

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Thursday, March 17, 2016 at the Public Safety Building, Uniontown PA.

In attendance-

Commissioner Chairman Vincent A. Vicites
Commissioner Dave Lohr
Commissioner Angela M. Zimmerlink
Chief Clerk Amy Revak
Solicitor John Cupp

A prayer was recited by Ron Hudson, lead pastor at Calvary Baptist Church. The pledge of allegiance was recited. Commissioner Vicites welcomed everyone to the meeting and wished everyone a Happy St. Patrick's Day. He said there was a number of proclamations.

Commissioner Vicites read the proclamation for National Problem Gambling Awareness Month March 2016.

Commissioner Lohr read the proclamation for Sexual Assault Awareness Month April 2016. Michelle Shumar, head of the Crime Victims Center, spoke about the proclamations and the activities that are planned.

Commissioner Zimmerlink read the proclamation for National Crime Victims' Rights Month April 2016.

Commissioner Vicites read the proclamation for Child Abuse Prevention Month April 2016.

Commissioner Lohr read the proclamation for National Library Week April 10-16, 2016. Representatives attended from German-Masontown Library and Brownsville libraries. Amy Ryan spoke about the missions of libraries and activities that occur at the libraries.

Commissioner Zimmerlink read the proclamation for Pennsylvania 811 Safe Digging Month April 2016.

Commissioner Vicites read the proclamation for Boy Scouts of America Troop 101 of the Otterbein U.M. Church 100th Anniversary.

Proclamations

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the following proclamations:

National Problem Gambling Awareness Month March 2016

Sexual Assault Awareness Month April 2016

National Crime Victims' Rights Month April 2016

Child Abuse Prevention Month April 2016

National Library Week April 10-16, 2016

Pennsylvania 811 Safe Digging Month April 2016

Boy Scouts of America Troop 101 of the Otterbein U.M. Church 100th Anniversary

Commissioner Lohr yes

Commissioner Vicites yes

Commissioner Zimmerlink yes

Motion passed unanimously

Public Comment on Agenda Items

Marybeth Homistek said she wanted to speak about the prison action plan. She commended the three commissioners for addressing the prison issues. Doug Sholtis said he wanted to address a Fayette County Health Center Authority issue, for which he serves as solicitor. He said he wanted to speak about an issue with the board, and the terms of members. He said he sent out a letter to each of the commissioners about the issue. He spoke about some of the terms and what the members should do until appointments are made. Commissioner Zimmerlink spoke about what she has done regarding the issue. Attorney Sholtis said they just want to get it resolved. Terry Kriss spoke about designating the cast iron bridge in Brownsville for SPIKE funding. He said it is a historic bridge. He said his questions are if there is a county match, what the funding is and why they are being asked to comment whether it is eligible or not. Commissioner Vicites said SPIKE funds are discretionary money from the state department of transportation. He said the SPC asked the commissioners to designate a project from the county to send to the secretary.

Commissioner Vicites said they have had great success in the past, citing the \$55 million received for the Masontown Bridge project. He said it is additional money you can get beyond the money received for the 12-year transportation plan. He said the bridge project got engineering funds but there is no money to rehabilitate it. He said it will be resorted to the way it was, adding that it is very important project and talked about the revitalization in Brownsville. Commissioner Zimmerlink said there were criteria involved in selecting the bridge. Commissioner Vicites said they wanted to get their fair share of money and want to spread it around the county. Mr. Kriss said he was glad there is no county match.

Fayette County Redevelopment Authority

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Vicites to adopt a resolution which approves the 2015 Community Development Block Grant (CDBG) Application being submitted on behalf of Fayette County and the eight (8) Entitlement Townships of Bullskin, Dunbar, Georges, German, Luzerne, Menallen, North Union, and Redstone. This approval will authorize the Commissioners to sign and submit the application for assistance and will also approve execution of a Cooperation Agreement which highlights the Redevelopment Authority's responsibilities for administration of the County's 2015 CDBG Program.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to adopt a resolution which indicates that Fayette County will promote and further Fair Housing Practices throughout Fayette County and undertake actions to affirmatively further and promote Fair Housing Activities.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to adopt a resolution which approves a modification to Menallen Township's FY 2012 Community Development Block Grant (CDBG) Program.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Adult Probation Office

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to apply for County Intermediate Punishment Program for 2016-2018. In the past, APO received this grant for IPP.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Assessment Office

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

Larry Charles Daugherty – 426 Old Rt. 21- McClellandtown PA 15-28-0166
Effective for taxes due on or after 1/12/2016

George E Dressel -1268 Beaver Creek Rd-Farmington PA 15437 16-07-0001-17
Effective for taxes due on or after 1/12/2016

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve five assessors, Scott Phillips, William Shipley, Jared Billy, Sarah Byers and William Lukach, to attend a two-day continuing education class in Somerset County on April 21 & 22 at a cost of class fees and material at \$120/assessor.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to send assessors Scott Phillips, William Shipley, Jared Billy and Sarah Byers to the Assessors Association of Pennsylvania Spring Conference in Harrisburg PA. May 4-6 2016. Registration fee of \$450/per assessor. Lodging cost at \$1,305.39. Total cost, registration fees and lodging at \$3,105.39.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to enter into an agreement with Valbridge Property Advisors for an appraisal

report on the Laurel Mall. Cost of the appraisal report is \$5,500 to be split with the Connellsville Area School District and Dunbar Township. The County share being \$1,592.50.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the assessment office to obtain valuation price quotes for an evaluation to be done on parcels owned by Yezbak and its affiliates with parcel numbers given to the assessor at the end of the meeting, on land located across Penn Street from the courthouse and jail complex and for the chief assessor to conduct a written evaluation.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Vicites said it is a 14,000 square foot warehouse across from Penn Street that used to be the Montgomery Ward warehouse and the county is looking at acquiring it.

Bridge Department

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve McTish, Kunkel and Associates as the Construction Inspector for the Weaver Mill Bridge 95 project.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Children and Youth Services

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve a **FY 2015-16** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services and **Albert Gallatin School District**, 2625 Morgantown Road, Uniontown, PA 15401 for transportation costs to enable foster

children to attend their home school after placement in substitute care. The rate for this service is \$60.00 per day per student.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve a **FY2015-16** Purchase of Service Agreement between the County of Fayette, through Fayette County Children & Youth Services & **Patrick C. McDaniel, Esquire**, 50 East Main Street, Uniontown, PA 15401. Attorney McDaniel was court appointed to represent children in dependency proceedings. The rate for his services is \$1,000.00 per month.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Controller

Chief Deputy Controller Rob Chuey gave the following financial condition of the county:

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify Construction Note Expenses and Interest Payments in the amount of \$737,491.46 on the dates of 10/23/15, 11/9/15, 12/1/15, 12/21/15 and 12/23/15 and \$22,565.38 on 10/29/15, 12/2/15 and 1/4/16, respectively.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify Construction Note Expenses and Interest Payments in the amount of \$98,558.70 on 1/5/16 and \$16,766.30 on 2/16/16; and \$10,410.53 on 2/1/16 and \$9,746.69 on 2/25/16, respectively.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to extend the existing County Procurement Policy and Procedures and the OMB Circulars to continue to apply since the county has delayed the implementation of the Uniform Guidance procurement standards until October 1, 2017, as provided in 2 CFR 200.110.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Mr. Chuey provided the commissioners with two handouts, and he explained them. He said the first major overhaul in 50 years is occurring regarding reporting requirements. After the motion was approved Commissioner Zimmerlink asked Mr. Chuey to stay, saying there are three other items, and she wanted to touch base with him and the Chief Clerk. She said it was brought to their attention yesterday that there was a delay in making a payment to a financial consultant. She said she wanted to meet with the other commissioners, the Chief Clerk and the Controller's office to review the bill to see if there are any discrepancies, adding that is first and foremost. She said prior to that meeting he needs to find out if there are working documents and supporting documents that back up the printed budget. Commissioner Zimmerlink said the financial consultant did send to the three commissioners and the Chief Clerk excel spreadsheets and she forwarded them onto the Controller's office. She said what she needs prior to the meeting is for him to review all them to see if they suffice for paper trail and audit for the 2015 and 2016 budgets.

Commissioner Vicites said they were told repeatedly by the financial consultant they would get the work papers and it doesn't appear it was sent. Commissioner Zimmerlink said everyone got the same information in an excel spreadsheet. She said looking at it, it doesn't seem to be efficient, it is just something to pull up from New World, it isn't the backup paper trail information. Mr. Chuey said they also should get a legal determination as to who owns the work papers. A discussion then ensued about the papers. She said the next item is the Marcellus Shale budget. She asked the Chief Clerk if she brought the folder she asked her to bring. Chief Clerk Revak said she had her file folder of all the Marcellus Shale information. Commissioner Zimmerlink said they asked for a review with the Chief Clerk and the financial consultant to make sure there was a budget set up in the New World system and to make sure the monies are allocated. She asked who creates the budget, is it done internally or is it something the Chief Clerk can do. Mr. Chuey said he has not had that discussion. Commissioner Zimmerlink said you can call up information in New World, but it is budget transfers and line items, it isn't a budget. She said it has to be put into the system.

Commissioner Vicites said they also need to know the bottom line of the fund to consider other requests. Commissioner Zimmerlink said what this here is just e-mails.

Chief Clerk Revak said it isn't just e-mails. Commissioner Zimmerlink said she isn't finished, this is e-mails, copies of the UCC reports, the verification reports, copies of resolutions, what we need is something other than this. She said Sam Lynch told the three commissioners that he would provide the information, she said all the legwork may be done, maybe it is just advancing it. Commissioner Lohr said he asked what the top two pages were. Chief Clerk Revak said the top two pages are accounting of all the resolutions, what year, what was spent, that Sam and I worked on. She said there is also a budget from New World from 2015 that shows what was spent. She said as far as any budget not being in there, the Controller's office has the exclusive permissions to create line items, I cannot do that, so if they are not in there, I can't create them.

Commissioner Zimmerlink said there needs to be eight budget line items created in New World, put those in there, put the numbers in, and then the Chief Clerk needs to plug the numbers in. She said she wants it done in 10 days. A discussion then ensued about the need to get it done. Commissioner Zimmerlink talked about transfers and budget amendments.

Emergency Management Agency

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to award RFP 16-02 to Michael Baker International of Pittsburgh to provide assistance for development and completion of a FEMA approved Hazardous Mitigation Plan Update at a cost of \$30,099.56.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources

CYS

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to accept the March 8, 2016, resignation of Chad England, Caseworker I.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

FACT

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to accept the January 23, 2016, resignation of David Mayercheck, Small Bus Transit Operator PT.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to accept the March 15, 2016, resignation of Kenny Novak, Mechanic Tech D.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to approve payment of the Highmark Oncology Settlement invoice of \$32,302.84 out of the health care fund.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Assessment

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to accept the March 4, 2016, resignation of Ernest Walter, Assessor I.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Juvenile Probation Office

A motion was made by Commissioner Lohr and seconded by Commissioner Vicites to approve a parking lease between the County of Fayette and Tim Grindle for 14 parking

spaces from April 1, 2016 to March 31, 2017 at 51 North Arch Street Uniontown Pa at a cost of \$ 25.00 (per Vehicle) a month (\$350.00 a month/\$4,200.00 a Year total.)

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Planning and Zoning

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the following with respect to the DCNR grant award for the three county parks:

- Naming Arthur Cappella as local project coordinator
- Naming Vincent A. Vicites as chief elected official
- Naming and designating Widmer Engineering of Connellsville as the design consultant and entering into an agreement with Widmer Engineering for costs associated with the project in the amount of \$65,200

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prison

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve an amendment to the current agreement with Oasis Management Systems, Inc., which provides commissary services to the Fayette County Prison inmate population. The amendment provides for a three year extension to the agreement changing the termination date from 7/1/2017 to 7/1/2020 and changing the current 21.3% commission rate on net sales to 44%, effective 3/22/2016. The increased commission rate will result in the prison's annual revenue for commissary sales increasing from approximately \$30,000 to \$60,000.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to authorize jail management/maintenance officer to prepare and submit a written action plan within two weeks to the county commissioners to address items included on

the maintenance repair list submitted to the prison board with the start dates to begin repairs, the completion dates, the estimated cost of labor and materials and whether they can be done in house or contracted out.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Sheriff

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve Teleosoft Inc. of York for RFP 16-03 for a CountySuite Sheriff software program for the Sheriff’s office at a cost of \$60,904, with a yearly maintenance costs of \$12,181.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Claim

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the following repository bids opened March 1, 2016, subject to all conditions being met.

03-01-2016 Results

Bidder name

	Parcel Number	Amount	Township
Beverly Sapp	19-05-0057	\$650.00	Luzerne
Beverly Sapp	19-05-0056	\$600	Luzerne
Beverly Sapp	19-05-0054	\$600	Luzerne
Megan Bowlen	02-06-0070	\$285.00	Brownsville Borough

Total \$ 2,135.00

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to authorize tax claim director Sarah Minnick to obtain three telephone quotes to perform title searches on properties from the 2011 upset tax sale and for county distribution.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

After the vote, Commissioner Zimmerlink said there are fewer properties than originally thought and that needed to be checked.

Commissioners

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to approve the January 21, 2016, January 29, 2016 and February 12, 2016 commissioners meeting minutes.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zimmerlink asked Chief Clerk Revak if there were agenda meeting minutes included. Chief Clerk Revak said no, that won't be until March.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to accept the resignation of Joe Beal from the Fayette County Health Center Authority board effective February 24, 2016.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Vicites and seconded by Commissioner Zimmerlink to amend the resolution dated February 25, 2016 naming Commissioner Dave Lohr to the Conservation District correcting a term to expire December 31, 2016.

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the following designated deputy tax collectors submitted by the 2 below municipalities, as required under Act 164 of 2014, which requires all tax collector's to appoint a deputy that can act on his/her behalf in the event they are incapacitated and unable to perform the duties of tax collector. Belle Vernon Borough, Charlotte Brown on behalf of Donna J. Bitonti and Fayette City Borough, Donna J. Bitonti on behalf of Charlotte Brown.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to designate the Cast Iron Bridge in Brownsville as eligible for SPIKE funding in the amount of \$11 million.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to support a resolution to send to CCAP asking for the legislature to make adoption of the state budget and Human Service Funding a top priority.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Vicites said it is important to send a clear message to the Governor that they need to adopt the budget and get the human services funding in a timely manner.

A motion was made by Commissioner Lohr and seconded by Commissioner Zimmerlink to ratify the following transfers.

2/10/16 to 3/3/16

Department

Cost Center

Debit

Credit

District Justices			
Postage	01418630453300	\$40.00	
Utilities	01418630454200		\$40.00
Telephone	01418630453200	\$10.00	
Contracts	01418630454200		\$10.00
Contracts	014186533300	\$597.05	
Telephone	01418630253300		\$597.05
Computer	01418653830	\$600.00	
Telephone	014186533300		\$600.00
*Materials/supplies	01418610252000	\$410.00	
*Bond	01418610253530		\$410.00
*Materials/supplies	01418630452000	\$101.00	
*Materials/supplies	01418630252000		\$101.00
*Telephone	01418610253200	\$200.00	
*Contracts	01418610253600		\$200.00
Computer	01418620253600	\$50.00	
Contracted services	01418620254200		\$50.00
Planning and zoning			
Telephone	01417153200	\$326.00	
ZHB services	01417153130		\$326.00
Grant procurement	01417152550	\$690.00	
Solicitor	01417151350		\$690.00
Telephone	01417153200	\$375.00	
Professional services/steno	01417153130		\$375.00
Grant procurement	01417152550	\$625.00	
Stenographer	01417153130		\$625.00
Coroner			
Jury fees	01419353170	\$172.01	
Telephone	01419353200		\$172.01
Jury fees	01419353170	\$150.00	
Coroner transport	01419352638		\$150.00
Contract services on call	01419353017	\$24,000	
Autopsy	01419353180		\$24,000
Contingency	01417952910	\$17,000	
Autopsy	01419353180		\$17,000
Juvenile Probation Office			
*JCJC	01423754100231	\$532.09	
*Drug testing disposal	0142375319101		\$532.09
JCJC admin	01423754100231	\$7,000.00	
Private School	01423554100015		\$7,000.00
Prison			
Out of county rentals	01423253840	\$18,564.00	
Domestic Relations payment	0149205900018		\$18,564.00
Human Resources			
Arbitration costs	01415553145	\$1,374.50	
Health care waiver	01415551561	\$1,545.00	

Contract services	01415553140		\$2,919.50
Courts			
Utilities	01418620353200	\$100.00	
Materials/supplies	01418620352000		\$100.00
Building and grounds			
R/m building	01417453730	\$645.00	
Dam inspections	01417453011		\$645.00
R/m building	01417453730	\$5,000.00	
R/m auto	01417453741		\$5,000.00
Commissioners			
*Contingency	01417952910	\$3.30	
*Life insurance IT	01411251580		\$3.30
*2016 budget			
Total Debits	\$80,109.95	Total Credits	\$80,109.95

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zimmerlink asked Chief Clerk Revak about why the transfers were necessary, with Chief Clerk Revak saying it is because the Controller's office can only pay from a specific line item and the line items were short and transfers had to be made.

Public Works/Building and Grounds

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to direct and authorize the Public Works director to seek proposals within county code to repair the roofs on the courthouse, county office building and jail, with said proposals to be made separately and/or combined and to place the award of the RFP for roof repairs on the May 2016 commissioners meeting agenda.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zimmerlink said she scheduled three meetings with the director and she didn't know what happened with the non-attendance. A discussion ensued among the commissioners regarding the importance of all the agenda items. After the motion was approved, Commissioner Zimmerlink spoke about the need to use a grant for roof repair.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to direct the Public Works director to advertise for proposals within the county code for the demolition and removal of the smokestack next to the boiler building in the county parking lot utilizing the specifications provided by the K2 engineering and to place the award of the RFP for the smokestack demolition and removal on the May 2016 commissioners meeting agenda.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Lohr to authorize the Public Works director to seek bids within county code for the cleaning of the exterior and interior of the windows of the courthouse and county office building, asking for bids for both the exterior and/or interior cleaning and to place the award of the bids for the window cleaning on the June 2016 commissioners meeting agenda.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Vicites to authorize the Public Works director to seek proposals within county code for the interior cleaning of the floors and stairways of the courthouse and county office building and to place the award of the RFP on the June 2016 commissioners meeting agenda.

Commissioner Lohr yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Vicites to direct the Public Works director to seek proposals within county code for masonry and structural restoration for the courthouse, the county office building, the county jail and the county minimum security facility and to place the award the June 2016 commissioners meeting agenda.

Commissioner Lohr yes

Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a vote, a discussion was held among the commissioners about the need and importance for the work.

Public Announcements

None

Public Comments

Joe Maher spoke about the recent appointment to the airport authority. He said senior citizens wouldn't be happy if they lost their pensions. Mr. Maher said he is a taxpayer, in addition to being on the airport authority board. He said the airport authority has done a good job. The commissioners then discussed their opinions on how the airport is being run. Mr. Maher asked the commissioners if they were aware of Mr. Monty "Cash" Lilley's conviction and incarceration for embezzlement. He said he already publicly asked Mr. Lilley to submit his resignation. He said they have projects coming up, and they need to work as a team. Mr. Maher said the commissioners have talked to Mr. Lilley more than he has. Commissioner Zimmerlink spoke about knowing Mr. Lilley, commenting on accusations about violating the Sunshine Act. She said the three commissioners met with Mr. Lilley in the same manner they met with 50-plus people to interview for boards. She then outlined the process for interviews for potential board members. She said they ask the same questions, and then denied that the majority of commissioners met with any potential board member.

Commissioner Vicites said he didn't violate the Sunshine Law. Although Mr. Maher said he wasn't there for that, Commissioner Vicites said he wanted to clear it up. He said during the (Joe) Hardy, Vicites and Zimmerlink administration, Mr. Lilley came in for an interview and came in again in 2016. Commissioner Zimmerlink said she didn't recall interviewing him, but she did recognize him from seeing him at a local restaurant. Mr. Maher said his comment about the commissioners knowing Mr. Lilley more was because he didn't meet him until the night of the special meeting. He asked if the commissioners knew of his background before he was appointed. Commissioner Zimmerlink then spoke about how the newspaper was critical of them. She said the county doesn't do background checks. She said she didn't remember meeting with Mr. Maher or if she voted for him or not. She asked Solicitor Cupp if he did a background check. Mr. Cupp said a statewide criminal background check for Pennsylvania, no record. He said he went to the district in which the offense occurred and it says nothing. He said the federal records, through PACER, using a search, nothing is found. He said nothing is found in Maryland. He said the official records show nothing.

Commissioner Zimmerlink said that was enough said on that issue. Mr. Maher asked if the commissioners would consider asking Mr. Lilley to resign. Mr. Cupp said there is

no official record. He said anything in these articles is nothing. Mr. Maher asked if he provided information to the commissioners about the man's record, would he ask if they would ask for the man's resignation. Commissioner Lohr said it could be considered, but he added that they would be hypocrites if they didn't give someone a chance that paid their debt to society. Mr. Maher said if they paid restitution. Commissioner Lohr said if the amount ordered by the court is paid, is that good? Mr. Maher said if somebody owed \$3.1 million and didn't give restitution to pensioners, that isn't restitution. A discussion ensued about whether or not Mr. Maher spoke with any of the commissioners. John Cofchin, a member of the airport authority, said when the new member was appointed, he did his own research, and found out the gentleman has a background in aviation and business. He said he thought the guy would be an asset to the airport. He said if things happened 24 years ago, and you do the crime, do the time, pay your debt to society, you move on.

Mr. Cofchin said it is urgent today to move ahead at the airport, adding that state funding may be released soon. He said he is looking forward to working with all those involved in the airport. Commissioner Vicites said he has done all he can to expand that airport, including traveling to Washington D.C. and getting funding of more than \$2 million. Commissioners Zimmerlink and Lohr spoke about the importance of the airport for economic development. Mr. Maher encouraged the commissioners to attend the airport authority meetings. Commissioner Vicites said he believes the commissioners should make appointments and then not look over the shoulders of the board members. Marybeth Homistek asked why it is so difficult to meet with the public works director. Commissioner Zimmerlink said she did set up meetings and they didn't occur, but she would resolve that. Ms. Homistek asked if it is permissible to have a business where you are a board member. Commissioner Zimmerlink said although it was suggested that the commissioners should vet the board members, they ask the same questions of each. She said they ask the people if they have any conflict. Commissioner Vicites said if a board member has a business at the airport, they need to abstain from any business that affects them at a minimum.

Commissioner Zimmerlink said that is one of the reasons she is hesitant to name a tenant on the board. She said the state Ethics Commission addresses it. Ms. Homistek said she was outraged by the public rape of Mr. Lilley and how Mr. Maher wants to rid the board of him and it seems that some of the board members are still pals with a former commissioner and are doing his bidding out there and if they are unhappy with Mr. Lilley, they can resign. She said she can't understand how the airport authority manager can have that job with his criminal record. She recited a list of charges he faced in the connection with the disappearance of a woman, adding that he is paid to be the airport manager when he has a lengthy criminal record. She asked how he can work at the airport when someone who wants to volunteer is crucified. She further made accusations about the airport manager and said it is a smokescreen. Commissioner Zimmerlink said other board members are being questioned about their background information, such as civil or criminal records. She said she wouldn't name people, but then spoke about someone who falls in that category. She also spoke about how difficult it would be to do checks on those wishing to serve.

Gary Sobek asked if it was possible for someone to have their record sealed so if someone checks, it doesn't show up? Solicitor Cupp said if you do an official record search and nothing comes up, you have no record. He said things could have happened in the past for reasons that the federal court did not see fit to make public and in the eyes of the federal government, it didn't happen. Mr. Sobek asked Mr. Cupp is he used the name "Cash Lilley." Mr. Cupp said he used the proper name, so they checked the right guy. Mr. Sobek said it is his understanding that Mr. Lilley said he met with Commissioner Zimmerlink and told her his background. Commissioner Zimmerlink then disputed that statement, and relayed a story about going to a restaurant with two other "lady friends" to eat dinner when she met him. She said she has been at the restaurant and seen that gentleman three times. She said she couldn't recall if he ever asked to sit on the board, but said if any person asks her to serve on a board she tells them to wait until they are seeking people and to send a letter to the commissioners and all three will sit down and talk with them. A discussion then ensued about whether or not the commissioners interviewed Mr. Sobek. He said that pilots are told to report suspicious activity at the airport. Commissioner Zimmerlink made comments about suspicious activities at the airport, adding that her brother was a pilot and an air traffic controller and she knows.

Geraldine Mazza said she hopes they don't ask Mr. Lilley to resign. She was critical of how the airport authority members publicly spoke out about Lilley. She spoke about an editorial in the Herald-Standard and said how she doesn't read the Herald-Standard. A correction's officer at the prison, Aaron Loring, asked what the complement is supposed to be at the prison. Commissioner Zimmerlink told him to check with human resources. The correction's office said they can't reach anyone. Commissioner Zimmerlink said she has been off with walking pneumonia or something. Mr. Loring said since the eight corrections officers were let go, there have been 15 overtime mandates and no part-timers have been brought in. He said they spent \$4,500 in a day and a half. Commissioner Zimmerlink addressed the issue, saying the HR director was out for a few days and directives had been given. She said the matter should be resolved before the end of the day. Jared Billy of SEIU said he wanted to dispute something in the newspaper that stated a former employee gave wrong numbers. He then spoke about what was budgeted and spent for salaries for the commissioner's office in the last couple years. He asked why it was raised to \$167,000 for this year. Commissioner Vicites said each of the commissioners make \$55,000 a year, plus an extra \$1,000 for the chairman.

Mr. Billy said a total of \$150,000 was spent in 2015 on commissioner's salaries. It was raised to \$167,000. He then gave the salaries of each of the commissioner's in 2015 and 2016. He said they eliminated positions. Commissioner Zimmerlink clarified that whenever she is elected, she takes the starting salary, per a resolution in 2010. Mr. Billy said, so you furlough. Commissioner Zimmerlink said, don't put words in my mouth, I don't furlough. She said she didn't take the raises, which is why the numbers are skewed. Mr. Billy said they came directly from the Controller's office. She said a decision was made by the elected officials. Mr. Billy said he was there to dispute letters to the editor saying his information was wrong. He said it was not.

Commissioner Vicites insisted that they didn't give themselves raises, it was done by a prior board and it was the end of the discussion. Mr. Billy said it isn't the end of the discussion. He said they said everything was on the table, but not all options were on the table. He said people are doing without but they are doing with. He said last year one commissioner got \$1,900 every two weeks and this year every two weeks it's \$2,138. He said the difference in the salary is \$6,100. He said, let's go back to me being on city council, he said he only gets \$80 a month and he doesn't do it for the money. He said before he would lay anyone off, that \$80 he takes, he wouldn't take it. He said they have gotten rid of people and they have taken more money. He said the very first step to everything is on the table is the three of your pay. Commissioner Vicites said he is singling them out, what about the Treasurer, what about the Controller, the Register of Wills, the Recorder of Deeds, the Jury Commissioners, it's all the elected officials. Mr. Billy said you have some elected officials that have taken less money, he said that last meeting. Commissioner Vicites said it states in the county code that you cannot lower the salaries.

Mr. Billy said then all options are not on the table because the first step is taking your money, furloughing, you don't have to accept the money, Commissioner Zimmerlink does not accept her raise, she only accepts the salary set every four years. He said she is saying if she is re-elected, she will take the pay raise. He said she took \$6,100 more this year. He said the job in the assessment office was for \$13,000. Commissioner Zimmerlink said they made their decisions on which departments they believe didn't need to be funded and that is the decision they are permitted to make as elected officials, regardless if you disagree with it, it is the decisions that we made. She said she has been speaking with her fellow commissioners on a daily basis about restricting that may occur, and changing some things. She said that is the job they were elected to do and they will continue to do it, you may not agree but we will move on. Mr. Billy said there are a lot of things he doesn't agree with. Mr. Billy said they should have called a countywide meeting with all the employees to let them know what is really going on. He said he got a raise, and he would have given parts of it back to save other people's jobs. Commissioner Zimmerlink said you still can, are you going to?

Mr. Billy said that isn't on the table. Commissioner Vicites said the decisions he makes are best for all the people of Fayette County. Beverly Beal said they are doing a wonderful job and are working well together. She said whenever you appoint board members, someone will always not do what they are supposed to. She said we are not all perfect but we are supposed to be Christians and love one another. She said Mr. Lohr was right, they have to work together. She spoke about how she knows the commissioners, adding she knows Commissioner Zimmerlink, and she isn't perfect, but she is honest. Terry Kriss said he did research, and he can't find any rule or regulation prohibiting anyone from serving on a board if they have a criminal history. He asked if the commissioners asked anyone else if they had a criminal history. Commissioner Zimmerlink said she didn't ask anyone if they had a criminal history. She said she asked people if it would cause conflicts by serving on the board. Mr. Kriss was critical about articles about Mr. Lilley, adding he is a pilot with many years' experience in the aviation industry. He said he has lived across the airport for 39 years and the airport to nowhere

has done nothing for the community as a whole. He said take away Stat Medivac and it would be dead with one or two landings a day.

Mr. Kriss said it is and always a playpen for the politically connected with cheap rent for Westmoreland County residents who keep their planes there. He urged the commissioners to come up with a plan to rent out or sell the property. He commented about the \$20 million that was spent at the airport, and all that can be seen are falling down buildings, there is no progress. He said it is just a private little club. Mr. Kriss then spoke about how unfair the treatment was of Mr. Lilley by the paper. He also spoke critically about the condition of the courthouse and the need to make repairs. A discussion then ensued about how much Bob Carson is paid and what his job entails. Commissioner Zimmerlink said the public works director oversees the courthouse, federal building, public service building, the three county parks, and there are contracts. She said regarding the CYS and FCBHA, bridge and FACT, people there oversee, so it isn't 20 buildings. Mr. Kriss said if he can't perform his job at 50K a year or more plus, it's time to go. Commissioner Lohr said county employees get beat up all the time, but have you walked his schedule? He said he will never criticize someone unless he walks in that person's shoes for a week, adding that we don't know what has occurred in his life yesterday. He said before they go attacking county employees, give a little bit of room there.

Mr. Kriss said the proof is in the pudding, the building is falling down under his watch. Commissioner Lohr said no, you are wrong, it takes even more than eight years for a building to fall apart. He said the man is coming to work every day and trying to make a difference. Commissioner Vicites said every one of the county employees are going to be evaluated to make sure they are doing their jobs. He said if they are going to work hard, they expect everyone to work hard, adding that he isn't saying he isn't working hard. Commissioner Vicites said he had a vision at the airport, which is why he went after aviation funds. Mr. Kriss said it didn't do any good, they squandered money. Commissioner Vicites said they did build a terminal, extended the runway and they will work toward making it better. Mr. Kriss said it sits there as a nothing. Commissioner Zimmerlink spoke about the need for departments to be responsible and held accountable and spoke about the roof grant and that it should have been used. A discussion ensued about the condition of the courthouse and the need to hold everyone accountable. Mrs. Mazza spoke about Jack Frith, a former employee of the courthouse.

Adjournment

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

Commissioner Lohr yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

