

April 28, 2011

A Meeting of the Fayette County Board of Commissioners was held on Thursday, April 28, 2011 at 10:00 am in the Conference Room at the Public Service Building, Uniontown Pa.

Present:

Commissioner Vince Zapotosky, Chairman
Commissioner Vincent Vicites, Vice Chairman
Commissioner Angela Zimmerlink, Secretary
Warren Hughes, Acting Chief Clerk & County Manager
Sheryl Heid, County Solicitor

- Meeting called to Order
- Prayer given by Rev. Ewing Marietta
- Pledge of Allegiance

Pastor Marietta announced May 5, 2011 @ 5:00 pm. National Day of Prayer will take place at Marshall Monument; all is invited at no cost.

Public comment on agenda items:

John Fonzo representative of RNZ Holdings Inc. stated on the agenda he read about the one year lease for the Amphitheater Property, he added September 2010 we left with the understanding that this property was to be leased with the option to purchase.

Commissioner Vicites said this agenda item only states lease.

Commissioner Zimmerlink said she read the minutes from the September 2010 Commissioners Meeting and the conversation between RNZ. Holdings and the county stated RNZ wanted to lease the property with the option to purchase, also they submitted a draft of the lease agreement to the county.

Commissioner Vicites stated at the Tuesday's Agenda Meeting, Project 70 requirements were done in the mid 70's, and is still in effect. He suggested tabling the motion for now.

Commissioner Zapotosky commented that the Project 70 will expire this year June of 2011. We will discuss the lease with the option to buy at the time.

Mr. Robert Gallo spoke about the rezoning of the Brownsville Hospital Property and asked the Commissioners to deny the request.

Commissioner Zapotosky stated they are asking for it to be rezoned to B1.

Commissioner Zimmerlink stated if the zoning is changed from R1 to B1 here today, there is a list under the Zoning Ordinance that has all of the permitted uses with special exception.

Karen Frank thanked the Commissioners for their time, and deliberation that was put into the Rezoning Issue concerning Brownsville Hospital to bring in Medical Facilities.

Robert Grimm citizen across the street of Brownsville Hospital, stated he had brought a petition that had 61 names on it from residents around the hospital that are highly opposed having the facility turned into student housing, and urge the Commissioners to reject the rezoning issue.

April 28, 2011

Intermediate Punish Fund	\$9,074.86	
Frederick Ferry Fund	\$2,897.06	
Liquid Fuels Tax Fund	\$8,799.84	
UCC Fund	\$2,749.54	
Children & Youth Fund	\$53,498.21	
911 Fund	\$44,601.81	
		\$256,715.20
Funds General Fund Owes		\$4,000,000.00
Tran Note		
Budget Year 2011	Net Position	\$302,771.28
Total 2011 Revenues		Year to Date \$7,146,450.73
Total 2011 Expenditures		\$7,707,324.88
Total 2010 Expenditures paid in 2011		\$499,422.50
Capital Reserve Fund Balance		\$81,437.96
Bond Fund Balance		\$2,361.20

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the agreement with the Susquehanna Group for the Calendar Year 2011 in the amount of \$20,000.00

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Behavior Health Administration:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve agreements and modifications as listed below:

<u>Modification Agreement #1 2010-2011</u>	<u>Contract Value</u>	<u>Period</u>
Mental Health Association in Fayette County	\$801,583	7/1/10-6/30/11
<u>Modification Agreement #3 2010-2011</u>		
Southwest Behavioral Care, Inc.	\$481,951	7/1/10-6/30/11
<u>HealthChoices Fee-For-Service Agreement 2011</u>		
Mark Fox & Associates, Inc.	\$100/per hr.	1/1/11-12/31/11
Tidgewell Associates, Inc.	\$150/per hr.	1/1/11-12/31/11

April 28, 2011

HealthChoices Service Agreement 2011

Allegheny HealthChoices, Inc.

\$69,500

1/1/11-12/31/11

Moved By Commissioner Vicites and seconded by Commissioner Zimmerlink to award Bid Number 11-03 to Davies Ford Connellsville for the leasing of one (1) 2011 Ford Escape at a monthly cost of Three Hundred Fifty-Two Dollars and Forty-Three Cents (\$352.43) for thirty-six (36) months, with a total cost of Twelve Thousand Eight Hundred Fifteen Dollars and Ninety-Eight Cents (\$12,815.98) for the lease period with 18,000 miles per year allowance.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Children & Youth Services:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve a **Purchase of Service Agreements** between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation, and **Summit Schools, Inc. and Community Specialist Corp. d/b/a The Academy**, 900 Agnew Road, Pittsburgh, PA 15227 for the **2009-10** fiscal year.

Initial Clothing \$250.00	Rate
401650 – Unit ID: SU	\$150.85 per day
408980 – Unit ID: DA	\$165.40 per day
472040 – Unit ID: SR	\$ 99.20 per day

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Fact:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve a 5 year maintenance contract with TRANE at \$5,976 per year. This agreement is for the Fact Office and Storage Facilities.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

April 28, 2011

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the Consolidated Operating (Shared Ride, PWD, WTW, Fixed Route) & Consolidated Capital Application (replacement vehicles and equipment) for FY 11-12 to be electronically submitted to PennDOT.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to accept the Child Care Information Systems grant for \$3,975,423 for fiscal year 2011-2012

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the advertising of RFQ for Homeless Assistance Program for the fiscal year 2011-2012.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to Award Bid # 11-02 the sale of bus #117, 118 and 134 to H.E. Jenkins Auto Wreckers of Uniontown, PA for total of \$3,001.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

April 28, 2011

Assessment Office:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the following individual(s) for a property tax exemption as they have been approved as 100% disabled veterans by the Department of Military & Veterans Affairs Administration for the 2011 tax year.

Ralph W Burnette	PO Box 61	Pt Marion	36-11-0054-01
Joseph Shipley III	116 Pine st	Connellsville	33-04-0112
Gary Roll	201 Lenox St	Uniontown	38-03-0203
Clarence Firestone	632 Vanderbilt Rd	Vanderbilt	40-02-0118
James Pletcher Jr	175 Pletcher Rd	White	31-03-0048-03

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve contract with Tyler Technologies for 2011 web site hosting in the amount of \$ 22,875.00.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve a lease between the County of Fayette & Cellco Partnership d/b/a Verizon Wireless for a property located in South Union Township, portion of tax parcel 34-04-0058-04.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to **TABLE** authorizing the County Solicitor to negotiate a one year lease between the County of Fayette & RMZ Holdings for 6.1 acres of land in Wharton Township containing the “Great Meadows Amphitheater” structures. Rental amount determined by “Fair Market Rent “ reports to be no less than \$ 1,100.00 per month for one year.

April 28, 2011

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Planning & Zoning

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify a request to advertise an RFP for a Stenographer for the Zoning Hearing Board.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to **DENY** RZ 11-2 Barry Langan/Falck Properties requesting a change of zone from R-1 Moderate Density Residential to B-1 General Business.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by commissioner Zimmerlink to approve sending Art Cappella to a conference sponsored by the United States Department of Energy. The Conference is scheduled for May 18 & 19, 2011 and is part of the county's Energy Efficiency Retrofit program (Fayette County Better Buildings Initiative). The location of the Conference is the Double Tree Hotel in Arlington, VA 22202-2891. Cost of the two night stay is \$465.26 which will be reimbursed to the county through the grant program. The title of the conference is Clean Energy Summit.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

April 28, 2011

Human Resources

Building and Grounds

Moved by Commissioner Vicites and seconded Commissioner Zimmerlink to approve the 240 hour volunteer internship of Irene Cox, from California University of PA, effective May 7, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

CYS

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the hire of Lois A. Richards Jr. as County Caseworker I at \$15.12/hr (\$29,493) effective April 25, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve the separation of service to accept State employment of Jeff Lasich, County Caseworker II, effective April 8, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

EMA

Moved by Commissioner Zimmerlink and seconded ~~by~~ Commissioner Vicites to ratify the resignation of Nancy Mickey, temporary 911 Dispatcher trainee, effective March 4, 2011.

April 28, 2011

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

FACT

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the resignation of P/T Bus Driver, Ross Rock, effective March 30, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the hire of Glenn White as P/T Bus Driver at \$10.75/hr, effective May 2, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Human Resources Unit

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve the 300 hour volunteer internship of Sally Taplin, from Laurel Business Institute, effective May 4, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify the agreement with the Private Industry Council for the Out of School Summer Program.

April 28, 2011

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Information Technology

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify the 90 hour volunteer internship of Clinton McDaniel, from Pennsylvania Institute of Health and Technology, effective April 4, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Planning and Zoning

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify the resignation of Department Clerk III, Jennifer Mosier, effective April 15, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Prison

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the 350 hour volunteer internship of Amy Mickens, from Penn State Fayette, effective May 2, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

April 28, 2011

Public Defender

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the hire of Jennifer Kondrla as Temporary Department Clerk I at \$9.14/hr, effective May 2, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the 350 hour volunteer internship of Meghan Cline, from Penn State Fayette, effective May 16, 2011.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Commissioners:

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the minutes for the March 24, 2011 Commissioners meeting.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the purchase of 2008 Ford Explorer from Ford Motor Company (vehicle was leased to Behavioral Health and lease is expiring) in the amount of \$12,595.80 for the Sheriff's office from Account 51 Cash Reserve.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the request from David Yelle who is a State of Pennsylvania Park Ranger is permitting him to have diving training exercises at The Green Lick Reservoir subject to providing applicable

April 28, 2011

insurance coverage and release language agreement as approved by our county insurance carrier and county solicitor.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink giving permission to the Fayette County Firemen's Association to put an addition and upgrades on the buildings at the fire school. This is at no cost to the County.

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Commissioner Vicites stated he wanted to thank Senator Richard Kusunic for the funding which he provided on state level.

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify the following transfers from 3-17-2011 to 4-15-2011 in the 2010 Budget:

OFFICE	LINE ITEM	DEBIT	CREDIT
Jury Commissioners			
Contract Computer	014185 53010	\$100.00	
Photo copy	014185 52200		\$100.00
Juvenile Probation			
Professional Staff	014237 51300	\$830.00	
Material & Supplies	014237 52000		\$830.00
HR Department			
Arbitration	014155 53145	\$80.00	
Material & supplies	014155 52000		\$80.00
Total Debits		\$1,010.00	
Total Credits			\$1,010.00

Commissioners Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

April 28, 2011

Public Announcements:

Fayette County Hard to Recycle Event on Saturday May 7th from 9:00 am. to 2:00 pm at the Fayette County Fairgrounds.

The Uniontown Hospital and the DEA will be hosting a collection of old drugs at The Uniontown Hospital on April 30, 2011 from 10:00 am. to 2:00 pm for more Information please contact www.dea.gov
Hospital # 724-430-5000

Public Comments:

Ron Gallo commented about an article he read in the Daily Courier, he proceeded to explain, on January 8th 2011 the headlines read, States Police caught a individual from squalor, as 15 month old Madison Dotson fought for her life while lying on the floor in a filthy room at Point Marion. He continued to read the article. He explained the child was under the care of CYS and he added that he didn't understand why CYS didn't notice the condition of the home the family lived in.

Commissioner Zapotosky commented, there is an investigation which is a requirement set forth by the state also there was an investigation immediately after incident by the Dept. of Public Welfare and is still ongoing.

Patty Grimm of 126 Brownsville thanked the Commissioners for denying the rezoning issue concerning the Brownsville Hospital.

Sean Miller represents Washington Security Group spoke to the Commissioners about resolving the issues with the zoning office regarding the shooting range and opposition brought forth by the adjoining neighbors.

Commissioner Zapotosky replied by saying I will ask the Zoning Office to look into this issue.

Commissioner Vicites commented that it is an Independent Appeals Board to make a decision like that.

Dennis Pazapon District Manager of Local 286 thanked Commissioners Zapotosky & Vicites on their decision to protect the Project Labors Union.

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to adjourn the meeting.

Commissioners Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

April 28, 2011