

A Meeting of the Fayette County Board of Commissioners was held on Tuesday March 20, 2012 at 10:00 a.m. in the Public Service Building, Uniontown, Pa.

Present;

Commissioner Alfred Ambrosini, Chairman
Commissioner Vince Zapotosky, Vice Chairman
Commissioner Angela M. Zimmerlink, Secretary
Kathleen Winkler Acting Chief Clerk
John Cupp, County Solicitor

- Meeting called to order
- Prayer was given by Pastor Ewing Marietta
- Pledge of Allegiance

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to amend the agenda to renew the agreement with Felice & Asso. Inc. on the same terms and conditions with no increase in the fixed annual fee for a three year period commencing April 1st 2012 through and including March 31,2015.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to amend the agenda to adjust the 2012 county General Fund Budget to include and increase in the Controller's Office by \$31, 142 in order to fund the Administrative Assistant position salary, effective March 23, 2012.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to amend the agenda to hire an Interim Solicitor, beginning April 1, 2012 for duration of approximately 3 to 6 months not to exceed \$4,000 a month.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	no

Motion passed 2-1

Commissioner Zimmerlink stated, reason for agenda meetings being a week apart was to avoid amending the agenda.

Public Comment on Agenda Items:

Mrs. Mazza stated instead of paying Felice & Assoc; there should be time taken to look into establishing our own Human Resource Dept.

Commissioner Ambrosini explained the services that are provided to us by Felice & Assoc. have been very professional, confident, and issues have been taken care of in a timely manner with accurate information. He stated the services we receive are excellent, and the cost has not been increased over the last three years nor will be increased over the next three years. When speaking with other counties, this service is very costly when it comes to grievances and union negotiations with contracts.

Mr. Mazza asked the Commissioners what the charge was for the past year while employing Felice & Assoc. and how often you do have to negotiate a contract.

Commissioner Zimmerlink responded \$122,400 and every 3 to 4 years a contract is negotiated.

Commissioner Zaposky explained the monies that are paid go toward the Human Resource Director and the benefits for the director, the grievance proceedings, EEOC Charges, unemployment compensation, and workers compensation which are all the laborer issues.

Mrs. Miller President of the Fayette County Library System stated there is a group of public libraries in the county with the exception of Uniontown which serves different communities.

She explained the libraries now have much more to offer, such as audio books, DVD's, computers which are used for various need, and with use of electronic devices they can retrieve information without visiting the library.

John Yanko Supervisor of Menallen Township & President of the Fayette County Township Supervisors Association asked the Commissioners to support the enactment of the impact fees for Marcella Shale Act. He suggested creating a work session concerning Act 13 with the Commissioners and also creating a committee.

Mr. Yanko stated Attorney Sepic wrote a letter on behalf of the Township Supervisors and indicated they would like to discuss the possibility of increasing the percentage the township would allocate.

Harry Ritenour spoke about a rezoning issue off of Rt. 119 and asked the Commissioner to hold off voting on this rezoning until Dunbar Township has a meeting with the tax payers so restrictions can be discussed.

Commissioner Ambrosini stated this property will be used for an Industrial Park Development, for various businesses to create jobs; also all zoning issues will be followed.

Mary Grace Butela resident of Fayette County and resides in Dunbar Township stated her understanding is the Commissioners are to consider the impact fee related to the Marcella Shale Act 13 of 2012.

Commissioner Ambrosini said the Act 13 will be voted on today March 20, 2012.

Ms. Butela stated she has mixed feelings about Act 13, and the counties have no other choice but to approve the motion, she added whether this is approved or not the money doesn't matter because the zoning laws are being changed.

Commissioner Ambrosini said there will be Zoning Laws that will be superseded by the Act that was passed by the state.

Proclamations:

- **National Library Week**

Mrs. Marilyn Miller, Jean Kennedy Director of Smithfield Library & Treasure of National Library Organization, Casey Sirochman Director of the Connellsville Library & Vice President of National Library Organization, was present to accept the proclamation.

- **Missing in America**

Mr. Ralph Mazza was presented with the MIA proclamation.

Mr. Mazza stated Lanny Golden is the driving force behind the MIA project.

Fayette County Controller`s

Financial Condition of the County:

FUND: GENERAL FUND
DATE: 19-March-2012

CASH:

Checking Account	Centra Bank	\$1,923,786.73
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Funds Owed to General Fund:

Temporary Loans		
Victim Witness Fund	\$30,000.00	
Arc Payments Due		
Intermediate Punishment Fund-2yrs	\$22,569.82	
Offenders Supervision Fund-2yrs	\$47,032.42	
Domestic Relations-1yr	\$46,060.00	
Records Improvements	\$1,309.67	
		\$69,602.24
Central Service Payments		
C-17 Fund-2yrs	\$5,365.00	
Offenders Sprvsn-3yrs	\$39,369.00	
Intermediate Punishment-3yrs	\$19,532.00	
FACT	\$16,827.00	
Records Improvement	\$5,957.00	
Victim Witness Fund	\$5,390.00	
		\$92,440.00

Funds General Fund Owes:

Tran Note	\$4,500,000.00
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Budget Year 2012	Net Position	\$(2,414,171.03)
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Year to Date

Total 2012 Revenues	\$2,961,920.36
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Total 2012 Expenditures	\$4,897,942.44
Total 2011 Expenditures paid in 2012	\$2,030,829.03
Capital Reserve Fund Balance	\$75,409.47
Bond Fund Balance	\$1,590,706.02

Behavioral Health Administration:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve agreements and modifications:

<u>Modification Agreement #1 2011-2012</u>	Contract Value	Period
Laurel House, Inc.	\$743,191	7/1/11-6/30/12
Commissioner Ambrosini	yes	
Commissioners Zapotosky	yes	
Commissioner Zimmerlink	yes	

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to rescind the appointment of Dr. Seraphine A. Thermitus, as Physician Representative to the Fayette County Behavioral Health Administration Advisory Board for a remaining term to expire December 31, 2012.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to **Table** appointing one (1) person, as Physician Representative to the Fayette County Behavioral Health Administration Advisory Board for a remaining term to expire December 31, 2012.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Children & Youth Services:

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to approve a FY2011-12 Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services and **The Stern Center for Developmental & Behavioral Health**, 110 South Arch Street,

Connellsville, PA 15425 for clinical services provided to children & adults on an as needed basis. The rates are as follows:

Psychological Evaluation / Testing	\$125.00 per hour
Court Testimony / Reports	\$125.00 per hour
Travel	\$ 85.00 per hour

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a FY2011-12 Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services and **ACS Psychological Associates, Inc.**, 136 East Fayette Street, Uniontown, PA 15401 for clinical services provided to children & adults on an as needed basis. The rates are as follows:

Psychological Evaluation / Testing	\$150.00 per hour
Individual Assessment / Therapy	\$ 70.00 per hour
Group Therapy	\$ 35.00 per hour
Court Testimony	\$100.00 per hour

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a FY2011-12 Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services and **Connellsville Counseling & Psychological Services, LLC**. 416 South Pittsburgh Street, Connellsville, PA 15425 for clinical services provided to children & adults on an as needed basis. The rates are as follows:

Psychological Evaluation / Testing	\$125.00 per hour
Court Testimony / Reports	\$125.00 per hour
Counseling	\$75.00 per hour
Travel	\$75.00 per hour

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve a FY2011-12 Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth

Services and **Antoinette Woods**, 6 Ben Lomond Street, Uniontown, PA 15401 for clinical services provided to children & adults on an as needed basis. The rates are as follows:

Psychological Evaluation / Testing \$125.00 per hour
Counseling \$75.00 per hour

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes
Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services and **Mark Mehalov, Esq.**, 18 Mill Street, Uniontown, PA 15401 to represent the interest of children in dependency proceedings during FY2011-12. The rate for the service is \$65.00 per hour.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Douglas Wright to a 3 year term to the Fayette County CYS Advisory Committee commencing March 21, 2012 and to expire February 28, 2015.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Lucinda L. Ridley to a 3 year term to the Fayette County CYS Advisory Committee commencing March 21, 2012 and to expire February 28, 2015.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Barbara Peters to a 3 year term to the Fayette County CYS Advisory Committee commencing March 21, 2012 and to expire February 28, 2015.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Melissa Wontroba to a 3 year term to the Fayette County CYS Advisory Committee commencing March 21, 2012 and to expire February 28, 2015.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to appoint Brian D. Burden to a 3 year term to the Fayette County CYS Advisory Committee commencing March 21, 2012 and to expire February 28, 2015.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the purchase of 7 Dell desk top computers, monitors, & software through the statewide piggyback program. Total cost is \$1,052.95 per unit with funding allocated through FY2011-12 DPW Information Technology Grant – which funds must be expended prior to June 30, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to authorize an advertisement to bid on the purchase of 7 Tablet PC. Total cost is \$18,000 with funds allocated through FY 2011-12 DPW Information Technology Grant which must be expended prior to June 30, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Emergency Management:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the advertising for RFP's for the triennial audit of the 9-1-1 account for the period January 1, 2009 to December 31, 2011. This is a requirement under Section 8(d) and Section 11.5 (e) of the Public Safety Emergency Telephone Act (Act 78).

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve Guy Napolillo, Assistant EMA Director/9-1-1 Coordinator to attend DHS training April 1-6, 2012 in Anniston AL., as part of the Region 13 Health & Medical Committee.
This is at no cost to the county

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve for Roy Shipley, EMA Director and Guy Napolillo, Assistant EMA Director/9-1-1 Coordinator to attend the National Homeland Security Conference May 22-24 in Columbus OH.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the purchase of a used Eagle II 5200 PSI air compressor with fill-station from D.L.& V (Dickerson Run, Liberty and Vanderbilt) Vol. Fire Department at a cost of \$ 6,000.00. Cost will be paid from County Hazmat Account 39.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Community Action:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to authorize Fayette County Community Action, Children & Youth Services and Crime Victims Center to apply for a grant on behalf of Fayette County for Safe Havens: Supervised Visitation. There is no county match.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Office of Human & Community Services:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to authorize an advertised bid for purchase and installation of 5,000 gallon above ground gasoline tank.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to rescind resolution from January 2012 meeting regarding MATP reduced services.

Commissioner Zapotosky informed the public, in January we had curtailed the scope of the MATP Program based on the reduction of State Funding which would have been limited at that time to only serve individuals on dialysis, and those receiving Chemo Therapy. We have received additional funds from the state and now we are able to go back into the full scope of the MATP Program.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to rescind resolution from January 2012 meeting regarding canceling subcontractor agreements with Goodwill Industries, White Line Taxi and Mountain Citizens Action Group.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to award bid #12-03 to H.E. Jenkins Auto Wreckers for \$5,255

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning & Zoning:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve agreement with CodeSys Code Consulting as a third-party inspection agency for the Uniform Construction Code expiring October 31, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve RZ 12-1, change of zone from A-1 to M-1 Fay-Penn Economic Development Council, Dunbar Township.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Veterans Office:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the approval of bid # 12-02 for the purchase of 35,424 flags from flag zone@ a cost of \$15,940.80. Please Note: Flag Zone was the only bidder. And also the purchase of markers & rods from Gohn Mfg. for 1950 markers with rods @ cost of \$11,290.00. Mr. Gohn was the lowest bidder.

(Break down cost between Fayette County & Greene County)
27,424 flags @45 cents each = \$12,340.80 for Fayette Co.
8000 flags @ 45 cents each = \$3,600.00 for Greene County

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources Department:

Children & Youth Service

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the hire of Crystal M. Weber as County Caseworker I at \$15.12/hr (\$29,493) effective March 12, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the hire of Jolene B. Sontheimer as County Caseworker I at \$15.12/hr (\$29,493) effective March 12, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the hire of Lora. E. Post as County Caseworker I at \$15.12/hr (\$29,493) effective March 26, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the Separation to Accept State Employment of Jaime L. Lint effective March 12, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners:

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to **Table** the hiring of a Chief Clerk.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to **Table** the hire of a Director of Public Works.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zimmerlink stated this procedure should have been done differently, she said herself and Commissioner Ambrosini interviewed 6 candidates. She added Dominick Carnicella Human Resource Directors was instructed by two Commissioners to continue to accept other resumes for additional interviews.

Commissioner Zapotosky said he discussed this issue with Mr. Carnicella, not based on any additional resumes coming in. He reviewed each one and there were a couple he wanted to review that was received previously.

Mr. Carnicella explained there were applicants that applied at the beginning of the process that were not interviewed.

Commissioner Ambrosini stated he previously wanted the Commissioners to meet every morning for 15 minutes to speak about the day to day events which has not began as of yet though we will begin this process soon to cover issues, using this issue for an example.

EMA

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the resignation of Brittany Clevenger, temporary Dispatcher Trainee, effective February 17, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

FACT

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the resignation of Dispatcher, Mary Michaels, effective March 9, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the hire of Sherry D. Martin as a Part Time Bus Driver at \$11.07/hr effective March 20, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resource Department

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to re-adopting County Policy 8.1- General Safety Policy, in accordance with CCAP requirements, effective March 20, 2012.

Commissioner Zapotosky stated there were no changes to this policy; this was adopting it pursuant to CCAP requirements.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the update of the County Policy & Procedure Manual Section 7.4 Paid Sick Time policy regarding Sick Time donation number 6 and 7 effective March 20, 2012.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to **Table** the agreement with Transitional Employment Consultants (TEC) to provide a work experience site for workers at no cost to the County.

Commissioner Zapotosky recommend tabling this issue until the Commissioners meet with the Tech Representative to get a better understanding of the clients, the scope in which the clients would be working in the court house, and to be sure we are in compliance with all federal and state laws.

Mr. Carnicella said the representative has not responded in writing concerning the duties.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners:

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the February 21, 2012 Fayette County Commissioners Meeting Minutes.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adopt the ordinance of the Impact Fee related to Marcella Shale Act 13 of 2012.

Commissioner Ambrosini stated the correct language will be formatted by CCAP; the Commissioners need to approve and send a copy to the Public Utility Commission to be recognized.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink abstain

Motion passed 2-0

Commissioner Zimmerlink stated we have to advertise the ordinance seven days in a Public Advertisement, and then a meeting will be held to vote on the ordinance to enact it.

Moved by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to rescind the previous ordinance that was read by Commissioner Ambrosini.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to advertise the proposed ordinance which imposes an unconventional gas well spud in Fayette County as authorize by Title 58 an to advertise April 10, 2012 at 11:00 am for a Special Commissioners Meeting for the purpose of considering formal action on enacting said ordinance

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to send letters of interest for underwriting professional services for Bond Counsel Services to combine and refund Fayette County Series 2002 & Series 2007 bonds utilizing the counties 2007 Professional Service List

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Ambrosini to appoint as requested by the courts three members to the Fayette County Constable Handbook Board for a term to expire December 31, 2012

Magisterial District Judge Ron Haggerty
Fayette County Controller Sean Lally
Ronald Friend
Robert Geary (Alternate)

Commissioner Zapotosky stated he has reservations and concerns, specifically the board making determinations regarding police schedules concerning wage issues.

Mr. Cupp stated it would not be an issue.

Mr. Lally explained the President Judge makes final decisions; we as the board make recommendations.

Commissioner Ambrosini yes
Commissioners Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to ratify the following General Fund Budget Transfers

**TRANSFERS
2011
2-7-12 to 3-9-12**

Department	Cost Center	Debit	Credit
Misc. Offices – Juvenile Probation			
List Attached		\$123,044.26	

			\$123,044.26
District Attorney			
Travel	014194 53300	\$1,446.62	
Postage	014194 53250		\$291.52
Professional Serv.	014194 53100		\$1,155.10
Building & Grounds – Misc.			
B&G Utilities	014174 53600	\$937.25	
B&G Auto Repair	014174 53741		\$672.52
Prothonotary M&S	014195 52000		\$63.98
Court-Jury Lunches	014184 52420		\$118.22
Legal Advertising	0141771 53400		\$82.53
Domestic Relations			
Indirect Costs	184187 52560	\$31,000.00	
Health Insurance	184187 51560		\$31,000.00
Prison			
Rent	014232 53830	\$232.54	
Inmate Account	014232 52290		\$232.54
Register of Wills			
Storage Contract	014196 52210		\$1,074.51
Material & Supplies	014196 52000	\$400.00	
Computer Contract	014196 53010	\$500.00	
Telephone	014196 53200	\$174.51	
Total Debits	\$157,735.18		
Total Credits	\$157,735.18		

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adjust the 2012 County General Fund Budget, to include an increase in the Controller’s Office of \$31,142. In order to fund the Administrative Assistant position salary, benefits and taxes effective March 23, 2012.

Mr. Lally explained reasons why an assistant is needed also how the position was originally created.

- Commissioner Ambrosini yes
- Commissioners Zapotosky yes
- Commissioner Zimmerlink no

Motion passed 2-0

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to hire Mr. Kenneth Berkley as an interim solicitor to begin April 1, 2012 for the duration for approximately three to six months not to exceed \$4000, 00 per month.

Commissioner Ambrosini explained the issue we have had in Fayette County with law suits. He said the county has to take a litigation avoidance posture in the way we work with the various boards with our own county solicitors and the designer, the re engineering process of the way our solicitors group will look in the future as yet to be done. That is the reason for the hire an impartial attorney to come in and help us do that redesign.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	no

Motion passed 2-0

Commissioner Zimmerlink stated there was an advertisement, letters of interest sent to the area newspapers, which was directed to submit the letters to Kathy Winkler Administrative Assistant to Commissioner Zapotosky. She said she received two letters which neither of them came from Mr. Berkley.

Commissioner Ambrosini stated he spoke with Mr. Berkley in the past few months and asked him if he would consider coming to Fayette County and help out with the redesign process. He added we need to take significant steps to reduce our risk of law suits which Mr. Berkley will be asset gathering advice on litigation avoidance.

Commissioner Zapotosky stated he fills this will be a benefit to the county.

Moved by Commissioner Ambrosini and seconded by Commissioner Zapotosky to renew the agreement with Felice & Assoc. Inc on the same terms in conditions with no increase and a fixed annual fee for a three year period beginning April 1, 2012 through and including March 31, 2015.

Commissioner Zapotosky stated the annual fee will stay the same as in the past which is \$122,400.

Commissioner Ambrosini	yes
Commissioners Zapotosky	yes
Commissioner Zimmerlink	no

Motion passed 2-0

Announcements:

The Assessment Office is holding their county auction sale Tuesday March 27, 2012 at 10:00 am at the Public Service Office.

Public Comments:

Mrs. Mazza stated she was disappointed with the decision of rehiring Felice & Assoc.

Commissioner Ambrosini explained the need in keeping Felice & Assoc; one being getting a fixed cost for service like they provide is very important.

Moved by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adjourn meeting

Commissioner Ambrosini yes

Commissioners Zapotosky yes

Commissioner Zimmerlink yes

Motion passed unanimously