

Thursday, March 27, 2008- 9:00 a.m.

A meeting of the Fayette County Board of Commissioners was held on Thursday March 27, 2008 at 9:07 am in the Conference Room at the Public Service Building, Uniontown PA.

Present: Commissioner Vincent Zapotosky
 Commissioner Vincent A. Vicites
 Commissioner Angela M. Zimmerlink
 Judy M. Bodkin, Chief Clerk
 Warren Hughes, County Manager
 Joseph E. Ferens, County Solicitor

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

- Public Comment of Agenda Items

Debbie Parshall spoke on Agenda #4 about early care and education and its importance and also thanked the Commissioners for recognizing Young Child Month.

Marilyn Miller President of the Fayette County Library Systems spoke on the importance of Public Libraries. In 1990 the Fayette County Commissioners passed a resolution making this agency responsible for public library service in Fayette County and therefore the agency to receive and disburse all county funds. State aid is only given to two libraries. She said many are grateful for the continued support of the Fayette County Commissioners towards the Fayette County Library System.

- **Proclamations**

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to approve the following Proclamations

Multiple Sclerosis, Jim Santelli
Child Abuse Prevention Month April 2008
Sexual Assault Awareness Month & Crime Victims Rights Month April 2008
Month of the Young Child April 2008
National Library Week April 13-19, 2008

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Mrs. Mazza would like to have clarified why we are selling voting machines to Blair County. She thought we brought extra voting machines because we did not have enough to accommodate the people. **Commissioner Zapotosky** explained that the County purchased the Escans, which are different than the DRE's. The need for 158 is not there, so he felt to obtain more revenue that the sale to Blair County for 50 was a good deal. He said there is still 1 Eslate at each precinct. The Escan is used by multiple people. 108 Eslates will be left after the sale of 50 Eslate's to Blair. **Commissioner Zimmerlink** said there are no requirements on any particular type of voting machine which Counties should buy and that Fayette County chose to have two types of voting machines. Some Commissioners felt that they wanted to have a new type of machine such as a paper ballot. The Eslates are said to be sold to generate revenue and that there is not requirement to sell but if the county wishes to generate revenue the would sell some of the Eslates. By law counties must have at least one handicapped voting system at each poll. The voter has a choice of either using a paper ballot or the eSlate and there are not many counties in PA that have two voting options. **Commissioner Vicites**, stated that you really have to look at both systems and that the paper ballot is much simpler than the eslate, (DRE) because you mark off on your paper that you would like to vote for and run it through the machine; you are probably done in much less time than dealing with the wheel. We don't need as many eslates machines because of this. **Commissioner Zapotosky** said we are not restricting to one person per machine and with this system, you could possibly vote 15 people at one time, as long as you 15 privacy booths. **Commissioner Zimmerlink** informed the public of an Election Board Meeting tomorrow at 9 am and urged public attendance.

Commissioner Zapotosky urged everyone to go to the Election Bureau after the meeting and see how quickly the ballot is cast, once filled out. He said his concern is getting back voter participation and confidence, because we have not had that in the last couple of elections.

Mrs. Mazza said the County needs a policy on what is done with the rejected ballots. **Commissioner Zimmerlink**, states that rejected ballots would be determined tomorrow also at the meeting.

James Lawver, Brownsville Borough Council commented on #5 asking that the County Commissioners to approve the Redevelopment Authority's plan for Brownsville. He said it is a positive step in the right direction and encourage businesses to come to Brownsville.

Jim Killinger, commented on Agenda # 6, and to strongly consider Dr. Reilly's request for an assistant to Roger Victor, in the office. He said he has 30 years of police experience and when going to the scene of a crime or death, there are many things to do, and it is a little tough for one person to do that especially when it comes to removal there is a crime scene integrity that has to be maintained and it is good to have the deputy coroner and his worker there to make sure integrity of crime scene is maintained.

Mike Aldridge Pastor in Brownsville PA commented on Agenda #5 saying he probably is putting his family in jeopardy for what he is about to say. He read the Commissioners web page and goals and one mission is the dissemination of knowledge and information to people in a way that they can understand it. As far as the Redevelopment Authority plan goes for Brownsville he said he is quite sure that the people are not aware of what is actually in the plan. He said there are two plans, the Liggets and the Barc plan. He does not necessarily support either but it seems to him that there is not enough public awareness. This effects more than just Brownsville and affects all of Fayette County. He could not attend last Thursday's meeting but the paper stated that 40 people attended the meeting and the majority of which were in support of the Brownsville plan. He said he had over 402 signatures by people in the Brownsville Community and surrounding areas in support of the Liggett plan to build a Velodome. No information is yet formalized on the Velodrome. The people of Brownsville want the politics to cease. The people of Brownsville are being held hostage due to the hate. He urged the Commissioners to hold off on making a decision and require both parties to provide the community with the information needed for you to make a decision that has the best interest of the people in mind.

Commissioner Zapotosky stated that he does have the peoples best interest at heart and agrees Brownsville has been held hostage, but not by the politics of hate but the politics of stagnation and decay. Since 1992, we have had ample time to revitalize Brownsville and that he disagreed with Mr. Aldridge's position. He said this plan is a progressive plan and this plan gives Brownsville that desperate second breath that is needed. This Community has endured the wrath of what I define as a non-progressive landlord for over 15 years.

Commissioner Vicites said we had a public hearing on this and laid the plan out to the public. It has been covered in the newspaper and we are following the steps required and he along with Commissioner Zapotosky believe that we have to do something to help Brownsville. Brownsville deserves a bright future and we need to work and implement this plan. This is the first Plan that is implemented and will be carried out to help Brownsville. We are going to do this, and Brownsville deserves the help and he is supporting this whole-heartedly. The stagnation has gone on long enough. We must move ahead.

Rev Jalso from the Brownsville Chamber of Commerce said several plans have been discussed such as the Velodrome and if his memory serves him right in 2006, the plan was presented and it was agreed a feasibility study should be made concerning the Velodrome. The feasibility study should have been done in 2007 on the Velodrome and until it is done he doesn't think we can talk about the Velodrome

Gary Ross talked about RZ 07-20, they knew that the property was Agriculture-1 when they bought the property, and now they are requesting for the change to high density residential all the property owners that were at the meeting the other day, not everyone commented, but we are all in agreement that they did not want the zoning change. This is a nice place; we are not against people living there. There are a lot of reasons that he sees why this should not be changed, such as spot zoning, and that this will change our quiet way of living. He has a hunting reserve and this will affect this also. He is licensed by the depth of agriculture to do this. We are just asking that the zoning is not granted, or if it

is granted that it is done right. At least table until all things are looked at. For the last 32 years this has always been agricultural land. Now at a time when the county wants to preserve agricultural land they want to change this. **Anetta Parfitt** spoke on RZ 07-vz saying she is one of the property owners and all they are trying to do is bring a tax base and housing to Fayette County. These are just going to be solid good houses. People are in need of housing.

Ted Kumor North Union Twp Supervisor asked the Commissioners to consider transferring the right a way of Evans Station Road South saying they have been taking care of it for the last 30 to 40 years.

Bill McCandless spoke on the rezoning saying they are trying to develop the land for nice people to put in homes for about \$ 100, 000.00 to \$ 175,000.00 and he presented pictures for the Commissioners and said 5 or 6 properties have been sold already. **Commissioner Zapotosky** has stated that the hearing had already taken place and at this time we cannot take additional testimony with regards to this matter. Comments are fine, but no additional testimony.

- **Redevelopment Authority**

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the Redevelopment Authority Proposal for the Brownsville Redevelopment Project in Brownsville Borough, Fayette County Pennsylvania

Andrew French of the Redevelopment Authority said the Commissioners are aware that the Redevelopment Authority has been working with Brownsville Borough Council for several years on a targeted revitalization issue. As a result of this the Redevelopment Authority has prepared the proposal for the Brownsville project, the proposal has been prepared within the Pennsylvania Urban Law of 1945. This plan was approved by the Fayette County Planning Commission on July 18th 2005, revised and again approved by the Fayette County Planning Commission on November 15, 2007. Brownsville Borough Council unanimously adopted on January 15, 2008. The Commonwealth of Pennsylvania awarded 2 million dollars to the Fayette County Redevelopment Authority through the PA Dept of Community and Economic Development Main Street Growing Greener Program. This funding was specifically awarded to the Redevelopment Authority to implement the Brownsville Borough Redevelopment Proposal. Based on the Redevelopment Authority Proposal approved February 5, 2008, a public meeting was conducted on Thursday March 20, 2008 at 5:30 p.m. The public meeting was held again in accordance with the PA Urban Redevelopment law. Advertisement was in a period of three consecutive weeks in the Herald Standard, Friday February 22, 2008. Friday February 29th 2008 and Friday March 7, 2008. This proposal has also been available in the Brownsville Borough, Redevelopment Authority, and the Redevelopment Authority Website. A majority of the public testimony offered support for the proposal.

Commissioner Zimmerlink questioned if there were additional comments received after the Public Comment Period and Mr. French answered yes. She asked Mr. French to confirm that the Redevelopment Authority does not have a specific plan for development and right now it is a general plan to acquire the properties and then to contact private developers but as of today the Fayette

County Redevelopment Authority or any of entity has no specific plan for any time of business to be placed in Brownsville. Mr. French stated that was correct.

Commissioner Zimmerlink said personally she does not believe that tax dollars should be used for these types of redevelopment, but that this cannot be changed by her as a Commissioner because it has to change at a state level. She said she reviewed the plan and attended the public hearing. She said will vote to approve this on the basis that the Redevelopment Authority has reviewed those suggested technicalities and legal issues that were addressed & that the acquisitions of these properties are going to be done at fair market value and not by eminent domain based on that information from the hearing, letters to County Commissioners, and the proposal. This is the responsibility of the County Commissioners only because it is a state requirement. She said she will not pursue or approve any eminent domain.

Commissioner Vicites thanked the Commonwealth of Pennsylvania as a partner in helping the County and Brownsville Borough saying this would not be possible without this influx of funding from the Commonwealth of Pennsylvania. They came to Brownsville, seen firsthand in the deterioration of Brownsville. Credit needs to be given where Credit is due.

Commissioner Zapotosky also thanked the Governor who showed great interest in this project. He said I am glad that they are coming to Fayette County and Brownsville opposed to Chester or Montgomery County. So the tax dollars are coming back to help stimulate our economy. He said he would be proud to second the motion.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Coroner**

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve addendum to Roger Victor's Fayette Removal Service contract effective April 1, 2008, as attached.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Domestic Relations**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to adopt the resolution authorizing the placement of the Domestic Relations IV-D Funds in approved Financial Institutions offering the highest rate of return resolve.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Controller**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the investment of February 28, 2008 for \$9,700,000.00 for 14 days at a 2.60% interest with Centra Bank for \$9,673.42 and March 13, 2008 for \$9,750,000.00 for 14 days at 2.80% interest with First Federal for \$10,471.23

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to ratify an agreement signed March 13, 2008 between the County of Fayette and the Susquehanna Group, Harrisburg to provide technical accounting assistance and advice in the operations of the accounting functions for the Controller's Office at \$150.00 per hour not to exceed \$37,000.00 for 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Commissioner Zimmerlink received confirmation from Controller Lally that he is pursuing this agreement rather than hiring personal because of pending litigation.

Report on the Financial Condition

Controller Lally states that in the fund we have a cash balance of \$1,180,516.54. We have investments of \$4250,000.00 leaves an aggregate balance of \$5,430,516.54. Funds that are owed to us from the Intermediate punishment fund are \$35,610.94. The general tax anticipation note that is owed to \$5,000,000.00 our budget year 2007 net position a plus of \$466,127.48. In the year 2008 our revenues to date our \$2,508,606.62 and our expenditures are \$4,635,788.02. The reason that the expenditures are more than the revenues is that the accrual methods for accounting have not implemented yet. Once the accruals are in. We will actually go back to positive surplus balance.

Commissioner Zimmerlink asked Controller Lally has a status report on the Internal Audit for the Controller's office. **Controller Lally** states that they are still in the process looking over issues that I had, and issuing the final report by the end of the week. He said once done, everyone will meet and go over the findings. He said preliminary findings are uneventful.

- **Juvenile Probation**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the following contract agreements for July 1, 2007 to June 30, 2008

Gateway Rehab Center

Youth Extended Services Program	\$257.95
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Outside In

Pathway to recovery Non-integrated Resident. Substance abuse	\$217.49
Pathway to Recover Integrated Residential Substance abuse	\$239.24
New Path Wilderness Residential	\$189.36
Guided Path Aftercare Weekend and In Home Supv.	\$153.65

The Summit Academy

Summit Residential Program	\$ 99.20
Drug & Alcohol Program	\$165.40
Sanction/Diagnostic	\$150.85
Sleepy Hollow Program	\$190.35

Glen Mills Schools

Residential	\$101.03
Drug & Alcohol	\$165.40
Residential-Restitution	\$106.34
Residential Summer Program	\$101.03

Connellsville Counseling

per hour	\$125.00
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Jefferson County Detention

\$107.50

Specialized Treatment Services

\$171.50

Pyramid Health Care Inc.

Green Tree Village, (Sexually Reactive)	\$182.00
Skyline Lodge	\$169.00
Winterhaven Lodge	\$169.00
Green Tree Shelter	\$166.00
Ridgeview Adolescent	\$214.00
Quakertown Adolescent	\$207.00

PA Clinical Schools

Gannondale

Non Secure Residential Care	\$167.19
Secure	\$226.74

Vision Quest

Female Services	
New Directions Shelter	\$165.61
Madalyn for Young Women at S. Mr.	\$199.55
Madalyn at Lady of the Lakes (Mother Baby)	\$276.02
Madalyn "Rite of Passage"	\$211.08

Male Services

Guided Centering Boys	\$146.40
Buffalo Soldiers Academy	\$186.52
New Directions Shelter	\$165.61

Westmoreland Detention	\$258.20
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Harborcreek Youth Services

Residential Treatment Facilities:

Level I Mental Health	\$230.23
Room and Board	\$ 83.62
Level II Mental Health	\$231.52
Level III Room and Board	82.63
Level III Mental Health	169.54
Room and Board	57.32

Alternative Living Solutions:	\$197.95
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NHS Youth Services

Boot Camp	\$141.00
CREST	\$272.00
Intensive Secure	\$241.00
Intermediate Secure	\$226.00
Intermediate Open	\$226.00
Community Based	\$226.00
Shelter Care	\$226.00
Sexual Offenders Group Treatment	\$258.00
Building Bridges Girls Residential	\$230.00

Detox	\$196.00
Adolescent Short Term Rehab	\$186.00

White Deer Run (Cove Prep)

Cove Prep (Torrence)	
Adolescence Male Sex Offender	\$255.00
Cove Forge BHS (Williamsburg)	
Adolescent Male MH RTF	\$209.17
Adolescent Male MH/MR RTF (Trust House)	\$266.43
White Deer Run of Allenwood	
Adolescent	

Family Behavioral Resources

Psychiatric Evaluation	\$225.00
Psychiatric Med Checks	48.97
Therapist:	
Individual Intake per Session	80.00
Individual Therapy per Session	70.00

Crime Victim Center:

Parenting classes (eleven week sessions)		\$750.00
Individual Parenting/ counseling classes	per hour	45.00
Juvenile Life Skills (Four Week Sessions)	per session	25.00
Juvenile Competency Program (Three Week session)	per session	25.00

Keystone Education Youth Svc

East End Community Center

Alternate Living Solutions

Donegal Youth Initiative	\$197.95
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Family Care Children & Youth

Family Based Services	\$64.48 – 96.14
Emergency Services	\$64.48 – 96.14
Kinship	\$ 59.03
Emergency Kinship	\$ 59.03

Ratify Contract for January 1, 2008 to June 30, 2008

Wings for Life:

Secure care residential program	per day	\$230.00
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Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the renewal contract between the County of Fayette and the Western States Contract Alliance for the cellular telephone services (Verizon Wireless)

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

• **Election Bureau**

Moved by Commissioner Zimmerlink and seconded Commissioner Vicites to approve the following polling place changes:

Nicholson 3

John Butcho's Garage
606 Third Street
Masontown PA

Move to:

Andy Matejeck Garage
32 Fifth & Cross Street
Grays Landing PA

North Union 5

Bute Fire Hall
W. Leisenring PA

Move To:

Valley Sportsman Club
142 Lower Oliver 3 Rd
Uniontown Pa 15401

North Union 3

Move To

Hopwood Free Methodist Church
114 Hopwood Coolspring Rd
Hopwood PA 15445

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the contract for the sale of Voting Machines to Blair County. The sale is for 50 Hart Intercivic Eslates at the price of \$1300.00 for a total price of \$65,000.00 Funds would be placed in a separate account specifically being used for election costs and will comply with the Department of State requiring an inventory & disposition.

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Commissioner Vicites said they were able to get a quote on what we should sell the machines for by Hart Intercivic. **Commissioner Zimmerlink** asked Lori Lint, Director of the Election Bureau to confirm there is no problem in selling 50 Eslates. **Mrs. Lint** stated that this will not be a problem because the County would still be within the Hava requirement of 10% above, even with the sale of the eSlates. She also announced that she has some Election Machine Demonstrations coming up at Penn State April 1st from 11:00 to 2:00 and on April 7th Perry Township from 6 to 7 p.m. and on April 12th at the Brownfield Community Center. Also advertised on HS TV., Armstrong Cable, and CUTV are doing public service announcement with regards to the voting machines.

- **Planning Zoning and Community Development**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve advertising for the Request for Qualifications (RFQ) seeking a qualified professional engineering consulting firm (s) interested in preparing a storm water management plan as required by Act 167 for Fayette County.

Commissioner Vicites questioned Miss Rosiek if there are any fund available for this project. **Miss Rosiek** said there is not to budget

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to Table awarding of the RFQ No 08-01 for Professional Engineering & Technical Services for Environmental Sampling and Testing of the Sheepskin Trail in the Smithfield area.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky approve RZ 07-20 Annetta M. Ronald L. Sr. and Robert Parfitt and William R. McCandless Dunbar Twp petition requesting a change of zone from A-1 Agricultural Rural to R-2 High Density Residential

Commissioner Zimmerlink said there were questions on Spot Zoning but that both the Planning Commission and the staff of the Zoning Office recommended approval.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

A motion by Commissioner Vicites to deny RZ 08-1 Rusty Mechling on behalf of William D. Pritts Bullskin Twp petition requesting a change of zone from A-1 Agriculture-Rural to B-1 General Business died for lack of second.

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to Table the RZ 08-1 Rusty Mechling on behalf of William D. Pritts Bullskin Twp petition requesting a change of zone from A-1 Agriculture-Rural to B-1 General Business.

Commissioner Zapotosky	aye
Commissioner Vicites	nay
Commissioner Zimmerlink	aye

Motion passed 2 to 1

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to ratify the approval of RZ 08-2 Suzanne Shaw North Union Twp change of zone from A-1 Agricultural –Rural to R-2 High Density Residential

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to deny RZ-08-3 Diane M. and Michael I Green, Nicholson Twp petition requesting a change of zone from A-1 Agricultural – Rural to R-2 High Density Residential

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to rescind the resolution of February 2008 appointing Nick Timperio as an alternate zoning hearing board member on the Fayette County Zoning Hearing Board

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to change scope of work on the Sheepskin Trail, for compliance with the National Road Grant as attached.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Tax Assessment**

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to ratify a Deed of Easement for county owned property and the Municipal Authority of Washington Twp for the installation of public sewer system as attached.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to authorize the Assessment Office to conduct an auction sale of county properties in the month of May 2008 at the Public Service Building.

Commissioner Zapotosky	aye
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Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zimmerlink to consider approved the following individuals for Real Estate Tax Exemption as they are 100% Disable Veterans approved by the Department of Military Affairs:

John Kenes	108 Wayside Dr. North Union Tsp	25-12-0061-01
Willard F. Laymon	121 Woods Rd Upper Tyrone Twp	39-07-0005

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Commissioner Zimmerlink stated that she received a phone call from Suzanne Teslovich offering to serve on the assessment appeals board. She was not sure if she contacted the other Commissioners. She said Mrs. Teslovich said she is a registered Democrat, but after the Primary she will change which would allow the appointment. Commissioner Zimmerlink said there would be no problem in waiting to make the appointment because the Appeals aren't scheduled until May. Suzanne Teslovich has obviously experience as a former Commissioner and having heard appeals. **Commissioner Zapotosky** said his concern is that she is not a member of the minority party. I feel that we are playing a little party registration roulette. I am a democrat today and I am going to become an Independent, Republican or Libertarian because I want to serve on the Tax Assessment Appeals Board.

A motion by Commissioner Zimmerlink to Table this item died for a lack of a seconded.

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to appoint Dee John to the Assessment Appeals Board.

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink nay

Motion passed 2 to 1

- **Veterans Affairs**

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to draft a policy to provide the family or deceased indigent Veterans the opportunity to be buried at the National Cemetery.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Children & Youth**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the 2008 Independent Living Retreat to be held at Jumonville Retreat Center the weekend of May 30 through June 1, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passes unanimously

MH/MR Program

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

<u>Fee-For-Service Agreement 2007-2008</u>	<u>Contract Value</u>	<u>Period</u>
Elizabeth Woodley	\$ 2,500	1/1/08-6/30/08
 <u>Modification Agreement #1 2007-2008</u>		
Rehab Care, Inc.	\$ 48,500	7/1/07-6/30/08
<u>Modification Agreements #2 2007-2008</u>		
Chestnut Ridge Counseling Services, Inc.	\$1,527,056	7/1/07-6/30/08
Goodwill Industries of Fayette County	\$ 563,898	7/1/07-6/30/08
Twin Trees, Inc.	\$ 264,786	7/1/07-6/30/08
 <u>Administrative Entity & Waiver Provider Contract 2007-2008</u>		
Therapy Services	\$ 7,632	7/1/07-6/30/08

Administrative Entity & Waiver Provider Modification #1 (Federal) 2007-2008

Interim Healthcare \$ 314,075 7/1/07-6/30/08

Administrative Entity & Waiver Provider Modification #2 (Federal) 2007-2008

Twin Trees, Inc. \$1,420,492 7/1/07-6/30/08

Health Choices Reinvestments – (2006 Funds)

Chestnut Ridge Counseling Services, Inc. \$ 7,200 2-27-08
Chestnut Ridge Counseling Services, Inc. \$ 400,600 2-28-08
Fayette County Community Action Agency \$ 665,200 3-14-08

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

• **Human Resource Department**

Public Defender

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to accept the resignation of Howard Judy, Investigator effective April 11, 2008.

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

MH/MR

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to accept the resignation of Janigan Brogdon III, County Care Management Manager effective March 14, 2008

Commissioner Zapotosky aye
Commissioner Vicites aye
Commissioner Zimmerlink aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve

the promotion of Holly DeMao Ek from County Caseworker 2 to County Caseworker Supervisor at \$32,019.00 (\$16.42 per hour) effective March 31, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to approve the promotion of Nicole M. Koons from County Caseworker 2 to County Caseworker Supervisor at \$32,019 (\$16.42 per hour) effective March 31, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Human Services/Fact

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve Shirley Vargo's (part time Small Transit Vehicle Operator) transfer into a full time Small Transit Vehicle Operator position at an hourly rate of \$9.80 per hour for \$19,110.00 annually effective March 31, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hiring of Jerome Dean as Small Transit Vehicle Operator SEIU pay Grade 7 \$9.80 per hour for \$19,110.00 annually effective April 14, 2008

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hiring of Sandra Hall as a part time Small Transit Vehicle Operator SEIU pay grade 7 at an hourly rate \$9.80 effective March 31, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Tax Claim Bureau

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the promotion of Bethany Freed to Accounts Clerk II at SEIU Step, Pay grade A at \$9.19 per hour effective March 17, 2008

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Commissioner Zimmerlink stated that all three Commissioners placed the next item on the agenda which is hiring an IT Specialist and she specifically did so because she initiated the development of an IT Department. **Commissioner Zapotosky** said he doesn't think this is moving fast enough but he would like to table this and reopen the process to accept more applications to see if we can draw from a bigger pool. **Jennifer Cline** HR Director stated that six people were interviewed and the HR department chose two which could hit the ground running. **Commissioner Zapotosky** stated that we definitely have a communication gap because his correspondence was to hold off and actually look at the applicants. **Commissioner Zimmerlink** said the proper procedure was followed by Felice Associates to which Jennifer Cline confirmed. **Commissioner Vicites** states that this is such a big project that taking another month to really look at the options is the prudent thing to do. **Commissioner Zapotosky** would like to test the waters to see if we can get others to apply for this position. This is the reason he placed on the agenda because he did not think we were moving fast enough and as of yesterday there was a meeting and it was discussed that some of our emails are not deliverable to certain companies because we are on a black list. He said he wanted to make sure that we are all in agreement here with who is qualified to do this job short term and long term.

A motion by Commissioner Zimmerlink to hire Matthew Novak, as the Information Technology Specialist as \$15.02 per hour, Non Union Pay Grade 11 Step A \$29,289 died for a lack of second

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to Table the hiring of Information Technology Specialist at the rate of \$15.02 an hour non union pay grade 11 step A at \$29,289.00 per year, subject to my review of the applicants.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	nay

Motion passed 2 to 1

- **Human & Community Services/Fact**

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the submission of the fiscal year 2008-2009 subsidized Child Care Program grant renewal in the amount of \$5,021,779 to the Pennsylvania Department of Public Welfare.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to advertise for the solicitation of request for Proposals (RFP) for the provision of services for the Fiscal Year 2008-2009 Pennsylvania Dept of Public Welfare Human Service Development Fund and Homeless Assistance Programs

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve a resolution for the execution of grant agreements between the County of Fayette and the Pennsylvania Department of Transportation for the following programs.

Urban Operating Assistance, Urban Capital Assistance Welfare to Work Transportation Program

Community Transportation Capital Equipment/Section 5310 Program

Mass Transit Capital Program Free Transit Program for Senior Citizens

Shared ride Program for senior citizens/rural transportation program for persons with disabilities.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Gloria Mattern as a representative for persons with disabilities on the Fayette County Transportation Executive Committee for a two year term.

Commissioner Zimmerlink stated that all 3 Commissioners received Documentation from Madelyn Slaboda. **Commissioner Vicites** said he was very sensitive towards this because we have had issues in the last several weeks with handicap individuals with transportation services, and he wants to make sure that whatever situation we are trying to correct needs to be looked over by the Advisory Committee.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

- **Commissioners**

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the agreement between the County of Fayette and Melissa M. Renze, 50 Leith Street, Uniontown Pennsylvania to provide janitorial services for Magisterial District Office 14-1-01 at \$100.00 per month for the period of January 1, 2008 to December 31, 2009.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to accept the resignation of Barbara Haggerty for janitorial services for Magisterial District Office 14-1-02 (Haggerty) effective April 1, 2008.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to Table the allocation of the County’s fund balance from the General Fund to be placed in the Capital Reserve Fund, the Operating Reserve Fund and the Capital Project Fund until Controller Lally provides requested information.

Commissioner Vicites stated his concerns were to pay these bills in a timely matter.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to ratify transfers dated February 19 through March 17, 2008.

<u>OFFICE</u>		<u>DEBIT</u>	<u>CREDIT</u>
<u>Tax Claim</u>			
014138 57000	Capital Outlay	\$670.00	
014138 51400	Salaries	\$1,212.00	
014138 51610	FICA	\$188.00	
014138 52325	Posting		\$2,070.00
<u>Building & Grounds</u>			
014174 53600	Utilities	\$1,000.00	
014174 53741	Auto Maintenance		\$1,000.00
<u>Courts</u>			
014184 52000	Material & Supplies	\$135.42	

014184 51411	Court Appointed Counsel		\$135.42
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District Attorney

014194 53100	Professional Services	\$3,300.00	
014194 53300	Travel		\$2,300.00
014194 53200	Telephone		\$1,000.00

Adult Probation

014236 51560	Health Care	\$500.00	
014236 51300	Professional Services	\$900.00	
014236 53010	Computer Services		\$1,400.00

Jail

014232 53830	Jail Rental	\$19,000.00	
014232 52290	Food		\$11,000.00
014232 52000	Material & Supplies		\$8,000.00
014232 53600	Utilities	\$1,400.00	
014232 53600	Telephone		\$1,400.00

TOTAL DEBITS \$28,305.42

TOTAL CREDITS \$28,305.42

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to adopt the Hotel Tax Ordinance.

Commissioner Zapotosky announced that we had a public meeting last week about the Hotel Tax at Penn State Fayette Campus and got feedback from the Public. He stated we need to work together in developing the MOU and the Grant Program; this is adopting the ordinance which was published and again is on display. **Commissioner Vicites** stated this is just another step in this process that we are trying. **Commissioner Zimmerlink** said she will vote nay for reasons already stated.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	nay

Motion passed 2 to 1

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the Resolution supporting the On To Connellsville Project Coal and Coke Bike Trail.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to adopt a right away agreement for the Redevelopment Authority and the County of Fayette for use of property at Bridge Department.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to transfer the legal Right of Way and maintenance responsibility of South Evans Station Road and Evans Station Road from the County of Fayette to the North Union Twp.

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously

A Motion by Commissioner Vicites to approve the Commissioners Minutes of Jan 24, Feb 6 & Feb 28 died for lack of a second. Commissioner Zimmerlink suggested Tabling.

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to table the Commissioners Meeting minutes for January 24, February 6, and February 28, 2008

Commissioner Zapotosky	aye
Commissioner Vicites	aye

Commissioner Zimmerlink aye

Motion passed unanimously

- **Public Announcement**

Commissioner Zimmerlink gave the status of Fayette County being awarded a Grant for the Itinerant Archivist Program through PA.

Commissioner Zimmerlink announced that there will be an Election Board meeting Friday March 28, 2008 at 9:00am to review the policy to either approve or modify it to determine over votes & under votes.

Commissioner Zimmerlink stated in the coming weeks she will place on the Agenda for the Commissioners to consider changes within the Planning Zone office with respect to discontinuing the County administering County-Wide Zoning.

- **Public Comments**

Ernie Young suggested the Commissioners apply some of the tourism Hotel Tax monies to be given to Uniontown & the County.

Annie Urban Director of Laurel Highlands visitor Bureau congratulated the Commissioners for their support & passing the Hotel Tax Ordinance.

Mrs. Mazza states she agrees 100% for the Hotel Tax and hopes the monies are dispensed correctly. She also feels the smaller business should benefit from the tax.

Eric Williams of Sky Line Drive expressed his support to the Zoning Hearing Board's denial of the Windmill project, #3 in particular because it would be less than 3000 feet from 9 homes and because the Jumonville Cross is 60 feet high and the Turbines will be over 400 feet.

Larry Williams of Sky Line Drive explained to the Commissioners how much time the Zoning Hearing Board had into this decision.

Donna Holdorf of the National Road Heritage Coordinator applauded the Zoning Hearing Board for the forward thinking in their denial of the Wind Turbines. She also stated the Laurel Highlands Visitors Bureau understands tourism & how the Grant Program should be distributed.

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

Commissioner Zapotosky	aye
Commissioner Vicites	aye
Commissioner Zimmerlink	aye

Motion passed unanimously