I can tell you is this, August of 2014, when Commissioner Zapotosky and I voted to suspend those

actions, a letter was sent to that individual and told him that no more work is to be done. She said now, I do have to follow up on the to do list to find out exactly what that individual did for that particular amount of money, but I can tell you that no other monies have been spent. She said Solicitor Cupp, I actually recall now that I was having difficulty getting in contact with the individual so you came to my office, it's awful the way I remember these things, it really is, OK, and Solicitor Cupp came to my office and I was telling you that I was having trouble contacting him, we called that number and the number was not in service, remember? Solicitor Cupp said he had some recollection. Commissioner Zimmerlink said they had a fax machine number and the fax machine came back that it did not go through, and also an e-mail.

**Ms. Homistek** said she he took the money and ran. Commissioner Zimmerlink said no, he did not take the money and run so don't say that, OK, don't say that. She said and, so what they did was she wanted the solicitor to see that three forms of communication, so his legal advice was to send a certified letter, which we did, and the gentleman did respond, I didn't ask him why those communications did not work, I only had proof that they didn't, OK, and he hasn't performed any more work on there and no more money was spent, OK. Mrs. Hovanec asked if they got an account of what he had completed. Commissioner Zimmerlink said no, that's what I meant that, that's on a to do list, Evelyn. Ms. Homistek said she was listening to the Controller's speech, and Commissioner Zimmerlink said he isn't the Controller, he's a staff member, just so you know. Ms. Homistek said I'm sorry, but she thought the for 2015 we are in the red, a little bit, a couple million in the red, and she just wondered, Mr. Ambrosini, with all the debt already, and lawsuits and pending lawsuits, do you still hold your belief that a \$60 million prison is needed?

**Commissioner Zimmerlink** said he can answer, but she really thought that was a dead issue, but that's OK. Ms. Homistek said it's a dead issue but it is still floating around. Commissioner Zimmerlink said by whom, by whom? Mrs. Mazza said that he said he is going to build a prison next year. Commissioner Ambrosini said he did not say that. Mrs. Mazza said yes you did, the last commissioners meeting, you told me that. She said she said how you gonna do it and where you gonna get the money and whose gonna do it and you said when I have two new commissioners sitting here with me, I will build it, don't lie Al. Commissioner Ambrosini said when there, if there is a change in the makeup of this board then it will be their duty to review the next steps into dealing with this problem. Mrs. Mazza said there will be a change, especially in one seat. Commissioner Zimmerlink said OK. Commissioner Zapotosky asked if there was any additional public comment, and seeing none, asked for a motion to adjourn.

### **Adjournment**

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

Commissioner Ambrosini yes  
Commissioner Zimmerlink yes  
Commissioner Zapotosky yes

**Motion passed unanimously**

