

January 27, 2011

A Meeting of the Fayette County Board of Commissioners was held on Thursday January 27, 2011 at 10:00 a.m. in the Public Service Building, Uniontown, Pa.

Present;

Commissioner Vince Zapotosky, Chairman
Commissioner Vincent A. Vicites, Vice Chairman
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

Public Comment on Agenda Item:

Mr. Joseph Maher, Bullsken Township presented a petition signed by tenants of the Hardy Connellsville Airport asking the Commissioners not to reappoint Terry Shallenberger to the Airport Board. He commented about the maintenance problems also he stated the Airport Authority should consider all options before considering new hangers.

Proclamations

Dr. Denise Martin, Chair of the Fayette County Behavior Health Advisory Board said she was present to announce & help present the 2010 Community Recognition Award.
Ernie Gown, Executive Director of City Mission stated she nominated Adrian Wilson to receive the award.
Andrian Wilson accepted the award thanking everyone involved.

Lisa Ferris Kusniar resented Tammy Stuck recognition for her 20 years of service on the FCBHA Board.
Tammy Stuck accepted the award and said she was honored.
Lisa Ferris Kusniar also announced Tammy Stuck was to be presented an award for her time that she devoted to the MHMR Advisory Board.
Tammy Stuck stated she was honored to serve on the board for 20 years, and to work with the professionals in Behavioral Health Field. She thanked all for the award.
Pictures were taken:

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Fayette County Controller:

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

Fund:	GENERAL FUND		
	DATE:	27-Jan-11	
CASH:	Checking Account	Centra Bank	\$4,630,225.50
	Funds owed to the General Fund		
	Temporary Loans		
	Victim Witness Fund	\$30,000.00	
	Arc Payments Due		\$30,000.00
	Domestic Relations Fund	\$44,189.09	
	Intermediate Punishment Fund	\$10,840.90	
	Offenders Supervision Fund	\$23,440.73	
			\$78,470.72
	Funds General Fund Owed		
	Tran Note		\$4,000,000.00
	Budget Year 2011	Net Position	\$738,696.22
			Year to Date
	Total 2011 Revenues		\$579,713.68
	Total 2011 Expenditures		\$1,005,631.22
	Total 2010 Expenditures paid in 2011		\$191,902.77
	Capital Reserve Fund Balance		\$81,327.35
	Bond Fund Balance		\$2,361.20

Fayette County Redevelopment Authority:

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the Adoption of a resolution which allocates \$40,000 in Act 137 Affordable Housing Trust Funds to the Fayette County Redevelopment Authority for the Heritage Apartments.

Commissioners Zapotosky stated this will be the last time the 137 monies will be directed to the Heritage because it will be taken over by the Fayette County Housing Authority.

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Behavior Health Administration:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve the following agreements and modifications:

<u>Contract Agreements 2010-2011</u>	<u>Contract Value</u>	<u>Period</u>
NHS Pennsylvania	\$14,405	7/1/10-6/30/11
Pathways of Southwestern Pennsylvania, Inc.	\$10,000	7/1/10-6/30/11
The Stern Center for developmental & Behavioral Health	\$2,587	7/1/10-6/30/11
<u>Infants, Toddlers, & Families Medicaid Waiver Program 2010-2011</u>		
Pathways of Southwestern Pennsylvania, Inc.	None	7/1/10-6/30/11
<u>Agreement To Assign Copyright 2011</u>		
Keffer Development Services, LLC	\$45,000	1/4/2011
<u>Fee-for-Service Agreement 2010</u>		
Jameson Memorial Hospital	\$146.25	7/1/10-12/31/10
<u>Modification Agreement #1 2010-2011</u>		
Laurel House, Inc.	\$787,639	7/1/10-6/30/11
<u>HealthChoices Reinvestment Funds 2008</u>		
Highlands Hospital	\$277,215	2008

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to award Bid Number 10-12 to Davies Ford Connellsville for the leasing of one (1) 2011 Ford Explorer at a monthly cost of Four Hundred Sixty-One Dollars and Ninety-Six Cents (**\$461.96**) for thirty-six (36) months, with a total cost of Sixteen Thousand Seven Hundred Twenty-Eight Dollars and Six Cents (**\$16,728.06**) for the lease period with 18,000 miles per year allowance.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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Children & Youth Services:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve **Purchase of Service Agreements** between the County of Fayette, through Fayette County Children & Youth Services, and the following Court appointed attorneys who represent children in dependency proceedings during FY2010-11. The rate for the services rendered is \$65.00 per hour. Original copies of the contracts are available for review.

Brian Salisbury & Mark Mehalov

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fact:

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve a contract with Scheidt & Bachmann for \$268,500 for smart card project. (Port Authority funding 80%, state & local funding 20%)

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Elections:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to publish a Primary Election Proclamation as required by the Department of State for the upcoming May 17, 2011 Election

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to allow two staff members to attend the Western PA Election Conference in Brookville PA on March 25, 2011. No Fees Apply

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning & Zoning:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the approval for Sara Rosiek & Arthur Cappella to attend the Better Buildings workshop in Los Angeles, California as a requirement for grant recipients of the Energy Efficiency Community Development Block Grant. The upfront costs (to be reimbursed through the grant) are being covered by the Redevelopment Authority and the dates of travel are January 31 to February 3, 2011.

Commissioner Zapotosky stated this was the 4 million dollar grant received from the Federal Department of Energy. The County is 1 of the 21 rural counties in the United States to receive this grant which is designed for residential homes enhancing their Energy efficiency. He added it is a good program and is a start of what we think will be a benefit to our county.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to accept ZA 10-2 Amendment to the Fayette County Zoning Ordinance by amending Section 1000-203 Permitted uses and uses by special exception, Table 1 Non-Residential Uses, by eliminating "Methadone Treatment Facility" and by amending "Office, Medical/Methadone Treatment Facility" by Special Exception in Zoning Districts B-1, B-2, M-1, M-2, and AH and the deletion of Section 1000-846 Methadone Treatment Facility and the deletion of Methadone Treatment Facility Parking Requirements as per Section 1000-303, Table 6.

Commissioner Zapotosky said the county was involved in litigation in regard to this situation which the Federal Court had ruled that we could not exclusively list a Methadone Clinic by its self that it would fall under a medical treatment facility, this was not part of the settlement though it was recommended by the solicitor to address it in this manner and the parking requirements will now enhance the oversight because of the influx of traffic day in and day out to utilize the facility.

Commissioner Zimmerlink stated there was also a rezoning hearing on this issue.

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve ZA 10-3 Amendment to the Fayette County Zoning Ordinance to provide for the following: Section 1000-322 "Alternative Energy Sources" allowing for Small Wind Energy Systems and Solar Energy, both permitted uses in A-1, R-A, R-1, R-2, C, B-1, B-2, M-1 and M-2 Zoning Classifications and the deletion of Section 1000-321, subsection II regarding Residential Windmills.

Commissioner Zapotosky stated we have been receiving calls from residents that have looked at opportunity to utilize these sources of energy to reduce their cost and we had the planning office explore many comparisons of other municipalities that had ordinances and they came up with this which I think it is a good starting point for us which needs to be done because if we don't people will be doing it illegally.

Commissioner Vicites comment a gentleman came in a few months ago which had real interest in this project, want to place a residential windmill up, at that time he was not able to do so and now he can move forward on that.

Commissioner Zapotosky stated this does not include GO Thermal which is under ground, this time only solar and wind is allowed , also the size of the turbines for residential, the blade lengths are relatively smaller which would not be generating any levels that would be disruptive

Commissioner Zimmerlink said there was a rezoning hearing on this issue as well. She supports the zoning classification change but there was 1 issue which was related to the noise level which increase it at the 70 DBA level instead of 55 DBA & there was pros & cons given.

Commissioner Zapotosky added in further review of that issue, obviously this is something we would be able to look at in as subsequently correct though the sound of a turbine is generated by the length of the blade so a residential turbines are not the same as you will see in a commercial turbine, thus the noise level will be drastically reduced but if the situation would arise where the decibels would be at a certain point where it would be disruptive to the neighboring residents, we can come back and correct that.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink no

Motion passed 2-1

Commissioner Zimmerlink stated that the change makes it a permitted use not a special exception use.

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Tax Assessment

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

Carlos Hackett	PO Box 177 Hiller	19-08-0044
Eugene W. Funk	31 Foreman Ave Uniontown	34-24-0053

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to allow Cellco Partnership d/b/a/ Verizon Wireless the right of entry for Soil testing of land in South Union Township identified as a 100' x 100' part of parcel 34-04-0058-04.

Commissioner Zapotosky stated this is for right of entry for testing.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve Lynda R. Stout, Assessor I, to attend State assessor certification training classes in State College, PA March 7-11th March 15-18th, March 21-25th & March 29-April 1st. Cost for classes & materials are \$2,225.00. Cost of meals and lodging to be determined.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to exonerate delinquent County taxes due on parcel 14-36-0126-18, Cooley Estates, Georges Township as it has been accepted by the township as a public roadway. Taxes are for the years 2000 to 2010 and are in the amount of \$807.58

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

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Tax Claim Bureau:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve the bidding of printing and mailing of Return and Claim certified and Notice of Sale Certified for the Tax Claim Bureau.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Veterans Affairs:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve Bid # 10-11 for Veterans flags and Markers to the following:

Flags - Metro Flag Company at a cost of \$13,910.40
Grave markers - Davis Products at a cost of \$4,930.00
5,000 markers are for Greene County which we will be reimbursed in the amount of \$2,225.00.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources:

Building and Grounds

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the hire of Lee Metz, as Maintenance Worker III at SEIU Pay Grade 9 Step A \$11.52/hr (\$22,464) effective February 7, 2011.

Commissioner Zapotosky stated Mr. Metz was the most qualified and has Veterans preference.

Warren Hughes County Manager confirmed what Commissioner Zapotosky said and also added he was a Veteran in good standing.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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CYS

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to accept the resignation of Michael Aubele, County Caseworker I, effective February 12, 2011.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

EMA

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to accept the resignation of Louis Otto, P/T EMA Region 13 Specialist effective January 3, 2011.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the hire of Douglas Meyers as P/T EMA Region 13 Specialist at \$12.89/hr effective January 18, 2011.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

FACT

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratifying the hire of Michael Moore as P/T Small Transit Vehicle Operator at \$10.75/hr effective January 3, 2011.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hire of Ross Rock as P/T Small Transit Vehicle Operator at \$10.75/hr effective January 31, 2011.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to accept the resignation due to retirement of Vincent Miscovich, Tech C Mechanic effective January 31, 2011.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

FCBHA

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hire of Jennifer L. Searcy as County Caseworker II at \$15.09/hr, (\$29,425.50) effective January 31, 2011.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Human Resources

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratifying the 150 hour volunteer internship of Lena Breakiron, Office Administration Major from Laurel Business Institute, effective January 10, 2011 and approve ratifying the 300 hour volunteer internship of Patricia Vanderbilt, Business Administration and Accounting Major from Laurel Business Institute, effective January 18, 2011.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

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Public Defender

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to **Table** the temporary hire of an Investigator at \$11.52/hr.

Commissioner Zimmerlink stated the previous motion needs to be tabled as per the Human Resource Office.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Assessment

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratifying the 150 hour volunteer internship of Gwenda Hilliard, Office Administration Major from Laurel Business Institute, effective January 10, 2011.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Veteran Affairs

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the transfer of Paul Shipley from the Investigator in the Public Defender's office to the Department Clerk I in the Veteran Affairs Office at \$9.14/hr (\$17,823) effective January 31, 2011.

Commissioner Zapotosky stated Mr. Shipley was the investigator for the PD's Office, that is why it has to be tabled, he has 30 days in which to make a determination of weather he wants to stay or stay at the VA. Office or come back, he commented that he wanted to commend Mr. Shipley for his desire to serve the Veterans; he will be making a sacrifice in taking the new job in reference to his character and he to is a Veteran of this county.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

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Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify the 90 hour volunteer internship of Jesse Mitchell, Business Administration Major from Pennsylvania Institute of Health and Technology, effective January 18, 2011.

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 minutes of December 16, 2010 Commissioners Meeting

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the minutes of the January 14th, 2011 Special Commissioners Meeting.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to support the YMCA proposal under the County's Parks and Recreation Department and implement a county wide summer day camp.

Commissioner Zapotosky stated a couple years ago when Steve Cooper was the CEO Director of the Uniontown YMCA, Representative Tim Mahoney and I had a meeting with Mr. Cooper and subsequently followed up with another meeting with Jake Blaker who is the current director of the Greene County Parks and Recreation Department to try to establish a county wide day camp in conjunction with what the Uniontown YMCA has to offer currently. He added with the Private Industry Council we can undertake this project in a smaller scale version. He added we need to provide these services to our younger population.

Rod Berger stated he is the CEO at the Uniontown YMCA and he commented that he is enjoying this community also everything it has to offer. Mr. Berger explained how he wants to expand the summer program which in the pass has helped families tremendously.

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Commissioner Zapotosky thanked Mr. Berger for all of his work including all the meetings he attended. He stated there is much more work to do to advance to another step.

Commissioner Vicites commented he also supports this program, he stated with the new plan we submitted to the state, it provides for the growth of this caliber.

Commissioner Zimmerlink commented that the county completed and the County Commissioners adopted the comprehensive parks and recreation plan so because of that, we can continue on with these types of programs also a few months ago the German Masontown Group of individuals & a number of entities are expanding a lot of the programs into our County Parks, so this is to add to the overall comprehensive plan and is a good thing to do.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the following transfers from December 9-2010 to January 19, 2011 in the 2010 Budget:

OFFICE	LINE ITEM	DEBIT	CREDIT
Adult Probation Office			
Travel	014236 53300	\$700.00	
Drug Testing	014236 53191		\$2,450.00
Contract Computer	014236 53010	\$1,225.00	
On-Call Service	014236 51480	\$425.00	
Material & Supplies	014236 52000	\$100.00	
Assessment Office			
Auction Expense	014136 52410	\$1,300.00	
Travel	014136 53300		\$1,000.00
Mineral Assessment	014136 53014		\$300.00
Building & Grounds			
Salary	014174 51400	\$13,935.00	
Auto Repair	014174 53741		\$3,935.00
Utilities	014174 53600	\$5,300.00	
Constables	014192 53150		\$300.00
Coroner			
Association Dues	014193 54200	\$650.00	
Telephone	014193 53200	\$400.00	
Material & Supplies	014193 52000	\$200.00	
Jury Fees	014193 53170	\$160.00	
Life Ins.	014193 51560	\$90.00	
Autopsies	014193 53180		\$1,500.00
Cont. Liab.	014999 59030	\$2,000.00	
Rent-Prison	014232 53830	\$1,070.00	

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Coroner Transport	014193 52638		\$3,070.00
Commissioners			
Salary	014111 51400	\$700.00	
Material & Supplies	014111 52000		\$200.00
Travel	014111 53300		\$500.00
Courts			
Arbitrators	014184 51412	\$1,700.00	
Association Dues	014184 54200		\$600.00
Ct. Appointed Attor.	014184 53141		\$15,100.00
Travel	014184 53300		\$100.00
Juvenile Probation			
Material & Supplies	014237 52000	\$300.00	
Travel	014237 53300		\$300.00
Prison			
Material & Supplies	014232 52000	\$50.00	
Travel	014232 53300		\$50.00
Telephone	014232 53200		\$500.00
Uniforms	014232 52735	\$500.00	
Sheriff's Department			
Material & Supplies	014197 52000	\$300.00	
Travel	014197 53300		\$300.00
Veterans			
Telephone	014294 53200	\$300.00	
Travel	014294 53300		\$300.00
Planning			
Advertising	014171 53403	\$1,870.00	
Grant Projects-Delta	014171 42079		\$1,500.00
Legal Advertising	014177153400		\$370.00
Magistrates			
FICA	014186 51610	\$700.00	
Telephone	014186 53200		\$1,600.00
EMA-911			
Capital Projects	434291 57000	\$12,000.00	
Telephone	434291 53200		\$12,000.00
Total Debits		\$45,975.00	
Total Credits		\$45,975.00	

Commissioner Zapotosky yes
 Commissioner Vicites yes
 Commissioner Zimmerlink yes

Motion passed unanimously

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Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to bid out the following District Justice Leases that expire on December 31, 2011

District Justice No. 14-3-02	870 Old Balsinger Road, Units 5-6, McClellandtown
District Justice No. 14-2-02	521 Johnson Avenue, Uniontown
District Justice No. 14-3-06	1020 Franklin Drive, Suite 1, Smock
District Justice No. 14-2-03	113 Thornton Road, Brownsville

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Commissioner Zimmerlink stated these bases expire 12/31/11 and there is an escalation & renewal clause with many having only a 2% increase. She said the county worked with the courts on these leases & the landlords were committed to keeping the rent reasonable & we may not find that if these are bid out again.

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to accept RFP's for the leasing of Copy Machines within the County Offices. Contract for Copy Machines expires in April 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to reject RFP#10-03 Chaplain Services for the Prison and re-advertising for a new RFP

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to reject RFP # 10-04 Body Transportation and Photography Services and re-advertise a new RFP.

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to reject RFP #10-5 Autopsy Services and re-advertise a new RFP

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the revised lease agreement with PA American Water for the Sheepskin Trail, Segment II

Commissioner Zapotosky stated this is a requirement that has been set forth by DCNR.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the adoption of a resolution to support the Renewing Growing Greener Program.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to accept the contractual agreement between the county of Fayette and Southwestern Pa Legal Services for dependency cases and dependency conflict counsel for one year at \$ 40,000.00

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to accept the resignation of Michael Benninger of the Planning Commission

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Board Appointments

Land Preservation Board:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Micheal Reskovac** as a farmer representative to the Land Preservation Board for a three (3) year term which expires December 31, 2013

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Edward Rinkoff** as a farmer representative to the Land Preservation Board for a three (3) year term which expires December 31, 2013

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **William Orbash** as a Citizen at large to the Land Preservation board for a three (3) year term which expires December 31, 2013

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Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Jeffery Rider** as a non agricultural representative to the Land Preservation board for a three (3) year term which expires December 31, 2013

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint **Robert Baker** as a commercial/industrial/residential contractor to the Land Preservation board for a three (3) year term which expires December 31, 2013

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Airport Authority

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint **Terry Shallenberger Jr.** to the Fayette County Airport Authority for a five (5) year term to expire the 1st Monday in January, 2016

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink no

Motion passed 2-1

Fayette County Conservation District:

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint **Larry Chaikcic** as a farmer rep to the Fayette County Conservation District Board for a four (4) year term to expire on December 31, 2014

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Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Commissioner Angela Zimmerlink** as Commissioner Representative to the Fayette County Conservation District Board for a one (1) year term to expire December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	abstain

Motion passed 2-0

Fayette County Health Center Authority:

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Joan Tracy** to the Fayette County Health Center Authority for a five (5) year term to expire on the 1st Monday of 2016

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Fayette County Hotel Tax Grant Board

Moved by Commissioner Zimmerlink and second by Commissioner Zapotosky to appoint **Clara Pascoe** to the Fayette County Hotel Tax Grant Board for a one (1) year term to expire on December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Nancy Henry** to the Fayette County Hotel Tax Grant Board for a one (1) year term to expire on December 31, 2011

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Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Sean Sypolt** to the Fayette County Hotel Tax Grant Board for a one (1) year term to expire on December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Fayette County Housing Authority:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to appoint **Mary Wertz** to the Fayette County Housing Authority for a five (5) year term to expire on the 1st Monday of January 2016.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Laurel Highlands Visitors Bureau:

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Muriel Nuttall** to the Laurel Highlands Visitors Bureau for a one (1) year term to expire on December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Behavioral Health Administration

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Dr. Joyce Royster** citizen at large representative to the Mental Health Mental Retardation Board for a three (3) year term to expire December 31, 2013

January 27, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissions Zapotosky to appoint **Matthew Dowling** as citizen at large representative to the Mental Health Mental Retardation Board for a three (3) year term to expire December 31, 2013

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Philip Michaels** as Community Group representative to the Mental Health Mental Retardation Board for a three (3) year term to expire December 31, 2013

Commissioner Zimmerlink stated Mr. Michaels doesn't fit the category as per the information sent to all three Commissioners by Lisa Ferris Kusniar Director of Behavioral Health. Commissioner Zapotosky Stated Mr. Michaels has a back ground working at Good Will Industries, he is currently employed at West Mifflin Area School District, and also he is very active with the Uniontown City Council.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Commissioner Vincent A. Vicites** as Commissioner Representative to the Mental Health Mental Retardation Board for a one (1) year term to expire December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

January 27, 2011

North Fayette Municipal Authority:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Richard DiCenzo** to the North Fayette Municipal Authority for a five (5) year term to expire January, 2016

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Fayette County Planning Commission:

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to appoint **Tom McCracken** to the Fayette County Planning Commission for a four (4) year term to expire on December 31, 2014

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint **Bob Baker** to the Fayette County Planning Commission for a four (4) year term to expire on December 31, 2014

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint **Palmer Sabatine** to the Fayette County Planning Commission until December 31, 2010. This is the remainder of term due to the resignation of Michael Benninger

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

January 27, 2011

Regional Trail Corporation:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Clarence Johnson** to the Regional Trail Corporation for a to fill the unexpired term ending on December 31, 2012

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Southwestern Pa Commission

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Commissioner Vince Zapotosky** as the County Commissioner Representative to the Southwestern Pa Commission for a one (1) year term to expire December 31, 2011

Commissioner Zapotosky abstain
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed 2-0

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Commissioner Vincent Vicites** as the County Commissioner representative to the Southwestern PA Commission for a one (1) year term to expire on December 31, 2011

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint **Andrew J. Boni** as the Elected Official Representative to the Southwestern PA Commission for a (1) year term to expire on December 31, 2011

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint **Daniel Shimshock** as the citizen to the Southwestern PA Commission for a (1) year term to expire on December 31, 2011

January 27, 2011

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and second by Commissioner Vicites to appoint **Joseph Grata** as the citizen to the Southwestern PA Commission for a (1) year term to expire on December 31, 2011

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Transportation Executive Committee:

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Terry Ryan** to the Fayette County Transportation Executive Committee for a two (2) year term ending December 31, 2012

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Thomas Sankovich** to the Fayette County Transportation Executive Committee for a two (2) year term ending December 31, 2012

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County UCC Appeals Board

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to appoint **Thomas McCracken** as the Category 2 Civil engineer to the Fayette County UCC Appeals Board for a two (2) year term ending December 31, 2012

January 27, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Workforce Investment Board

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Ronald Romeo** in the business position of the Workforce Investment Board for a three (3) year term ending December 31, 2013

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Chancellor Francis K. Achampong, Ph.D.** in the Education position of the Workforce Investment Board for a three (3) year term ending December 31, 2013.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Sam Franks** in the Labor Representative position of the Workforce Investment Board for a three (3) year term ending December 31, 2013.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Fayette County Zoning Hearing Board

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint **Neil Brown** as a full time member to the zoning hearing board for a three (3) year term ending December 31, 2013

January 27, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved By Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint **Douglas Clingan** as an alternate member to the Zoning Hearing board for a three (3) year term ending December 31, 2013

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Pittsburgh Regional Alliance

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to appoint **Commissioner Angela Zimmerlink** as the Fayette County Representative to the Pittsburgh Regional Alliance for a one (1) year term ending December 31, 2011

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	abstain

Motion passed 2-0

Emergency Medical Services Board EMSI

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to appoint **Richard Adobato** to the Emergency Medical Services Board for a term one (1) year term ending December 31, 2011 (If the board wishes per letter term can be extended for a longer period of time with a letter of extended term sent to EMS Board)

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Southwestern PA Human Services

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to appoint **Jolene Hough** to the Southwestern PA Human Services for a one (1) year term ending December 31, 2011

January 27, 2011

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Southwestern PA Commission Public Participation Panel

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint the following people to the Public Participation Panel for a one (2) year term ending December 31, 2012.

Bill Blaney	Tom McGrew	Harry Joseph
Steve Cooper	Kerry Moser	Joe Ambrose
Jesse Wallace	Charles Matthews	Tammy Stenson
Andrew French	Sally Moser	Mark Wasler
Ben Wright	Lester Ward	Rickie Polk
Daniel Glitz	Muriel Nuttall	Mark Yauger
Dave Grantz	Lori Grover Smith	Brian Kisiel
Donna Holdorf	Joe Segilia	Jim Marmol
James Saylor	Ed Fike	Andrew Kormanik
Mike Krajovic	Madeline Sloboda	Rod Wheeler
Bob Foltz	Tod Connor	Nena Kaminsky
Phil Michael	Barry Seneri	Bernard John
Dan Mancuso Jr	Art Brower	Mike Lucy
Alan George	Kathy Rice	Jamie Krisner
Jeff Peffer		

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

January 27, 2011

Public Announcements:

Commissioner Zapotosky announced February 6, 2011, join me in a symbolic jester, Fayette County will become Steeler County for that day and that day only. He added no official business will be conducted.

Public Comments:

John Parrott Attorney with S.W.P.A. Legal Services in the Uniontown Office clarified the language to be used in the earlier resolution to use the language dependency conflicts council.

Moved by Commissioner Zimmerlink and seconded by commissioner Zapotosky to resend the prior resolution concerning S.W.P.A. Legal Services.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to award a contractual agreement between the County of Fayette and Southwestern Pa Legal Services for Dependency cases and Dependency Conflict Council for one year ending December 31, 2011 at \$40,000.00.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to appoint to Penn's Corner Commissioners Representative Richard Polk.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink yes

Motion passed unanimously

January 27, 2011

Mrs. Diane Kriss owner of the Historic Meason House along Rt 119 stated she wanted to inform the Commissioners that for the past three months, her attorney and herself has informed the Fayette County Zoning Office Director, Sara Rosiek of a number of zoning violations occurring near her residence. She commented there has been no action taken. Mrs. Kriss said she wanted to inform the Commissioners of the county's lack of action. She stated there is now a new violation that has been taken place which is that the Washington Security Group has a large outdoor shooting range located next to her home; this range is on property owned by the Cellurale's and the shots are fired in the direction of the Dunbar Elementary School, flight path of the County Airport, and in the vicinity of her historic home. She stated she notified the Dunbar Elementary School, Connellsville Airport and the State Federal Aviation Authorities. She supplied packets that have copies of her letters and photographs of the shooting range which also included a list of the other violations which the County Zoning Office has ignored. She asked the Commissioner's to deliver the packets to the Zoning Office for immediate action.

Commissioner Zapotosky asked Mrs. Kriss to give the County Manager Warren Hughes the packet and it will be delivered to the Zoning Office.

Tanya Cellurale stated she will respond to Mrs. Kriss's accusations that the county has done nothing. She said just this morning a Zoning Officer was on the property and as far as the Washington Security Group having a shooting range is a target practice area which is on private property, she also said it has been checked out with the county and the State Police.

Ms. Cellurale also questioned the Commissioners to whom would she ask or go to and find out property value & then how would you go about getting the taxes adjusted.

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

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	yes

Motion passed unanimously