

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Thursday, May 23, 2013 in Courtroom Number 1 of the Fayette County Courthouse, Uniontown, Pa.

In attendance-

Commission Chairman Alfred Ambrosini
Commissioner Vincent Zapotosky
Commissioner Angela M. Zimmerlink
Chief Clerk Amy Revak
County Solicitor Ken Burkley
Assistant County Solicitor John Cupp

Chairman Ambrosini called the meeting to order at 10 a.m.

A silent prayer was observed.

The pledge of allegiance was recited.

Commissioner Ambrosini said there are three amendments to the agenda.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to amend the agenda to add the following:

Under Proclamations, the proclamation of "100 Year Celebration for the Molinaro Band"

Under Courts, Consider approval to award RFP 13-06 for Bernard J. Liptak to lease a new building that Mr. Liptak has agreed to build to specifications for the redistricting of Magisterial District Court 14-3-04 at a rental amount of \$1,700 a month for five years, utilities not included at 3177 Pittsburgh Road, Perryopolis, PA, Perry Township. The courts are seeking a six-year lease since that is the term of the Magisterial District Judge. According to the courts, Mr. Liptak has guaranteed the building will be available by Dec. 1, 2013.

Under Planning and Zoning, consider approval to submit a Fayette County grant application to the state Department of Environmental Protection under Section 902 of Act 101 of 1988. Grant application is due Friday, May 31, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Public Comment on Agenda Items: none

Proclamations

Emergency Medical Services Week

No Tobacco Day

Community Action Month

Senior Corps Week

Older Americans Month

100 Year Celebration for the Molinaro Band

Commissioner Ambrosini read the proclamation for Emergency Medical Services Week. Various emergency medical service providers made comments thanking the commissioners. Commissioner Zapotosky said they appreciate the 24-hour, seven day a week services that they provide and thanked them.

Commissioner Zimmerlink read the proclamation for No Tobacco Day. Joe Augustine thanked the commissioners and spoke about the efforts by the Fayette County Drug and Alcohol commission for No Tobacco Day.

Commissioner Zapotosky read the proclamation for Community Action Month. He then thanked the representatives for all the work they do. Lucinda Ekas-Brown thanked the commissioners for the proclamation and all they do for Community Action.

Commissioner Zimmerlink read the proclamation for Senior Corps Week. Ms. Brown said Community Action recently received funding to operate the retired senior volunteer program, RSVP. She said they are going out to the community to recruit people who are 55 or older to volunteer for various non-profit agencies. Ms. Brown said if anyone wants to volunteer they can contact her at Community Action at 724-437-6050 extension 4276. She thanked the commissioners for the proclamation.

Commissioner Ambrosini read the proclamation for Older Americans Month. Commissioner Zapotosky thanked those in attendance for their service. A spokeswoman thanked the providers who assist with providing services for senior citizens throughout Fayette County. Another spokeswoman said there will be a celebration at the Connellsville Community Center to recognize those age 60 and over who are active in the center.

Commissioner Ambrosini read the proclamation for 100 Year Celebration for the Molinaro Band. He said the band is excellent and they do a lot of volunteer work.

Commissioner Zimmerlink said as a side note, she grew up in Connellsville and would follow the parades. She said she would go down to the bridges and watch the Molinaro and other bands. She said they were very instrumental in her wanting to join a band. Commissioner Zimmerlink said she actually changed schools so she could join a band because the school system she was in did not have a band. She added that it wasn't 100 years ago. She said she was the only one in her family who left the school system and went to a different school for the mere fact that she wanted to join a band. She said the Molinaro band was very much of a reason.

Commissioner Zimmerlink said when the little kids sit and watch and bands and they have the little batons and it was very good and she hopes that the Molinaro band continues. Commissioner Zapotosky asked what instrument she played. Commissioner Zimmerlink said she plays a clarinet and a sax. Commissioner Zapotosky said she will have to bring it in.

Fayette County Redevelopment Authority

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve a resolution to submit four (4) applications by the County of Fayette to the Pennsylvania Housing Finance Agency (PHFA) Pennsylvania Housing Affordability and Rehabilitation Enhancement (PHARE) Fund.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to convey parcel 17-16-0040 known as 128 East First Street, Grindstone, Jefferson Township, Fayette County from the County of Fayette to the Redevelopment Authority of Fayette County at no cost.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Behavioral Health Administration

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the following agreements and modifications:

	<u>Contract Value</u>	<u>Period</u>
<u>Modification Agreements #1 2012-2013</u>		
Pathways of Southwestern PA	\$120,000	7/1/12-6/30/13

Professional Service Agreements 2013-2014

Combustion Service & Equipment Co. \$9,950 7/1/13-6/30/14

Goodwill of SW Pennsylvania

Day Cleaning \$70 each visit 7/1/13-6/30/14

Night Cleaning \$110 each visit 7/1/13-6/30/14

Lawn Service \$60 each cut 7/1/13-6/30/14

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Bridge Department

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to grant approval to advertise the following vehicles for sale:

1979 Chevrolet Dump Truck C70 VIN #C17DB9V155533 Bridge Truck

1994 Oldsmobile '88 VIN #1G3HN521XR4802442 Building & Grounds

2003 Ford Crown Victoria VIN #2FAFP71W93X171813 Sheriff's Dept.

2001 Ford Crown Victoria VIN #2FAFP71WX1X200412 Sheriff's Dept.

1984 GMC Dump Truck 7000 VIN #1GDM7D1E9EV510965 Bridge Dept.

2000 Jeep Cherokee Sport VIN #1J4FF4853YL190970 Planning Dept.

1998 Ford Explorer VIN #1FMZU34X4HUB26864 FCBHA

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to grant approval to donate a 1997 Ford Crown Victoria – VIN # 2FALP71W5VX172611 located at the Bridge Department to the Fayette County Firemen's Association, for fire school training.

Commissioner Ambrosini yes

Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Children & Youth Services

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a FY2012-13 **Purchase of Service Agreement** between the County of Fayette through Fayette County Children and Youth Services and CPP Behavioral Health, 253 S. Mt. Vernon Avenue, Uniontown, PA 15401 for psychiatric evaluations, individual/family/group therapy and medicine management services on an as needed basis. The rates are as follows:

Intake (per session)	\$ 80.00
Psychiatric Evaluation (per session)	\$250.00
Medicine Management (10-15 minutes)	\$ 55.00
Individual Therapy (per hour)	\$ 70.00
Family Therapy (per hour)	\$ 80.00
Group Therapy (per 15 minutes)	\$ 8.00

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a FY2012-13 **Purchase of Service Agreement** between the County of Fayette through Fayette County Children and Youth Services and Fayette County Juvenile Probation Office (place of business: 34 West Peter Street, Uniontown, PA 15401) and **Alternative Living Solutions, 2108 Tartan Court, Latrobe, PA 15650** for group home services on an as needed basis. The rates are as follows:

Initial Clothing	\$ 250.00
Broad Street Apt. Unit #GY	\$ 197.95
Georges Station Apt. Unit #GY	\$ 197.95
Deer Trail Apts. Unit #GY	\$ 197.95

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Clerk of Courts

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve an agreement for On-Line Data Processing Service with Document Imaging with INFOCON Corporation of Ebensburg, PA with a \$20,000.00 set-up fee and a \$330.00 monthly service fee with additional charges for backup services.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Controller

Controller Sean Lally read the following financial condition of the county.

Office of the Controller

Fayette County, Pennsylvania

SEAN P. LALLY
Controller



Phone (724) 430-1217
Fax (724) 430-1366

FUND:	GENERAL FUND		
	DATE:	21-May-13	
CASH:	Checking Account	United Bank	\$11,071,646.58
Funds Owed to General Fund			
	Temporary Loans		
	Victim Witness Fund	\$ 30,000.00	
	Children and Youth Fund	\$ 1,250,000.00	
	911 Project Fund	\$ 160,000.00	
			\$ 1,440,000.00
	Arc Payments Due		
	Intermediate Punishment Fund-.3yrs	\$ 40,651.26	
	Offenders Supervision Fund-3yrs	\$ 87,758.28	
	Domestic Relations	\$ 94,110.66	
	Victim Witness	\$ 4,271.61	
	Records Improvement	\$ 2,325.32	
	Fredericktown Ferry	\$ 5,054.04	
	Liquid Fuels	\$ 20,387.00	
			\$ 254,558.17
	Central Service Payments		
	C-17 Fund-2yrs	\$ 9,005.00	
	Offenders Sprvsn-3yr	\$ 39,369.00	
	Intermediate Punishment-3yrs	\$ 19,532.00	
	Victim Witness Fund	\$ 10,780.00	
			\$ 78,686.00
Funds General Fund Owes			
	Tax Anticipation Note	\$ 5,000,000.00	
Budget Year	Net Position		\$7,844,890.75
			Year to Date
Total 2013 Revenues		\$	10,002,081.81
Total 2013 Expenditures		\$	18,145,577.63
Total 2012 Expenditures paid in 2013		\$	3,287,640.10
Capital Reserve Fund Balance		\$	33,583.62
Bond Fund Balance		\$	209,011.20

FAYETTE COUNTY COURTHOUSE • 61 EAST MAIN STREET • UNIONTOWN, PENNSYLVANIA 15401

Courts

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to award RFP 13-06 to Bernard J. Liptak to lease a new building that Mr. Liptak has agreed to build to specifications for the redistricting of Magisterial District Court 14-3-04 at a rental amount of \$1,700 a month for six years, utilities not included at 3177 Pittsburgh Road, Perryopolis, PA, Perry Township. According to the courts, Mr. Liptak has guaranteed the building will be available by Dec. 1, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Ambrosini confirmed with Tammy Lambie that a six year lease was being suggested. Commissioner Zapotosky confirmed that the building will be ready by December 1, 2013, with Ms. Lambie saying yes and replying she can move in after that date and merge the two offices together. After the motion was made, Commissioner Zimmerlink asked if there are any increases in the lease amount during the six year term, to which Ms. Lambie said Mr. Liptak asked specifically for \$1,700 per month for the duration. Commissioner Zimmerlink then confirmed that the options to renew will be in the contract.

Emergency Management Agency

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the following staff members to attend equipment staging, testing and acceptance at the Motorola facility in Schaumburg, IL as part of the county radio project. May 20 – 23, 2013- Roy Shipley, Guy Napolillo, Vince Sherwood, Tony Alviar.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resource Department

Commissioners Office

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to rescind the hire of Meghan Lydic as a Summer Clerk.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the hire of Michael Bochnak Jr. as Summer Laborer at \$7.25/hr. effective June 10, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the hire of Lauren Van Nosedeln as a Summer Clerk at \$7.25/hr. effective May 28, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve an equity adjustment to the Non-Union employee's health insurance contributions for 2013 by waiving two months of insurance contributions for October and November and potentially December, if the employee completes a wellness incentive, for a cost not to exceed \$31,904.34.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

CYS

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the promotion of Casework Supervisor John Fritts, to the Casework Manager at an annual rate of \$53,456.63, effective June 3, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the hire of Leigh Ann David as County Caseworker I, at a rate of \$15.12/hr. (\$29,484 annually) effective June 10, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve the hire of Gretchen Rumbaugh as County Caseworker I, at a rate of \$15.12/hr. (\$29,484 annually) effective June 10, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to table the hire of TBD as County Caseworker I, at a rate of \$15.12/hr. (\$29,484 annually) effective TBD.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

EMA

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the promotion of Part Time 911 Dispatcher, Christy Glisan, to Full Time 911 Dispatcher at SEIU 911 Scale Pay Grade 9 Step A \$12.79/hr. (\$26,603.20 annually) effective June 2, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

FCBHA

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the transfer of Robyn L. Brady from Mental Health Program

Specialist 1 to County Caseworker 2 at \$19.60/hr. (\$38,220 annually), effective May 27, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the promotion of Devon Bowlin from Registered Nurse 2 to Registered Nurse Supervisor (Care Management Supervisor) at \$23.24/hr. (\$45,318 annually), effective May 27, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the amended 2013 Fayette County Behavioral Health Administration Compensation Plan for the period July 1, 2013 through December 31, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

Tax Assessment

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink approve a 150-hour internship with Laurel Business Institute student Amanda Edwards effective May 29, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Juvenile Probation

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve involvement in the Face Forward Grant as provided by the U.S.

Department of Labor, and cooperation by the County of Fayette and the Fayette County Juvenile Probation Office.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Office of Human and Community Services

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the April 16, 2013 resolution advertising the sale of vehicles to exclude bus #136 from the approved advertised bid listing.

129	1BAGBCPA53F211053	BUS	BLUEBIRD	2003
133	1FMDU34X4SUB06344	EXPLORER	FORD	1995
136	1HVBTA75H162467	BUS	INTERNATIONAL	2005
149	1FDXE45P77DA58750	BUS	FORD	2007
161	1FD45PX9DA74231	BUS	FORD	2009

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning and Zoning

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve RZ 13-2 Donald R. D'Amico, Dunbar Township, for a change from R-2 High-Density Residential to M-1 Light Industrial.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve submission of a Fayette County grant application to the state Department of Environmental Protection under Section 902 of Act 101 of 1988.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prison

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the purchase of a rollup door in the amount of \$3,896 from Mark Bryner Doors of Uniontown and a gate in the amount of \$1,500 from Machine Fabricating of Uniontown for sallyport repairs. An allocation was approved in the 2013 general fund budget.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Public Works

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify a contract for Green Acres of Scottsdale for \$8,760.00 for Guide Rail Installation in Lower Parking lot on Penn St. An allocation was approved in the 2013 general fund budget.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to apply for up to a \$10,000.00 in grant funds from CCAP - PCoRP Insurance Program: Loss Prevention Grant Funding Program for improving our Risk Management at the Counties Properties for slip resistant strips to be installed on the steps that are not slip protected, additional lighting in the front entry area and additional cameras for a couple blind spots for security improvement.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to reject bids received for Bid 13-06 and to authorize re-advertising for the 5-year Grass cutting, Park maintenance contract.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to extend the present contract with Goodwill SWPA of Uniontown at the 2012 rates for maintaining the parks until a new contract is awarded.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to apply for PA Act 129 Non –Standard Lighting Incentives for Business Program which provides rebates for installing high-efficiency lighting equipment.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to award asbestos abatement on the two out of service boilers, exhaust stack / breeching, boiler water condensate tank, various piping and removal of the 2 boilers that were removed from service in an amount of \$16,000.00 to Chelsea Ritenour Jr. of South Connellsville. An allocation was approved in the 2013 general fund budget.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to award the removal of an approximate 600-gallon diesel fuel tank from the basement of the Public Service Building, remove as much piping as possible and plug, cap off common lines, scrape, sand, remove the rust scale to bare metal on the remaining fuel tank, prime and paint tank with rust preventative paint, pressure wash the area where the tanks are located and install a 24” x 24” exhaust fan venting to the exterior of the building for \$3,000.00 with Stash Trucking of Waltersburg. An allocation was approved in the 2013 general fund budget.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to award Bid 13-07 to Autoclear of Pittsburgh for a Model 5333-M multi-energy x-ray inspection system in the amount of \$21,000.00.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Tax Claim

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to accept the following bids from the May 7th 2013 Repository Sale Bid Opening, subject to all conditions being met. Attached is a list.

High Bidder	Amount of Bid	Twp./Municipality	Parcel #
Jami Hovanic/JLH Development, LLC	\$680.00	Redstone Twp	30-25-0016
Jami Hovanic/JLH Development, LLC	\$255.00	Uniontown City	38-03-0383
Jami Hovanic/JLH Development, LLC	\$280.00	Brownsville Boro	02-05-0006
Jami Hovanic/JLH Development, LLC	\$211.00	Redstone Twp	30-26-0002
Philip Berisko	\$101.00	Redstone Twp	30-23-0151
Anthony E. Whipkey	\$203.50	Dunbar Boro	08-03-0227
Barry Seneri	\$400.00	Franklin Twp	13-08-0024-03
Melissa Burnsworth	\$500.00	Connellsville City	05-09-0072
Villa Bryner	\$1,500.00	Menallen Twp	22-13-0204
Dianna L. Koon	\$220.00	Luzerne Twp	19-08-0142
Kay Eugene Freeman	\$200.00	Luzerne Twp	19-05-0020
Daniel J. Williams/ DCSM, INC	\$700.00	Uniontown City	38-12-0407
Daniel J. Williams/ DCSM, INC	\$300.00	Uniontown City	38-12-0423
Shaun Baker/ ASG Services, LLC	\$223.00	Fayette City Boro	12-03-0260
Francis M. Siri	\$526.00	Fayette City Boro	12-03-0217
Nancy C. Cholock	\$13,143.00	North Union Twp	25-47-0213

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

In making the motion, Commissioner Zapotosky commended all those involved, adding that it was well done.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to grant approval for Attorney Vincent Roskovensky of Uniontown to conduct deed searches for the 194 parcels listed in the 2014 free and clear sale in the amount of \$55 each for a total of \$10,670.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve ratification of the following transfers:

**TRANSFERS
2013
4/12/13 to 5/3/13**

Department	Cost Center	Credit	Debit
Act 13			
Act 13	1349205900001		\$60,000
Transfer in	0149203920013	\$60,000	
Clerk of Courts			
Contingency	01417952910		\$250
Materials/supplies	01419152000	\$250	
Mailroom			
Contingency	01417952910		\$915.50
Postage	01417953250	\$915.50	
Tax Collectors			
Contingency	01417952910		\$1,500
Postage/envelopes	01413753250	\$1,500	
Contingency	01417952910		\$1,500
Postage/envelopes	01413753250	\$1,500	
Total Debits	\$64,165.50		
Total Credits	\$64,165.50		

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the April 16, 2013 regular commissioner meeting minutes.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Ambrosini asked for a motion to rescind resolution 12-11-21-34 regarding rehabilitation of the Fredericktown Ferry. Commissioner Zapotosky made the motion. Commissioner Zimmerlink then asked Commissioner Zapotosky a question, saying at the agenda meeting he had said he placed a call to Washington County Commissioner Larry Maggi and he explained his intentions that he would put forth resolutions on the agenda regarding the ferry and he asked Mr. Maggi to run it by his colleagues and he hasn't received any phone call from Mr. Maggi. Commissioner Zapotosky said that Mr. Maggi has said in an interview that he didn't receive anything formal. He said he didn't issue anything formal, it was a simple phone call that he was going to put it on the agenda for discussion and possible vote and that is where he left it.

Commissioner Zimmerlink said after Commissioner Zapotosky's comments at the agenda meeting she sent an e-mail to the Chief Clerk of Washington County informing her of the action that was made and asking her to forward it on to the three Washington County commissioners and she hasn't received a response back from either the chief clerk or the three Washington County commissioners. Commissioner Zapotosky said this has been an ongoing issue for three years and it took until last year for them to take any formal action on it at all. He said there could be intervention between now and then but he thinks the cost of operation of this is that clearly the county is losing money. He said if Washington County wants to take full operation of it or a combination between Washington and Greene counties or some other entity that is fine but at this point the county can't keep operating it at the loss where it is.

Commissioner Zimmerlink said given that statement, it may behoove them not to rescind the resolution, which is only to advertise for a bid. She said if they determine not to or receive word from Washington County that they are not interested or have no response from Greene County, then they can rescind the resolution at another meeting. She said no action needs to be taken between now and the time they hear back from the Washington County commissioners. She said since they haven't contacted them,

maybe after today's vote, they may want to proceed. She said she is suggesting maybe moving ahead on the next item but maybe not on this one. Commissioner Zapotosky said that is fine but he wants to make sure the county isn't caught with any requirement to the match for the rehabilitation. He said that is fine, he has no problem with that. Commissioner Ambrosini said additionally, the chief clerk sent a letter to Washington County informing them of this pending resolution. He asked Chief Clerk Revak if she heard any response from them. Chief Clerk Revak said she received an e-mail from one of the commissioners, Commissioner Larry Maggi saying thank you, which was all she received.

Commissioner Zimmerlink said she didn't know that the Chief Clerk sent a letter, and any letters in the future that go out like that she wants to see them before they go out. She confirmed that his only response was thank you. Chief Clerk Revak said the letter simply stated what was on the agenda. Commissioner Zapotosky said he has no problem with the suggestion made by Commissioner Zimmerlink until they receive a response from Washington County, reiterating that he doesn't want to get into any commitment regarding any match. He said he knows the FTA has been putting a little pressure on both counties to take some type of action, but he said he will support her motion to table if that is what it is. Commissioner Zimmerlink said they will have to do a motion to table since it is on the agenda.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to table rescinding resolution 12-11-21-34 regarding rehabilitation of the Fredericktown Ferry.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink that Fayette County cease its role within the operation of the Fredericktown Ferry effective Tuesday, Sept. 3, 2013.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to the vote, Commissioner Zimmerlink confirmed that he was changing the resolution to say to cease operations, asking what Commissioner Zapotosky said. Commissioner Zapotosky said if they are going to allow for the possibility of Washington or Greene to pick it up, then, with Commissioner Zimmerlink saying the resolution says to halt the operation, so he is saying to cease Fayette County's role in the operation.

Commissioner Zapotosky made a motion to award a contract to Southwestern Pennsylvania Human Services under RFP 13-04 for a Day Reporting Center. He said the basis of his decision to do this is that it is a one-time cost, they currently have a facility in Fayette County on Gallatin Avenue. He said they work with providers that will be utilized within the service. He said they can hit the ground running and they operate an Adult Reporting Center in Westmoreland County, so from a cost-effective side it's beneficial to the county. He said also, as far as the implementation of the program, it hits the ground running so they can hopefully continue to see a reduction of the prison population, thus averting the cost that they have with outside rentals. He said his motion is to award to Southwestern Pennsylvania Human Services.

Commissioner Zimmerlink said the proposal came from Southwest Behavioral Care, Inc. Commissioner Zapotosky said he refers to them as SPHS. Timothy J. Merlin, executive director said the name is Southwest Behavioral Care, Inc. but they do business as SPHS. Commissioner Zimmerlink said it would be awarded to Southwestern Behavioral Care Inc. and confirmed that he is a representative of them. She said in reviewing the proposal, it says that the 12-month budget, the total projected operating budget is \$427,725 and you projected the third party payment for mental health services of over \$300,000, leaving a 12-month projected start-up cost for the county to be \$125,576. She said that is based on just the projection for the county to receive reimbursement for county services. Mr. Merlin said currently there are three programs operational at the center, which he briefly explained.

Commissioner Zimmerlink asked if that was a projection, adding that the amount may go up or down. She said she is asking for future budgeting purposes. She said she knows the total operating will fluctuate obviously, but she asked what the projection would be for the first 12 months. Mr. Merlin said that should be a good figure. Commissioner Zimmerlink said the way it is worded is for start-up funding, what about future years? Mr. Merlin said they are unsure about the Drug and Alcohol piece, and they filed for a license for that and they will have to hire staff for that. Commissioner Zimmerlink confirmed with Mr. Merlin that he applied for a license and she asked what the turnaround would be. Mr. Merlin referred that question to another member of the agency, who replied that it typically takes two to three months. She said site visits should be scheduled in the next month or two. Commissioner Zimmerlink said after the initial 12-month period, what do they expect the county's expense to be?

Mr. Merlin said he anticipated the same cost. Commissioner Zimmerlink said anything over and above would be billed to social service programs and they wouldn't be looking to the county, which Mr. Merlin confirmed. Commissioner Ambrosini said in addition, there is a grant application filed by Sean Sypolt that may reimburse the county for the \$127,000 start-up fees, so the county may not even see that. Commissioner Zapotosky asked Tammy Lambie if the application filed with the APO has direct correlation with the ARC, regarding recidivism. After Ms. Lambie said they couldn't find the rate, Commissioner Ambrosini said that was an older grant but this is a different grant. Commissioner Zapotosky said there is some application with the new grant that would have ARC application to it. Commissioner Zimmerlink said

Commissioner Zimmerlink said she had a question for the county solicitors. She said when the process started, in January the matter was tabled. She said she made comments regarding the RFP process. She asked the solicitors if they had an opportunity to review this and are they of the opinion that the process that the county took regarding the RFP process was in accordance with all the applicable regulations. The solicitors said they didn't review and Commissioner Zimmerlink asked if they remembered at the January meeting. She said she is going to support awarding this but she wants to make certain that there are no issues with respect to the RFP that was advertised, tabled and then, from her recollection there was no authorization to re-advertise. She said one bid was opened and the amount was stated publicly and then later on another re-advertisement was done and two businesses had responded. She said to make sure there are not going to be any issues. Commissioner Zimmerlink said it is a crystal ball whether or not the other two entities will object to it but they want to make sure the t's are crossed and the i's are dotted now so that there are no issues later.

Commissioner Zapotosky said the original party had submitted a proposal the second time as well. Solicitor Cupp said his notes indicate that when they had the January meeting that the matter was tabled pending Judge Wagner's approval. Commissioner Zimmerlink said an RFP was done, she then asked if the solicitors wanted her to go over it. Solicitor Burkley said he was familiar and when Commissioner Zimmerlink asked for his opinion, he said based on his recollection that they discussed it, his opinion would be that it would be OK. He said he does remember talking now that Solicitor Cupp points that out and he remembers calling Judge Wagner when he was in a medical malpractice case at the time. Commissioner Zapotosky said the question was that initially there was one submission. Then he said there was discussion at the meeting that they needed to expand the circulation of the proposal to other publications. He said it had been limited to just the Herald-Standard. He said subsequently the county expanded the advertisement to the Trib which resulted in receiving two additional proposals as well as the original submittee submitting a proposal as well, so all three parties had responded to the second advertisement.

Commissioner Zapotosky said although they had never rescinded the original RFP and reissued an original RFP. Solicitor Burkley said the original submittee had submitted and he recalled speaking with Commissioner Ambrosini about that and once they did that he said once they have done that arguably any potential issues whether they are real or not, they would be waived. Commissioner Zimmerlink said they are real because it happened. She said whether or not someone would bring it up, they don't know. She said if he believes that the county will have a basis to argue that they had the original bidder had waived their right by submitting a second, if that is his contention, then she will support it. She said when the matter was tabled, first off, just to be clear, the commissioners unanimously at a commissioner's public meeting voted to advertise for the solicitation of proposals for a Day Reporting Center that was done.

Commissioner Zimmerlink said in January the matter was tabled. She said two commissioners said because they wanted to wait to see the response from the President Judge to get his approval with not only the Day Reporting Center concept

even though they had that a year and a half ago but also with the company because that particular company also presented even before an RFP was done, they were called in by the criminal justice advisory board and made a presentation. She said they came in because the courts asked them to, no bid, nothing, made a presentation to the criminal justice advisory board. She said there was nothing as far as formal advertising. She said later the commissioners authorized the advertising of the proposal and that happened prior to January. She said in January, the issue was whether to award or not award, to award it at that time in January there was only one company so the matter was tabled. She said there is an RFP that was properly advertised, reported on, openly discussed, no action was taken on that particular RFP. She said she would have preferred to have the advertisement in more than one newspaper as she has been saying for years so it is nothing new.

Commissioner Zimmerlink said they did not vote at that time to re-advertise. She said they didn't vote to award or reject it was to table awarding that RFP. She said then a couple weeks later two commissioners signed off on having it re-advertised. Signed off meaning signing an internal requisition and the chief clerk re-advertised under a whole new RFP. She said at that time, in addition to the first company sending in a proposal two other companies did as well and that is what is before us now with RFP 13-04. She said she will support awarding RFP 13-04 to Southwest under the condition that the county solicitors, because again, they talked about it in January. She said she just assume that when she tells the solicitors to do something they will follow through, but they will talk about that later. She asked if they feel comfortable in the event there is an issue raised by that one company. Solicitor Burkley said although they don't have a crystal ball, he feels comfortable that they have a very good argument and his opinion is that, adding that Solicitor Cupp can join in if he wishes, that when they submitted the second bid they waived any rights that they had to advance the position that you are concerned about.

Commissioner Zimmerlink asked Chief Clerk Revak if she has the RFP for the first that was issued. Chief Clerk Revak said she believed it was RFP 13-02. Commissioner Zimmerlink said that one should be rejected. Solicitor Cupp said the commissioners have done nothing with RFP 13-02. He said they should reject all bids and then approve the second RFP because as Solicitor Burkley stated that fact that these folks participated in the second RFP is a waiver of their right to contest the fact that it was rebid. He said if they want to clean up their agenda, they can take the first RFP off the agenda and reject all bids, accept the second RFP and move along. Commissioner Zimmerlink said doing what they are going to do is cleaning up a mess that shouldn't have occurred in the first place. She said instead of tabling it should have been rejected or at the very next month it should have been rejected. She asked if there is something in the county code that bids are to be awarded or rejected within a certain number of days anyway, which was confirmed by the solicitors.

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to amend the agenda to add an item to consider rejecting all bids received for RFP 13-02.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to the vote, Commissioner Ambrosini asked if the motion to award RFP 13-04 should be tabled before the vote and Commissioner Zapotosky said he would rescind his motion. After the vote, Commissioner Zimmerlink asked if there was any public comment on the agenda item.

A brief discussion was held about the next motion, with Commissioner Zimmerlink asking for a motion to rescind RFP 13-02.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to rescind RFP 13-02 for a Day Reporting Center.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to award RFP 13-04 for a Day Reporting Center to Southwestern Pennsylvania Human Services, Inc. DBA Southwest Behavioral Care, Inc. of Greensburg.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

After the vote, Commissioner Ambrosini said for the record, President Judge John Wagner reviewed all the proposals and sent a letter of endorsement to the commissioner's office along with signatures from the District Attorney's office, Jack Heneks, the PDs office, Jeff Whiteko, and the Adult Probation Office. Commissioner Zimmerlink said she didn't know that and she sent an e-mail to Karen Kuhn and to Tammy Lambie asking what the judges and the other entities stated and she said she sent one letter down for distribution, so just make sure that whoever gets those types of letters, if you get one, make two copies, thank you. She said to put one in her box. Commissioner Ambrosini said he is very encouraged with the adoption of this resolution. He said he thinks the company that will be providing the services to the offenders that will be entered into these programs and the alternative sentencing is very encouraging for a number of reasons, the primary reason is that we are actually going to help people turn their lives around and give them the opportunity on not only get

educated on how to make better decisions in their lives but to give them options. He said most people who enter the correctional facility do that because they made poor choices because they don't know they have options. Commissioner Ambrosini said they are going to provide those options. He said he has had a tour of the facility they are going to use and talked to the people that are going to run the program and they have exceptional talent and everybody is dedicated and he looks forward to remarkable results in not only a reduction in recidivism but helping people become productive members of society.

Commissioner Zimmerlink said the discussion of Day Reporting Centers and things of that nature was discussed even in the last administration and you could not have taken this kind of step without having the courts and the entities and more so and really definitely the courts because it is the judges and the lawyers they can argue back and forth and the judges who offer the sentencing, they have to be open to having a sentence for the Day Reporting Center. She said without having the judges on board a Day Reporting Center in Fayette County would not work. She said if there is one out of five, you are not going to be sending many out there so you need to have all the judges be on board to make this be effective. She said other counties have begun Day Reporting Centers and they have had them for a number of years some of them in house and some of them through social service programs, but understand one thing, this isn't a new concept. She said when non-violent offenders are sentenced they do have to as part of the sentencing, go through these programs.

Commissioner Zimmerlink said this isn't something new, us three aren't the nuances here and we are going to solve all the recidivism problem in Fayette County and the overcrowding of the jail. She said it is a method as this particular entity has stated in their proposal is to coordinate the programs and the reporting methods into one area so that you can better monitor and regulate to make certain that the offenders are adhering to the sentencing guidelines and not only will that aid in making certain, she said in her opinion quite honestly it is a shame you almost have to hold their hand to go to programs. She said on the other hand by having it set up in a court order they must report to the Day Reporting Center that is going to force the offenders to do this rather than going to jail. She said it is two-fold, it should reduce our overcrowding, we are going to have to wait and see. How many individuals out there, we have asked these questions before through the warden and through the prison, how many individuals presently at our county jail would be able to enter into this program and there is never a definite answer because to go back and find that information it is always said that is more difficult but she said the important thing to do here is to gauge how this has worked.

Commissioner Zimmerlink said because this is not just repeat offenders, it is to make sure they are on the right path so you can correct some situations but what she would like to see with the courts and with the agency and she is sure they will do this, but is to show us some real number. She said once this is in effect to show us how many individuals came before the courts and could have been sentenced to these particular programs and to the Day Reporting Center and then what are the statistics in making certain that they adhere to it versus those that just, you can only do so much yourself.

She said keeping track of a six month and a year period to see exactly how effective this is because that is the important part, whether it costs the county money out of the general fund or out of some project isn't the main question here, it is whether or not it is working. She said she would like to see at a six-month and then at a year of what has occurred. She said that would be very helpful to everyone that is involved.

Commissioner Zapotosky said it is going to take a collaborate effort and not just the courts willing to cooperate but the public defender, the district attorney. He said there will be adult probation officers on site, it's not just about satisfying a sentence, there will be opportunities for job retaining, job training programs so it is a combination of satisfying your debt to society while building skill sets that hopefully allow you to become a productive part of society thus reducing the rate of recidivism.

Commissioner Zapotosky said it is supported by the secretary of DOC who was the warden in Franklin County, he fully stands behind this program so there is some new concepts to it. He said it is not just sentencing, it is sentencing with features like job retaining, drug or alcohol maintenance so there is some new approaches to this and it will work and he agrees that they are starting fresh so they should have numbers to reflect on to see its progress. Mr. Merlin said he wanted to add that their record system, as long as they know what the expectation is they can build that in their systems. Commissioners Ambrosini and Zapotosky thanked Mr. Merlin.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve a resolution to utilize \$5,000 in 2012 Act 13 money to fund the community health improvement partnership to develop an implementation plan for the health care improvement of Fayette County citizens as authorized under Act 13, Page 30, line 18 number 9, the delivery of social services.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink no

Motion passed 2-1

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the MOU for the administration of the Sheepskin Trail between Fayette County and the National Road Heritage Corridor.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to the vote, Commissioner Zimmerlink asked the Chief Clerk if the agreement also says DCNR because Commissioner Ambrosini mentioned between Fayette County and the National Road Heritage and she doesn't recall if it also includes DCNR. Commissioner Zapotosky said he knows they have applied for grants through DCNR.

Commissioner Zimmerlink said on the MOU it should say at the top. Chief Clerk Revak said it is between Fayette County and the National Road Heritage Corridor. She said the MOU states whereas an application through DCNR.

Board appointments

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to table two appointments for business slots of the Workforce Investment Board for 3-year-terms to expire December 31, 2015.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Prior to a motion, Commissioner Zimmerlink said they still haven't set the interviews, adding that one was set and the individual cancelled. She said she wanted to table it to the June meeting. Commissioner Zapotosky asked if it is possible to get interviews before June and asked if there is a sense of urgency. Commissioner Zapotosky's administrative assistant Kathy Winkler said yes. Commissioner Zimmerlink said if they have interviewed before the June meeting they can have names to put someone in.

Public Announcements

None

Public Comments

Darrell Becker, the chairman of the Fayette County Agricultural and Land Preservation Board and the treasurer of the Fayette County Farm Board, said he was representing the Agricultural Land Preservation Board and he wanted to present the commissioners with a formal request for a meeting to discuss the state of the union of the Agricultural and Land Preservation Board of Fayette County and the inter-relationship with Act 13 money which was still on the agenda for 2012 and how it relates to farmers. He said at the spring meeting in April he was asked to give the same state of the union to the Farm Bureau and he was asked how land preservation relates to Act 13 money and he presented a synopsis of the report he gave to them and thanked them for their time. Commissioner Zimmerlink asked if he had three copies or one copy, and he replied that he has three. Commissioner Ambrosini told Mr. Becker to work with his administrative assistant, Nicole Young to set up a meeting. Commissioner Ambrosini asked if there was any additional public comment and there was none.

Adjournment

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

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

