

Thursday 18, 2010

A Meeting of the Fayette County Board of Commissioners was held on Thursday November 18, 2010 at a.m. in the Public Service Building, Uniontown, Pa.

Present;

Commissioner Vince Zapotosky, Chairman
Commissioner Vincent A. Vicites, Vice
Commissioner Angela M. Zimmerlink, Secretary
Warren Hughes, County Manager/Acting Chief Clerk
Joseph Ferens, County Solicitor

- Meeting called to order
- Silent Prayer
- Pledge of Allegiance

Planning & Zoning

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to amend the agenda to approve subcontract with the following agencies, County of Fayette, Redevelopment Authority, Private Industry Council, and Penn State University in the implementation of the energy efficiency projects for residents of Fayette County through its Fayette Energy Partnership Program funded by the United States Department of Energy.

Commissioner Zapotosky	yes
Commissioner Vicites	absent
Commissioner Zimmerlink	yes

Motion passed unanimously

Public Comment on Agenda Items: None

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Fayette County Controllers Office:

Sean Lally Fayette County Controller read the Financial Condition of the County.

FUND: GENERAL FUND

DATE: 18-Nov-10
CASH: Checking Account Centra Bank \$6,805,672.66

Funds Owed to the General Fund

Temporary Loans
Victim Witness Fund \$30,000.00
Children & Youth Fund \$500,000.00
\$530,000.00

Payroll Due to General Fund

Victim Witness Fund \$9,380.73
\$9,380.73

Funds General Fund Owes

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

Budget Year 2010 Net Position \$3,345,053.39

Year to Date

Total 2010 Revenues \$21,487,471.82
Total 2010 Expenditures \$20,283,659.64
Total 2009 Expenditures paid in 2010 \$989,438.42

Capital Reserve Fund Balance \$81,224.93

Bond Fund Balance \$2,361.20

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Behavior Health Administration

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the following agreements and modifications.

<u>Modification Agreement #1 2010-2011</u>	<u>Contract Value</u>	<u>Period</u>
Chestnut Ridge Counseling Services, Inc.	\$2,145,513	7/1/10-6/30/11
<u>Fee-for-Service Agreement 2010-2011</u>		
Sign Language Interpreting Professionals	\$800	7/1/10-6/30/11
<u>Contract Agreement 2010-2011</u>		
Western PA School for the Deaf	\$5,000	7/1/10-6/30/11

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve ODP/DPW Developmental Disabilities Annual plan and budget for Fiscal Year 2011-2012

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Children & Youth Services:

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve **Purchase of Service Agreement** between the County of Fayette, through Fayette County Children & Youth Services, & Attorney Gerious George. Attorney George has been appointed by the Court to represent the interest of children in dependency proceedings during FY2010-11. The rate for services rendered is \$65.00 per hour. An original copy of the contracts is available for review.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve **Purchase of Service Agreement** for FY2010-11 between the County of Fayette, through Fayette County Children & Youth Services and **First Student Inc.**, 29 Main Street, Smithfield, PA 15478, for transportation cost for a dependent youth in the Albert Gallatin School District, allowing her to attend her home school while in substitute care. The rate for the services is **\$25.00** per school day

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fact:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to permit issuing a bid for a snow plow for the service truck.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to change order #1 to A-1 Electric to extend contract period to October 31, 2010

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to change order #1 to Masco Construction to extend contract period to October 31, 2010 and to increase contract amount by \$3,315.50

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve an agreement with Route Match Software for data analysis, system reconfiguration, and system training total cost of \$8,800.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Human Resources:

EMA

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the resignation of EMA Region 13 Specialist, Douglas Myers, effective October 29, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Information Technology

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify the 90 hour volunteer internship of Justin Anci, Information Technology Major from Pennsylvania Institute of Health and Technology, effective November 12, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

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Behavioral Health Administration

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the hire of Donald A. Nemchik as County Caseworker 2 at \$14.66/hr (\$28,587.00), effective November 22, 2010.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners:

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the October 28, 2010 Commissioner Minutes

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink no

Motion passed 2-1

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve a mobile radio from the Sheriff's office to be transferred to Perry Township Volunteer Fire Department, section 2306 (b), (1) states this is permissible. Mobile Radio is not in use in the Sheriff's office.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the following transfers from 10-22-2010 to 11-10-2010 in the 2010 Fayette County Budget

OFFICE	LINE ITEM	DEBIT	CREDIT
Building & Grounds			
Utilities	014174 53610	\$500.00	
Travel	014174 53300		\$500.00
Constables			
Contingency Fund	014999 59040	\$20,000.00	

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Constables	014192 53150		\$20,000.00
Courts			
Arbitrators	014184 51412	\$5,000.00	
Viewers	014184 51411		\$5,000.00
Jury Fees	014184 53170	\$10,000.00	
Ct. Appt. Attorney	014184 53141		\$10,000.00
Planning & Zoning			
Legal Advertising	014177153400	\$105.00	
Advertising/Planning	014171 53402		\$105.00
Health Care Waiver			
Prison Health Care	014232 51560	\$674.89	
H/C Waiver	014870 51581		\$674.89
Total Debits		\$36,279.89	
Total Credits		\$36,279.89	

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the draft contract for Landfill agreements as attached including the implementation of a \$1.00 Host County Benefit Fee and or County Implementation Fee.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to authorize the County Solicitor, to review the land field agreements with respect to the fees that are being requested to be being part of the County Plan.

Commissioner Zimmerlink explained that her and Warren Hughes, County Manager had a decision regarding this issue which she added this is not actually negotiating, she asked him for the record would he explain in his words what it does mean.

Mr. Hughes stated, it would be working with the land field and their legal department, every 10 years we have a County Plan that is approved both by the County and DEP which now has been approve. He added now we have to acquire land field contracts to make sure we guarantee that

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the trash generated in the county has a place to go, also each of the land fields that want to get into our County will sign a contract.

Commissioner Zapotosky added, it is more of an agreement.

Commissioner Zimmerlink stated it is more of an agreement on the fees because of what was just passed prior, we just passed the draft contract for the land field and that did not include any of the fees. We actually are authorizing the solicitor to review the addendums to the contract which would be including the fees and to make certain that they are in compliance with the DEP regulation and with our County Plan.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the subcontractor with the following agency, County of Redevelopment Authority, Private Industry Council at Penn State, for the implementation of the energy efficiency projects for residents of Fayette County through it Fayette Energy Partnership program funded by the US Department of energy.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the Proposed General Fund Budget for 2011. The budget will be available for review in the Courthouse, Commissioners Office 61 East Main Street, Uniontown.

Commissioner Zimmerlink asked Mr. Hughes to make it clear what the motion is and stated the anticipated revenue and also the expensive.

Mr. Hughes explained the total revenue for 2011 is \$23,144,139.40 the expenses at this point are the purposed budget, and is \$24, 830,629.00.

Commissioner Zimmerlink commented that is with the fund deficit balance.

Mr. Hughes stated this leaves an excess with the transfers in and the transfer out in expenditures of \$1,931,360.00

Commissioner Vicites stated he wants these figures to be put out for public review before we finalize it in 30 days, and that date to finalize it will be at the next Commissioners meeting which is December 17, 2010

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zimmerlink commented that the budget still needs a lot of work as Mr. Hughes read the amount of what the deficit is , she added she does not want to continue to use any of our tax revenue surplus to balance the budget, it was back in 2005 when the sitting Commissioners learned that we had a deficit, and a way to rectify that matter in addition to decreasing expenses we also had a mileage increase for the year 2006. Though in 2007, we did have a slight mileage decrease, again as I cautioned then, and as I caution now, it seems to be coming true as evidence from our numbers that we continue to dip into the tax revenue surplus to balance the budget, understanding that we do have set increases that are beyond our control. We also have increases that we can monitor better. She stated her intent as she said back then any of the reserves that we would place the money into accounts. She added it was passed by Commissioner Zapotosky and herself to approve setting up a Reserve Operating Reserve Account and setting funds aside. There is 1 million dollars for the Operating Reserve and \$350,000.00 in the Capital Fund, which was never done although the motion had passed. What we need to continue to do is when we do have the tax surplus meaning the tax revenue, because we are collecting more, we need to start to set the funds aside and still use the monies to balance the budget which will get a tighter control .

Commissioner Zapotosky stated our expenditures had been below what we had budgeted for, the last 3 years and our levels of spending have not increased that much over the last 3 years. He added he was speaking on just general items.

Mr. Hughes stated in what we budgeted for we have been very successful in keeping that rein down where we have not been spending as much as we budgeted for.

Commissioner Vicites stated for example, we are up over \$500,000.00 on the jail cell rental. We budgeted that item for \$40,000 & this year we budgeted \$400,000.00, so that is a \$360,000.00 increased. The liability insurance was budged \$150,000.00 more this year; health Insurance went up 3% which is \$450,000.00. He stated right there is almost \$1,000,000.00 more.

Public Announcements: None

Public Comments: None

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to adjourn meeting.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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