

A meeting of the Fayette County Board of Commissioners was held at 10 a.m. on Tuesday, September 18, 2012 in the Public Service Building, 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 10:01 a.m.

A prayer was given by Pastor Ewing Marietta.

The pledge of allegiance was recited.

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

Consider adopting a resolution to show support for House Bill 135 and Justice Reinvestment Funding.

The proclamation of Infant Mortality Awareness Month September 2012

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Public Comment on Agenda Items

Robert “Ted” Pritchard Jr. asked the commissioners to delay hiring Constable Kristin Lockhart until the next commissioners meeting. He said he can’t discuss anything further, adding that he doesn’t know if this is the person he is thinking about or not. He again requested that the commissioners table the action until the next meeting.

Rev. Marietta announced there will be a prayer for our nation as part of the 40 days of fasting and prayer on Oct. 7 at George Marshall monument. He said there will be a flag-folding ceremony and a flag will be presented to a family that lost a veteran in war. He said also there will be a marriage parade on Nov. 4 at 2 p.m. to give people time to get

home to watch the Steelers play at 4 p.m. He said there will be a special float for anyone married more than 50 years.

Proclamations

Commissioner Ambrosini read the proclamation for Employ Older Workers Week 2012, adding that he feels compelled to read it. The commissioners presented individuals with the proclamation. Matt Uram of the Area Agency on Aging explained the Older Americans Act, which was approved in 1965, adding that the seniors are productive and don't feel entitled like a presidential candidate recently declared. He said there are people that need help, but it isn't 47 percent of the population and it isn't the hardworking seniors. He thanked Fayette County for recognizing seniors.

Commissioner Zapotosky read the proclamation for Infant Mortality Awareness Month September 2012.

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

Employ Older Workers Week 2012

Infant Mortality Awareness Month September 2012

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette County Redevelopment Authority

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to adopt a resolution which approves the submission of an application requesting funding through the Emergency Solutions Grant-Hearth (ESG-H) Program.

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 adopt a resolution which allocates Act 137 Affordable Housing Trust Funds to the Fayette County Redevelopment Authority to support the implementation of affordable housing initiatives.

Commissioner Ambrosini yes
Commissioner Zepotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Assessment Office

A motion was made by Commissioner Zepotosky and seconded by Commissioner Zimmerlink to approve the following for real estate tax exemptions as they have been deemed 100% disabled veterans by the Veterans Administration of Pennsylvania effective for the 2013 tax year.

Beverly Valentine 57 South Gordon St. Uniontown PA 15401 Parcel 38-18-0016

Ronald B. Bryner 808 Flat Rock Rd .Markleysburg PA 15459 Parcel 16-11-0107

Robert Cooper 12 Brier Creek Lane, Fairchance PA 15436 Parcel 14-25-0256

Commissioner Ambrosini yes
Commissioner Zepotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

A motion was made by Commissioner Zepotosky and seconded by Commissioner Zimmerlink grant approval to send six certified assessors for 9 hours of required continuing education classes on September 25 & 26. At a cost of \$165 per person, total amount of \$990.00. Fees include instruction and materials. Previously requisitioned and submitted for payment to Laurel Mountain Chapter, Assessors Association of Pennsylvania. Travel will be to Oakhurst Restaurant, Somerset PA.

Commissioner Ambrosini yes
Commissioner Zepotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioner Zepotosky asked Solicitor Cupp is he had the opportunity to review a lease for natural gas rights to Chevron Corp. for parcel 19-32-0022. Solicitor Cupp said he did review and prepared a resolution for the commissioners to sign. Commissioner Ambrosini confirmed that there was a resolution for signature available.

A motion was made by Commissioner Zepotosky and seconded by Commissioner Ambrosini to lease natural gas rights to Chevron Corp., for parcel 19-32-0022 (0.502

acres). Terms of lease are \$1,000.00 per acre, plus proportional share of royalty payments.

Commissioner Ambrosini yes

Commissioner Zapotosky yes

Commissioner Zimmerlink abstain

Motion passed 2-0

Commissioner Zimmerlink said she was abstaining because the documents are not clear. She said one document says the county would received \$18,750 up front monies but there is nothing in the lease agreement payment terms and conditions that reference the up front monies. She added that the document states that future royalties of 12.5 percent would go to the county if a well ever gets drilled. She said when you read the document there is no mention of 12.5 percent. She said another issue is that there are no owners but there read a section of the lease dealing with boundaries. She said it is bolded and underlined but it is not clear who all the owners of the properties are. She said she read the documents and she doesn't see the \$18,000 up front or 12 percent, what she sees is \$1,000 per acre, that's it and a proportionate share of royalties. She said she isn't completely satisfied with the terms of the lease, adding there needs to be more of a discussion and it isn't just a matter of money, there are portions in the lease regarding pipeline and wells that should have been discussed and were not.

William Lukach, acting director of the tax assessment office, said he would explain. He said he spoke with the lease agent recently and said it was explained that if the county signs the lease the first term is for one dollar and then within 120 days Chevron would send their title abstractors to determine if the county owns the mineral rights. He said it was acquired through a tax claim deed and it isn't clear if the county owns the mineral rights. He said if the resolution is signed, Chevron will send their title abstractors to verify that the county owns the mineral rights then the county would receive \$1,000 per acre. He said he was also told it would be a benefit to the surrounding properties so neighboring property owners can be pulled together to drill and if this land-locked property isn't leased, the drilling may not occur.

Commissioner Zimmerlink said that is all the more reason to determine what is in the lease. She said the proposal is between Chestnut Ridge and Chevron and it is a halfway house for mentally challenged individuals. She said it is important it is clear what is being signed. Solicitor Cupp said it is a vacant half acre of land which is landlocked with two separate property owners surrounding it. Commissioner Zimmerlink said the document is dated Sept. 11 and it states Chevron lease and proceeded to read from an e-mail from Solicitor Cupp. She said they are talking about oil and gas exploration and she doesn't feel comfortable signing off on something without all the facts and information. Commissioner Zapotosky said the first step is to determine if the county has the mineral rights, adding that without this they can't do the abstract study.

Mr. Lukach said they would not pay someone to do the study if the county doesn't agree.

Commissioner Zimmerlink said the county doesn't need to sign a lease agreement to determine if mineral rights are owned, there's legwork that can be done by Chevron, adding that it doesn't matter, and she made her statement. Evelyn Hovanec asked where the property is located, and Mr. Lukach responded that it is on Adah/Palmer Road in German Township.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to rescind the motion to lease natural gas rights to Chevron Corp, for parcel 19-32-0022 (0.502 acres) until additional information is obtained, included whether or not the county owns the mineral rights. Terms of lease are \$1,000.00 per acre, plus proportional share of royalty payments.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink abstain

Motion passed 2-0

Commissioner Ambrosini said the motion will be tabled until the commissioners have additional information.

Behavioral Health Administration

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

<u>Professional Agreement 2011-2012</u>	<u>Contract Value</u>	<u>Period</u>
University of Maryland	\$9,900	4/1/12-6/30/12
<u>Professional Agreement 2012-2013</u>	<u>Contract Value</u>	<u>Period</u>
Connellsville Counseling & Psychological Svc.	\$500	7/1/12-6/30/13
<u>Base Contract Agreement 2012-2013</u>		
Pathways of Southwestern PA	\$80,000	7/1/12-6/30/13
<u>EI Contract Agreement 2012-2013</u>		
Pathways of Southwestern PA	(Commonwealth Funded)	7/1/12-6/30/13
<u>Modification Agreements #1 2011-2012</u>		
accessAbilities, Inc.	\$25,000	7/1/11-6/30/12
Mental Health Association	\$800,907	7/1/11-6/30/12
Neurological Therapy Specialists	\$33,000	7/1/11-6/30/12
Fayette Resources, Inc.	\$728,827	7/1/11-6/30/12

Modification Agreement #2 2011-2012

Diversified Human Services, Inc.

\$94,600

7/1/11-6/30/12

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 Number 12-08 to Acme Auto Leasing LLC, 440 Washington Avenue, North Haven, CT at a monthly cost of Four Hundred Seventy-Seven Dollars and No Cents (\$477.00) for thirty-six (36) months, with a total cost of Seventeen Thousand One Hundred Seventy-Two Dollars and No Cents (\$17,172.00) for the lease period with 18,000 miles per year allowance.

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 approve a FY2012-13 **Purchase of Service Agreement** between the County of Fayette, through Fayette County Children & Youth Services & **John Kopas, III, Esquire**, 556 Morgantown Road, Uniontown, PA 15401 to represent the interest of children in dependency proceedings. The rate for the service is **\$65.00 per hour**.

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 & Youth Services & **Gerious George, Esquire**, 92 East Main Street, Uniontown, PA 15401 to represent the interest of children in dependency proceedings. The rate for the service is **\$65.00 per hour**.

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 a FY2012-13 **Purchase of Service Agreement** between the County of Fayette, through Fayette County Children & Youth Services, and **Avanco International, Inc.**, 1751 Pinnacle Drive, Suite 425, McLean, VA 22102, for application services agreement relating to support services. The cost for this service is **\$7559.00 per quarter for a total cost of \$30,828.00.**

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 & Youth Services, and **Avanco International, Inc.**, 1751 Pinnacle Drive, Suite 425, McLean, VA 22102, for a business agreement for Consulting and Ad Hoc IT Services and Support. The rates are as follows:

Research Analyst	\$ 54.50/hr
Junior Programmer	\$ 65.40/hr
Junior Programmer Analyst	\$ 73.00/hr
Programmer Analyst	\$ 76.20/hr
Senior Programmer Analyst	\$ 78.70/hr
Developer	\$ 92.50/hr
Senior Developer	\$111.20/hr
Project Director	\$104.00/hr

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 FY2011-12 **Purchase of Service Agreement** between the County of Fayette, through Fayette County Children & Youth Services, and **The Children's Institute, Project Star**, 1405 Shady Avenue, Pittsburgh, PA 15217, for foster care placement on an as needed basis. The rates are as follows:

Initial Clothing - \$250.00
436670 - Foster Family Care

Rate Per Day

Class AA	\$ 81.55
Class BB	\$ 88.39
Class CC	\$102.75
Class DD	\$117.82
Class AS	\$ 23.00
Class BS	\$ 24.00
Class CS	\$ 29.00
Class DS	\$ 30.00
Class AP	\$ 23.00
Class BP	\$ 24.00
Class CP	\$ 29.00
Class DP	\$ 30.00

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 the reappointment of **Debra Hudak** for a 3-year term on the Fayette County Children & Youth Services Advisory Committee, effective September 30, 2012. Debra's new term will expire September 30, 2015. The Advisory Committee voted unanimously to recommend Debra's reappointment to the commissioners.

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 accept the resignation of long time Fayette County Children & Youth Services Advisory Board Member, Marie Bezego, effective September 30, 2012. The Advisory Committee voted unanimously to accept Marie's resignation.

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 & Youth Services, and **Professional Family Care Services, Inc.**, 937 Menoher Boulevard, Johnstown, PA

15905, for foster family placement & Family Group Decision Making services on an as needed basis. The rates are as follows:

Placement Services

Initial Clothing - \$250.00
331020 - Foster Family Care

Class FF - \$ 59.74 per day

Non-Placement Services

Family Group Decision Making

Unsuccessful Referral (Standard) - \$ 250.00 per unit
Successful Referral (Standard) - \$1,000.00 per unit
Successful Conference (Standard) - \$2,200.00 per unit

Unsuccessful Referral (Emergency) - \$ 185.00 per unit
Successful Referral (Emergency) - \$ 500.00 per unit
Successful Conference (Emergency) - \$1,000.00 per unit

Blended Family Decision Making (included Family Finding services)

Successful Referral - \$1,500.00 per unit
Successful Meeting - \$3,000.00 per unit

Reunification Services - \$ 60.00 per hour

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Controller

Controller Sean Lally presented 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:	18-Sep-12	
CASH:	Checking Account	United Bank	\$ 7,658,909.99
Funds Owed to General Fund			
	Temporary Loans		
	Victim Witness Fund	\$ 30,000.00	
	Children and Youth Fund	\$ 1,750,000.00	
			\$ 1,780,000.00
	Arc Payments Due		
	Intermediate Punishment Fund-2yrs	\$ 22,569.82	
	Offenders Supervision Fund-2yrs	\$ 47,032.42	
	Domestic Relations-1yr	\$ 20,381.26	
			\$ 89,983.50
	Central Service Payments		
	C-17 Fund-2yrs	\$ 5,365.00	
	Offenders Sprvsn-3yr	\$ 39,369.00	
	Intermediate Punishment-3yrs	\$ 19,532.00	
	FACT	\$ 16,827.00	
	Victim Witness Fund	\$ 5,390.00	
			\$ 86,483.00
Funds General Fund Owes			
	Tran Note		\$ 4,500,000.00
Budget Year 2012	Net Position		\$ 5,115,376.49
			Year to Date
Total 2012 Revenues			\$ 23,990,207.28
Total 2012 Expenditures			\$ 18,042,501.83
Total 2011 Expenditures paid in 2012			\$ 2,030,829.03
Capital Reserve Fund Balance			\$ 66,900.00
Bond Fund Balance			\$ 326,092.98

Courts

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to void a contract between the Fayette County Booking Center and Constable Donald Marietta, effective Sept. 1, 2012.

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 a contract between the Fayette County Booking Center and Kristin Lockhart of Vanderbilt as an independent contractor at a rate of \$15 an hour, effective Sept. 24, 2012 to expire Dec. 31, 2012.

Prior to the vote, Commissioner Zapotosky explained to Mr. Pritchard that the courts do the hiring and firing, adding that the booking center is a court function and he seconded the motion based on that. Mr. Pritchard said it states consider on the agenda and he has no problem with it as long as they put a condition that if she no longer is a constable during the contract that her status as an independent contractor shall end. Commissioner Zapotosky said the commissioners cannot make that stipulation, adding that she has been approved by the courts. Mr. Pritchard said the agenda says "consider." Commissioner Zapotosky said it is for the commissioners to consider approving, adding that the commissioners already received the recommendation and he is seconding the motion.

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 appointments to the Fayette County Constable Board to handle any discrepancies that may take place for a term to expire 1/2013. President Judge Solomon recommends the following: Magisterial District Judge Ronald Haggerty Jr., Controller Sean Lally and Constable Robert Geary, President Judge Solomon. This was agreed to by the Constable Association in April 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink abstain

Motion passed 2-0

Commissioner Zimmerlink said she is abstaining because it was determined that it passed back in March 2012 and the courts confirmed that it was done. She said whomever presented the resolution named President Judge Solomon, but he doesn't want to be placed on the board, according to correspondence sent to all three commissioners. Commissioner Zapotosky asked who put the language together for the resolution, asking if it was Tammy Lambie. Ms. Lambie said it was approved on March 20 and the President Judge is fine with it as it stands. She said also, the constable association board is on the insurance so it is a moot discussion. Commissioner Zimmerlink said it isn't moot, it was passed in March and the people the Judge recommended were named in the resolution and unanimously approved. She said the new resolution includes the President Judge, and Ms. Lambie said the President Judge shouldn't be on the board. Commissioner Zapotosky asked who prepared the resolution, with Ms. Lambie responding that the commissioners approved it in March. Commissioner Zapotosky asked how this resolution appeared on the agenda.

Ms. Lambie said she sent an e-mail to the chief clerk asking for the three to be placed on the agenda. Commissioner Zapotosky said there was an issue after March regarding the insurance liability, which Ms. Lambie confirmed. Commissioner Zimmerlink said in the correspondence in the last couple weeks, not in March, did Ms. Lambie ask that the President Judge be named on the board. Ms. Lambie said the President Judge should have never been named on the board. Commissioner Zapotosky asked if Ms. Lambie reviewed the motion once it was placed on the agenda. Commissioner Zimmerlink said she corrected it to everyone, including the commissioners, Ms. Lambie and the chief clerk. Commissioner Ambrosini said to shorten it up, he asked for a motion to remove Judge Solomon.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to rescind the motion to approve the appointments to the Fayette County Constable Board to handle any discrepancies that may take place for a term to expire 1/2013 due to the motion being passed on March 20, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink abstain

Motion passed 2-0

Emergency Management/911

Commissioner Ambrosini asked for a motion to consider approval of the contract with Motorola Inc. in the amount of \$7,459,380.61 for the upgrade of the Fayette County Public Safety Radio System with integration into the Inter-County Digital Radio System (ICORRS) which includes the following counties Westmoreland, Armstrong and Indiana. The county will review, discuss and approve a financing agreement with Motorola for a lease/purchase as well as other financial options available to the county.

Commissioner Zapotosky asked Controller Lally if he had the opportunity to review the contract. Controller Lally said he was giving an agreement to outline the amortization schedule for Motorola Financing and the terms and conditions. He said there were two plans, one with a 2.68 percent interest rate for 10 years with an annual payment of \$844,000 approximately, saying the first payment would be three months in arrears with the first payment due on Jan. 1, 2013. He said the second option is to go 15 months in arrears at 3.10 percent interest with an approximate payment of \$866,000 over 10 years. He said he sent an e-mail to the three commissioners outlining the terms and the differences. He said with the second option, there is an accumulation of \$220,000 in additional interest before any payments are made. With the first option, there is \$17,000 a month in interest. He said the benefit of the three months in arrears is the anticipation of the impact fee money on Dec. 1. He said his recommendation is to go with Plan One, which is 2.68 percent interest over 10 years at a payment of about \$844,000 a year.

Commissioner Zapotosky asked EMA director Roy Shipley to explain why the new equipment is needed. Mr. Shipley said the present system was installed in either 1994 or 1995 and at that time, the county was told the system had a 10 year life span, adding that it is well past the 10 years. He said it is being serviced by Motorola because there is an agreement in place, but it is getting difficult to find replacement parts. The new system will replace the old system and will go from analog to digital and the county would be part of ICORRS, which would be a 1.5 to 2 million dollar savings to the county because of being in the Region 13 task force. He said the task force bought the switch or “backbone” of the radio system, which other counties will use and which will be a savings to everybody. He said upgrade will include inner-operability with Westmoreland, Armstrong and Indiana counties, adding that Somerset County is looking to go onto the switch also. He said most of the mobile units have been upgraded and 34 fire departments have put together a grant to submit to homeland security to finish upgrading their radios and they may get it, provided the upgrade occurs.

Mr. Shipley said the system is at the end of its life, adding that he came before the board last year and asked permission to have Motorola prepare a proposal for upgrading the system and this is the product of their work. He said all three commissioners have seen the proposal, the new equipment and what the other counties are doing, and saw the Westmoreland site where the ICORRS is located.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve a contract with Motorola Inc. in the amount of \$7,459,380.61 for the upgrade of the Fayette County Public Safety Radio System with integration into the Inter-County Digital Radio System (ICORRS) which includes the following counties Westmoreland, Armstrong and Indiana. The county will review, discuss and approve a financing agreement with Motorola for a lease/purchase using Plan One.

Commissioner Ambrosini asked if there was any discussion on the issue and Commissioner Zimmerlink asked Solicitor Cupp if he reviewed the agreement. Solicitor Cupp said he did, adding that it is the packet that he has and he talked with Guy

Napolillo. Commissioner Zimmerlink said she has three questions and asked if Solicitor Sheryl Heid reviewed it, with Solicitor Cupp responding that she gave him her notes. Commissioner Zimmerlink asked if Solicitor Ken Burkley reviewed the document, with Mr. Burkley responding that he is relying on Solicitor Cupp. Commissioner Zimmerlink said granted, the county needs this, so her questions are not about whether or not the county needs the equipment. She said her questions are about the agreement itself because it is a \$7.4 million agreement.

Commissioner Zimmerlink said the agreement is not just the agreement is just the one the county enters into with Motorola to provide the service, but it is also a financing agreement with Motorola, correct? Solicitor Cupp said that is an accurate description. Commissioner Zimmerlink said Motorola is offering two payment options. She said there are other ways to finance it and that is what she is talking about from that point on, is how the county will finance it. She said that solicitors Cupp and Heid had asked to remove the interest on late payments. Solicitor Cupp said that was the purpose of the conference call this morning, adding that he got Motorola to increase their grace period from 10 to 30 days. He said an invoice will be sent 60 days in advance of the due date and there is a 30 day grace period, so in essence there is a 90-day window to make the payment without having to pay interest. He said the other, 15-month option, pointed out by Controller Lally, would be a higher interest rate.

Solicitor Cupp said even if the county had to pay more money based on the 30-day window, you would still be paying less than under the other option. Commissioner Zimmerlink said enough was said on the two Motorola options, and she wants to get back to the financing. She asked if there is documentation that now the county has a 90-day window instead of a 30-day window. Solicitor Cupp said there is a 30-day grace period to make the payment after the 60-day notification. Commissioner Zimmerlink said in other words, they will not remove the interest, which Solicitor Cupp confirmed. Commissioner Zimmerlink said her next question is how long is the warranty. Solicitor Cupp said it is a one-year warranty from the date it is put in service, and not the date it is purchased. She said after the warranty expires there will be a maintenance fee of \$199,000- plus for the second year and it goes as high as \$224,734 for the sixth year.

Commissioner Zimmerlink confirmed that it is a 10-year agreement, with Solicitor Cupp adding that the numbers are not provided beyond year six. He said the company will sell the county a maintenance agreement. Commissioner Zimmerlink said the maintenance agreement goes up from year two through year six. She asked if there was any negotiation to try to avoid that, adding that the costs begin at \$199,000 and go up. Solicitor Cupp said he didn't think that was ever offered. Commissioner Zimmerlink said the hardware should be good to 2028, but it also states there are annual software updates. Commissioner Zimmerlink asked how much the annual software updates cost, adding that she wants to make sure everyone understands the amount.

Solicitor Cupp said Guy Napolillo could answer, with Commissioner Zimmerlink adding that one is maintenance fee and one states software updates. Commissioner Zimmerlink said she wants to do this in a logical way, she asked him to address what

she has asked. Mr. Napollilo said there are two years of maintenance in the lease agreement. He said that figure is a high-end figure for maintenance, and what has been done with the present system is they negotiated with Motorola to come down on maintenance by stipulating not using 24-hour service, and negotiating an hourly rate plus emergency call-out rates. He confirmed with Commissioner Zimmerlink that the first two years are 24/7 services, but the negotiated rates are after the two years. She asked if the agreement states that it is negotiable. Mr. Napollilo said the figures are not locked in the agreement, a separate maintenance agreement would be negotiated. He said the installation is 18 months away, and they asked for a high end figure for budget purposes.

Commissioner Zapotosky asked what the range of maintenance costs are, asking if anyone was present from Motorola to answer. Jim Ahrens from Motorola said the maintenance agreement was quoted based on the 24/7 maintenance for \$225,000 a year. He said what they recommend to the county is to come forward later, possibly with the other counties to negotiate a better pricing structure using all the counties together. He said he doesn't have that figure available, but he believes there would be a reduction of about a third, for about \$150,000 for hardware support. Commissioner Zimmerlink asked who would provide the maintenance if Motorola did not. Mr. Ahrens said Motorola would provide the maintenance through Staley Communications in the county. Commissioner Zimmerlink said it would be good if the county had documentation so there isn't a loss of memory. He said if the county adopts the agreement, it isn't obligated to purchase the maintenance as outlined, five years down the road.

Commissioner Zimmerlink said her next question will first be asked to the solicitors and then to Motorola. She said by the county entering into a two part agreement to purchase the equipment and lock in a financing arrangement, it also states in the resolution to explore other financial options available to the county. She said to her knowledge, the county hasn't sought out other financing arrangements. She said there was a meeting with people from First Niagara to talk about future financing projects for the county, it was she thinks only an introduction. Also, she said after an article appeared in the newspaper about the agreement, another bank contacted the commissioners, with Chief Clerk Revak confirming that it was Community Bank. She said thus far there are two financial institutions willing to work with the county on financing this. Also, she said Commissioner Ambrosini has talked about possibly floating a bond or using some of the impact fee money.

Commissioner Zimmerlink said there may be other banks or revenue sources that the county can use, or even a grant. She said she has no problem with entering into an agreement to purchase the equipment but the question on the two-part agreement is that by signing it, does that preclude the county from seeking any other financing options that may be better for the county, not that Motorola isn't giving the county a good financing package. She asked that by signing, does it lock the county into only dealing with Motorola. Commissioner Zapotosky asked if there is an option to be separated from the terms of the financial agreement if the county is able to find a better

financial offer by another institution. Mr. Ahrens said the county can pay off the loan at any time without penalty. He said if the county moves ahead with it, and determines in January they don't want to proceed and have a better financing package, his understanding is the county would only be liable for the interest incurred from the time the agreement is executed until it is cancelled. Commissioner Zimmerlink said she heard that the county can terminate the agreement, but not that the county isn't locked in. She said if the county signs the agreement and finances with Motorola and then finds better financing, the county can "pay you off." She said someone may say that what has been presented is 2.68 percent and that's a great rate, but that's not the point because the county doesn't know if a better rate is available because it hasn't been explored and the county may look at financing two or three pronged, but maybe a grant, impact fee and Motorola or another financing institution.

Commissioner Zimmerlink said she is concerned with just signing with Motorola and the county may not finance the entire amount by using other revenue sources. Commissioner Zapotosky said the grant applied for by the 34 fire departments wouldn't be applicable to this, the money would go to assist the fire departments to make the radio changes they need from analog to digital. Commissioner Zimmerlink asked if there are any other grants out there. Mr. Shipley said there are other grants, and what was presented was exactly what the county did in 1994/95 when the county financed and then after collecting the 911 surcharge, paid it down and refinanced it. Commissioner Zimmerlink said the grant that was mentioned is different but there are other grants available. Commissioner Zapotosky said one of the stipulations to be eligible is this regional association, which Mr. Napolillo confirmed, adding that getting the system will give the county more of an opportunity to seek grants. Commissioner Zimmerlink said the issue is signing the agreement and being locked into Motorola's financing, adding that there may or may not be grants out there. She said the concern is that the county may be able to get better financing by using other options.

Commissioner Zimmerlink said if they sign it, they are locked in and would have to do a payoff. Mr. Ahrens said in the past Motorola has restructured loans, adding that if the county received a grant for \$2 million, the loan would be restructured and a new package with a new principal would be created. Commissioner Zimmerlink said the two financial institutions that made contact with the county mentioned municipal financing and they may have been rates than Motorola financing does.

Controller Lally said regarding a bond issuance, which Commissioner Zimmerlink said she heard was being considered, for comparative analysis, when the county refinanced the bonds with Janney Capital on June 18, for \$13.9 million, the county paid \$182,000 in up-front fees and \$7,600 in other user fees. He said using a bond wouldn't be prudent due to the fees involved. Commissioner Zimmerlink wanted to make it really clear that "Angela Zimmerlink, Commissioner did not propose to finance this through a bond." She said she wants to make sure all financing opportunities are being looked at, and not just Motorola, saying it is obvious why they need to do that. She said she isn't proposing to do a bond, the county just refinanced a bond.

Mr. Napolillo said there were discussions about financing, to make sure the county wouldn't be locked in. Commissioner Zimmerlink then asked Solicitor Cupp if he is sure the county can seek other financial opportunities and do a payoff of Motorola without a negative impact to the county and if the county can renegotiate the 10-year agreement. Solicitor Cupp said it was discussed 30 minutes before the meeting, and he doesn't have a document with everything that was discussed. He said he didn't plan to hand the commissioners a document to sign after the meeting regarding the financing. Solicitor Cupp reviewed the wording in the resolution, adding that it was his understanding that the commissioners would approve getting the radio equipment and later approve the financing. Commissioner Zimmerlink said that is the reason for her questions.

Commissioner Zimmerlink said her questions aren't about entering in the agreement, but financing it. Solicitor Cupp said they will sell the county the equipment if they pay for it. Commissioner Zimmerlink said the county has to finance \$7.4 million, and they want to do it in the most reasonable way. Solicitor Cupp said he just talked to them a half hour ago. Mr. Napolillo said at 9:59 a.m. the e-mail came. Commissioner Zimmerlink said she wanted an assurance that by signing a two-pronged agreement it doesn't lock the county into any negative financial impact. She asked who can answer that.

Mr. Ahrens said he would have to look through the document to find assurances, but he has worked with Motorola credit corporation and he would be happy to follow up with their representative to assure that the county could cancel or redo the agreement. Commissioner Zimmerlink asked if they could be done separately, or if they both needed to be done at the meeting. Mr. Ahrens said both were presented because there is a three-day window for the interest rate. He said delaying the lease/purchase plan would be subject to market conditions. He said he would have to check if it is unfunded how far they can go.

Commissioner Zimmerlink asked when the first payment is due. Mr. Ahrens said the first payment of 10 percent is due upon execution of the contract. He said that starts the process in which the engineers make the site visits and other necessary procedures. Commissioner Zimmerlink asked where the county has determined where the \$740,000 will come from. Controller Lally said when the county refunded the bonds, the debt service had \$919,000 that was supposed to be paid for debt. He said because of the refinancing that money is available in the bond fund and could be used for this purchase. Commissioner Zimmerlink said in other words, Motorola came to the county at the right time because all the work to refinance the bonds and save over \$1 million, a portion of that would be used for the down payment. Controller Lally said according to Janney Capital from a June 18 e-mail, \$917,590 allocated for debt services won't be spent due to refinancing and could be used to cover the 10 percent down payment and would leave about \$200,000.

Mr. Napolillo said an additional 15 percent is due at the completion of the contract design review before the second quarter of 2013, or about \$1.1 million. Mr. Ahrens said the contracts are basically progress payments and payment is made as steps are completed. He said the payments begin upon execution and end when complete, about

18 months down the road. Commissioner Zimmerlink confirmed that the second payment would be due in the second quarter of 2013 of about \$1 million, with the first payment of \$741,000 due now. She asked where that money will come from.

Controller Lally said something doesn't make sense to him. He said there is a schedule of \$840,000 a year for 10 years. He said what is being discussed is different than his information. Mr. Ahrens said what happens is when the contract is executed using Motorola, \$7.4 million goes to an escrow account for the contract. He said the first payment will be made to Motorola. He said while the money is in escrow, it will earn interest and then another invoice will go to the escrow account and payment will be made. Controller Lally said what is being explained is there will be three payments. Mr. Ahrens said if the county enters into the agreement and however the payments are made, that depends on the financing. He said he was speaking of when the payments come due from Motorola and how they would be handled under their lease payment.

Commissioner Zimmerlink said she didn't bring up the 15 percent in the second quarter, someone else did. Mr. Napolillo said he did that because if there is a different option outside of the lease, the escrow account goes away and the responsibility would be on the county for the second \$1 million. Commissioner Zapotosky said the county would incorporate that into the financing package. Commissioner Zimmerlink said they need to clarify when the payments are due. She said the first payment is due today. Mr. Napolillo said that is without the lease, and it would be Jan. 1 with the lease, with Mr. Ahrens saying it is due now. He said the first 10 percent is upon contract execution and another one will be due six months down the road. He said that is separate than the lease/purchase that Motorola provides as an option that would have the first payment due on Jan. 1. Mr. Napolillo said delaying the expenditure of the second payment would delay the project.

Controller Lally asked what three months in arrears means, and Mr. Ahrens said he is getting confused. Evelyn Hovanec said she thinks everyone is confused and there needs to be some planning. Mr. Ahrens said three months in arrears is based upon the lease/purchase plan. Controller Lally said if no lease agreement is signed, \$744,000 is owed and if the lease agreement is signed, a check must be cut for \$844,000 on Jan. 1. Controller Lally said that doesn't make any sense, why wouldn't they sign the lease. Mrs. Hovanec suggested that the commissioners table the issue and go back and start over because nobody knows what they are signing. After a brief discussion, Controller Lally said the second part is that Motorola will have withdrawals against the agreement. He said without an agreement being signed today, the county will owe \$744,000 and in the first quarter of next year, the county would owe \$1.5 million. If the county signs the purchase agreement, the county has to pay \$844,000 on Jan. 1, 2013 and nine more payments thereafter for 10 years.

Controller Lally said at 2.68 percent, which is lower than the current rate of inflation of more than 3 percent, the county would save more than \$53,000 based on the current rate of inflation. Commissioner Zimmerlink said by signing the two-pronged agreement, the county would be entering into a financing agreement with Motorola for \$7.4 million at

2.68 percent with the first payment due Jan. 1, 2013 of \$844,000. Controller Lally confirmed that the payments over the next nine years stay the same. Commissioner Zimmerlink asked if that amount includes the software or maintenance, to which Mr. Ahrens said no. Commissioner Zapotosky said there is 2 years of 24/7 maintenance and then subject to negotiation, depending on the other counties. Mr. Ahrens said Motorola will support the system until at a minimum 2028. He said any updates will take place at the main site where 90 percent of the software resides. He said the upgrades are available via grants, however grants cannot pay for maintenance. He said once ICORRS gets settled, the plan is to create a get grants to keep the system from becoming obsolete.

Commissioner Zimmerlink asked when the software upgrades are anticipated to begin. Mr. Ahrens said there are various plans for customers. He said in this case, members of ICORRS from Fayette, Indiana, Westmoreland and Armstrong counties will get together and decide if they want to update annually, every other year or even every five years. Mr. Napolillo said it can be done however it is decided by the four counties. Controller Lally said the payments will be every Jan. 1 for the next 10 years of \$844,448.17 with maintenance and upgrades included for the first two years. Commissioner Zimmerlink asked the solicitors if they are comfortable with the agreement in that it allows the county to seek other financing arrangements. Mr. Napolillo said the morning discussions dealt with late payments and if all the other language is the same the ability is there to change financing.

Commissioner Zimmerlink said the question for the solicitor is if it could be done without negatively affecting the county. Solicitor Cupp said he agreed with Mr. Napolillo, in that if all that is changed is the late payment allowance, the county should be OK with the prepayment. Mr. Napolillo said he didn't print out the e-mail, but there is no penalty for prepayment. Mr. Ahrens said he could have something printed out spelling that out for the county so it is clearly stated in the finance plan. Solicitor Cupp said that would eliminate doubt, with Commissioner Zimmerlink adding that she wants to eliminate doubt. She asked if that provision could be provided today, with Mr. Ahrens saying it could. He said Motorola will provide an updated lease/ purchase agreement with clauses to outline no prepayment penalty and the ability to restructure the loan at no penalty to the county for any changes.

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve a contract with Motorola Inc. in the amount of \$7,459,380.61 for the upgrade of the Fayette County Public Safety Radio System with integration into the Inter-County Digital Radio System (ICORRS) which includes the following counties Westmoreland, Armstrong, Indiana and Fayette. The county will review, discuss and approve a financing agreement with Motorola for a lease/purchase using Plan One and Motorola will provide modifications of the original agreement to the commissioners and the director of the 911 office prior to signature for an updated lease/purchase with clauses that include no prepayment penalty.

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 ratify the 2012 – 2013 Hazardous Material Response Fund Grant in the amount of \$12,965.00 which is administered by PEMA pursuant to Act 165.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Fayette Area Coordinated Transportation- Office of Human Services

A motion was made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to ratify the following agreements for FY 12-13:

City Mission Living Stones	\$157,955
Fayette County Community Action Agency	\$250,613
City Mission Living Stones	\$9,263
Fayette County Behavioral Health Administration	\$77,350
Center in the Woods	\$4,263
Albert Gallatin Human Services	\$92,997
Fayette County Drug & Alcohol	\$20,100
Fayette County Community Action Agency	\$9,500

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 change order #1 with Scheidt and Bachmann for \$5,880. Includes purchase of 2,000 smart cards and 1 sales outlet terminal.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resource Department

CYS

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to accept the resignation of Caseworker, Anisah Muhammad, effective September 14, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Human Resources

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the 150-hour volunteer internship of Laurel Business Institute Office Administration and Accounting Major, Cassandra Weaver, effective September 19, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Information Technology

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the resignation of Part Time IT Assistant, Christopher Byers, effective September 7, 2012.

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 150-hour volunteer internship of CAL U Masters of Social Work Major, James Keys, effective September 20, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes

Commissioner Zimmerlink yes

Motion passed unanimously

Tax Assessment

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the 150-hour volunteer internship of PSU Fayette Business Major, Lakayla Truley, effective September 19, 2012.

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 approve the promotion of temporary Accounts Clerk, Helen Kaufman, to permanent Accounts Clerk at SEIU Pay Grade 3 Step A \$9.71 (\$18,934.50) effective September 20, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Veteran Affairs

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to ratify the hire of Ronald Diamond, as a Per Diem Driver, at \$60 per day, effective September 4, 2012.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Planning & Zoning Department

A motion was made by Commissioner Zapotosky and seconded by Commissioner Zimmerlink to approve the ZA 12-5 Amendment to the Fayette County Zoning

Ordinance §1000-203, Table 1, by adding self-service storage facility (miniwarehouse) as a permitted use by special exception in an A-1 Agricultural-Rural zoning district.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously

Commissioners

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adopt a resolution to show support for House Bill 135 and Justice Reinvestment Funding.

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 August 21, 2012 Fayette County Regular Commissioners Meeting Minutes.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink abstain

Motion passed 2-0

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to approve the acceptance of real property in Point Marion from Jules H. and Brenda S. Quertimont donated for the Sheepskin Trail represented by a deed recorded in the Office of the Recorder of Fayette County, Pennsylvania in Record Book Volume 2745, Page 133 at no cost to the county.

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 ratification of the following transfers:

TRANSFERS

2012
08-14-12 to 09-04-12

Department	Cost Center	Credit	Debit
Prison			
Food	01423252290		\$2,300
Travel	01423253300	\$2,300	
Building and Grounds			
Materials/supplies CH	01417452010		\$200
Materials/supplies PS	01417452011		\$600
Telephone	01417453200	\$200	
Travel	01417153300	\$600	
Tax Claim			
Materials/supplies	01413852000		\$20
Photocopy	01413852200	\$20	
Adult Probation			
Materials/supplies	01423652000	\$16.74	
Building and Grounds			
Materials/supplies CH	01417452010		\$16.74
Controller			
Contingency	01499959040		\$2,000
County liability	01487053520	\$2,000	
Total Debits	\$5,136.74		
Total Credits	\$5,136.74		

Commissioner Ambrosini yes
 Commissioner Zapotosky yes
 Commissioner Zimmerlink yes

Motion passed unanimously

Public Announcements

Election Bureau- Under the new voter ID law, all voters will be required to show a photo ID before voting at a polling place during the Tuesday, Nov. 6 Presidential Election. All photo IDs must contain an expiration date that is current, or expired within the last year. Anyone without an ID can get one free of charge at a PennDOT driver's license center.

Public Comments

Mr. Pritchard said he had a question, adding that the commissioners just spent \$844,000 of the taxpayer's money. He said the commissioners raised taxes because they didn't have the money to balance the budget. He said Commissioner Ambrosini in the paper said he is looking to build a new prison. He said the figures he has for a new prison will cost \$65 million, not counting overruns. He said the county is in dire need of the radio system and a prison. He said the commissioners are setting up the taxpayers for a hefty tax increase next budget year. Mr. Pritchard said he estimated the tax increase will have to be 20 to 25 mills to balance the budget. He said there are people that share GPS satellites with the government and the county can shop for satellite technology. He said "the agency" can beam right in on us and see us in color and there is no privacy in homes or cars. He said the county should shop around first. He said we don't have a crystal ball and neither did Scranton or Harrisburg and look where they are.

Commissioner Zapotosky said the system is in such bad shape that if it were to malfunction and there were a crash, the system would be inoperable. He said it was a matter of necessity and need to protect those who respond to the calls and the residents of the county. He said it is the best technology they are aware of. Mr. Pritchard said instead of an inner county agreement, they should take care of Fayette County now and then later enter into an inner county agreement. Commissioner Zapotosky said if Fayette County did it alone, it would cost more money. He said there are many factors, and all three commissioners saw the nerve center of the operation and it is technical and a matter of true necessity. Mr. Pritchard asked if the county has \$844,000, which Controller Lally responded yes. Mr. Pritchard and Controller Lally discussed how much money will be left in the general fund after the check is given to Motorola.

Mr. Pritchard asked Controller Lally to let the press know how much money is available after the amount is paid how much will be available until the end of the year. Controller Lally said he could provide the information. He added that if the county would have chosen not to involve the other counties, we wouldn't have received the economies of scale and the costs would have been greater. He said it was implied there wasn't research and analysis, and all three commissioners were involved in seeking the proposals. He said someone gave him a financing agreement and asked if the county can do this, and his answer was yes. He said part of the tax increase this year was done knowing that the services had to be upgraded. He said it was a year ago. He said this isn't a choice, the county has to do this. Mr. Pritchard said he agrees, but there could be satellite technology out there. Commissioner Ambrosini said he understands the request, but those technologies are not affordable and may not be available.

Ralph Mazza said Fayette County has a bad reputation, with our neighbors calling us "Fayettenam." He said it was nice to see Fayette County do something nice and have something positive on television and we put a feather in the hat of Fayette County. He referenced the mile-long motorcade for the Missing In America project and the burial of 15 veterans and one wife. He said as Steve Haky said, in his 55 years as a funeral director, he never perceived anything as moving and memorable as what he saw that day. He said the man behind the entire thing is Lanny Golden, who worked on the

project for five years with help in the last two. He said Golden doesn't take the limelight and there were a lot of celebrities there, including political representatives. He said two things impressed him, the ceremony and the junior ROTC from Albert Gallatin. He said they stood for two hours holding flags at attention. He said it would be nice to recognize Lanny Golden and the junior ROTC from AG. He said that is his request.

Commissioner Ambrosini said he agreed wholeheartedly, saying Golden did an excellent job and was persistent and got a lot of people's attention and it was a teamwork effort. Mr. Mazza said Golden does a lot of work and he doesn't ask for recognition, all he ever asks for is results and it is time to recognize him.

Mrs. Hovanec said that Controller Lally said there was no choice but to replace the system. She said we always have a choice and that is whether or not we want to spend the money the way the commissioners have decided or not. She asked how many other places the county has gone to see what the cost would be. She said her comments are not about upgrading the system, with common sense saying that after 15 to 18 years, it is needed, but the county is spending \$8 million or more because there is no idea of what the costs are. She said she sat and listened for a long time and there were a lot of figures being floated about and if the three commissioners have a plan, she wishes they would put it on paper someplace so the people who don't read minds and don't understand all that was heard so she can understand. She said in the last analysis, their choice will cost her more money and this has been the way this country has gone for the past 20 years, with increase for everything. She said she doesn't think the county has the best deal, we have the most convenient deal. She said some of the questions weren't even asked, although they could have been asked before. She said she isn't in charge of the budget but in 10 years, the equipment will be obsolete and then what will happen, what will the upgrade and maintenance costs be. She said the county can't afford all of the things that they wish they could do. She said it is time to step back and make tough decisions.

Commissioner Zapotosky said the county couldn't afford not to do this today, which Mrs. Hovanec asked for him to prove it to her. Commissioner Zapotosky asked a firefighter to explain the situation with radios responding to a call. Mrs. Hovanec said she doesn't need that. Commissioner Zapotosky said part of the reason for the decision is to try to provide a network that allows people to respond. Mrs. Hovanec said they are trying to do what they think is best and she is asking if the taxpaying public can handle the additional debt. She said there is debt all over the place and she read that there are 46 or 47 municipalities in Pennsylvania in bankruptcy or about to go there. She said some things are needed, but sometimes you make hard choices. She said she doesn't see hard choices, she sees them saying there is no choice. She said she would have liked to see something on paper outlining the costs and where the funding will come from. She said she was disappointed how it was handled. A citizen said it was published in the paper about the system. Mrs. Hovanec said the details weren't outlined.

Mrs. Hovanec said she wants to know where the money is coming from to pay maintenance and updates. She said she is assuming that the commissioners are

assuming that they can always increase the millage. She said that's what they did this year and that's what they will do from here on out "as we spend our way into oblivion." Commissioner Ambrosini said he doesn't want to sell the EMA director and coordinator short, they have been working hard for years. He said he knows that a year ago when it was discussed, the system was going to cost \$12 million and they have been working hard to get the costs down. He said there is a problem of unreliability of the system, adding there was a problem not too long ago. He said the unreliability issues could result in liability cost for the county, without getting into specifics. He said the county can't wait forever, and the commissioners have responsibility for public safety for the county. He said everything is a compromise. Mrs. Hovanec asked what will be reduced to pay for it. Commissioner Ambrosini said the county knew this was coming, which is why the county was forced to make the tax increase the commissioners had to make.

Commissioner Ambrosini said part of the increase will pay for the system. Mrs. Hovanec said the tax increase has been spent umpteen times and she guarantees within a couple years, there will be a tax increase on the citizens of Fayette County, who are supposedly the poorest in the world. She said the solution seems to be spend more money, but there isn't a tax base for that. She said the county will face bankruptcy if we continue to spend without trimming anything. She said there is a limit and the county is reaching it soon. Mr. Pritchard said all three commissioners put the people's interests before their own but it's the past years administration that got us to this point.

Commissioner Ambrosini said he appreciates the analysis but this board of commissioners has to deal with the problems today and will do the best they can for the community and they won't look at past administrations and point the finger. Mr. Pritchard said the \$26 million budget went from a molehill to a mountain and now it is a mountain and the county has to work up to responsible county government. He said people are living paycheck to five days beyond, adding that food pantries are empty in Greene County and we have to be sympathetic to the taxpayers. "We have to live within our limits. We can't afford a tax increase," Mr. Pritchard said. He said they might as well sign a paycheck and turn it over to the county cause that's what they want anyway. Commissioner Ambrosini told him to be careful.

Jerri Mazza asked about the solicitors. She said she understood a solicitor was brought in to revamp the solicitor's office and he is at the meeting consulting on contracts. She asked why he is doing that if his job is to revamp the office. Commissioner Ambrosini said one of his significant functions is to create a litigation avoidance posture in Fayette County and contract administration is a big part of that. Mrs. Mazza asked how that revamps the job description of the current solicitors because the sole job was to do that and he would be gone by December. Commissioner Ambrosini said if the solicitor doesn't know what the vulnerabilities are, he can't determine what skill sets are needed in the solicitor's office. Commissioner Ambrosini said he could explain in detail sometime, it isn't simple. Commissioner Zimmerlink said the Motorola agreement wasn't simple either. She said all the questions she had should have been able to be answered well before the meeting.

Adjournment

A motion was made by Commissioner Zapotosky and seconded by Commissioner Ambrosini to adjourn the meeting at 12:07 p.m.

Commissioner Ambrosini yes
Commissioner Zapotosky yes
Commissioner Zimmerlink yes

Motion passed unanimously