

Thursday, August 25, 2005 10:00 am

A meeting of the Fayette County Board of Commissioners was held on Thursday, August 25, 2005 at 10:00 a.m. in the Conference Room, at the Public Service Building, Uniontown, PA.

Present: Commissioner Angela M. Zimmerlink, Chairwoman
Commissioner Joseph A. Hardy, III, Vice-Chairman
Commissioner Vincent A. Vicites, Secretary
Judy M. Bodkin, Chief Clerk
Warren Hughes, County Manager
Joseph Ferens, County Solicitor

- Meeting called to order
- Silent Prayer
- Pledge of Allegiance
- Public Comment on Agenda Items - None

- Present Proclamation/Recognitions

Moved by Commissioner Hardy and seconded by Commissioner Vicites to :

Proclaim September 7, 2005 as Good Neighbor Day
Proclaim September 1, 2005 as United Way Day
Proclaim September 8, 2005 as Literacy Day
Citizen of the Month – Jacquelyn M. Albert
Recognize Highlands Hospital 20th Anniversary (presenting on September 9, 2005)
Recognize American Legion Post 51 Baseball Team of Fayette Co (presenting August 27, 2005)

Motion Passed Unanimously

Marlene Baker represented The United Way. Jo Lieb represented the Herald Standard for Literacy Day. Jacquelyn M. Albert accepted the Citizen of the Month award and reminded the public to thank all EMA and health and safety personnel and volunteers.

- Controller's Office

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the following investments: August 4, 2005 - \$6,335,000 for 14 days @ 3.15% interest with First National Bank \$7,654.07 and August 18, 2005 - \$6,319,000 for 14 days @ 3.37% interest with Invest \$8,167.96

Motion Passed Unanimously

Mark Roberts, Controller provided a Report on the Financial Condition of the County reporting \$18.9 M in revenue and \$13.5 M in expenditures. He confirmed a question posed by Commissioner Zimmerlink that there are no potential financial shortfalls for the county.

- Bridge Department

Commissioner Zimmerlink confirmed that the County sought proposals (RFP02-09) for general engineering services with bridge inspections not being a bid in and of itself and the Commissioners of that time did not award those contracts. The County began bridge inspections in July 2001 and the then Commissioners chose an engineering firm only to do bridge inspections. Warren Hughes, County Manager confirmed the same. Commissioner Vicites said that is what he was referring to and that RFP included the bridge work but it was never acted upon even though he wanted to get it decided and done but there wasn't a consensus at the time of the Commissioners. Commissioner Zimmerlink stated there was only a prior 2001 Resolution that unanimously approved bridge inspections to Fayette Engineering and Fayette Engineering has been doing the bridge inspections since 2001.

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink to reject all bids received from the RFP 05-06: Bridge Inspection Services for 60 County-owned bridges and authorize re-advertising of the RFP which will include a pre-bid conference and place on the October 2005 Commissioner Agenda to award.

Motion Passed Unanimously

- Tax Claim

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the following individuals to post Tax Claim properties, at \$12.00 per hour, as needed:

Stella M. Riedmann	Gary Brownfield	Bobbie Brownfield
Darrell Greene	Hubert Coleman	Lawrence Fetsko Jr.

Motion Passed Unanimously

- County Jail

Moved by Commissioner Hardy and seconded by Commissioner Vicites to authorize the advertising for request for proposals for health care services for inmates of the county jail.

Motion Passed Unanimously

- Public Defender

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify request for David Kaiser to attend a seminar to obtain additional credits to handle capital cases per Pennsylvania Supreme Court at a total cost of \$211.50. (Transfer from Professional Services)

Motion Passed Unanimously

- Emergency Management Agency

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify request for David Consider approving Director to attend the Regional Counter Terrorism Task Force Training on September 20, 2005 in State College. No Cost to County

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve staff as listed to attend the Keystone NENA (National Emergency Number Association) Conference September 21-23, 2005 in State College : 911 Coordinator September 21-23, (NENA will cover all cost except travel) ; 911 Deputy Coordinator 21-23, (Budgeted); Planner/Trainer & EMA Director September 21, (Budgeted) Depth Vendor Demonstrations & Presentations

Motion Passed Unanimously

- Children & Youth Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Agreements between the County of Fayette, through Fayette County Children & Youth Services / Fayette County Juvenile Probation Office, and the service providers listed below for the 2005-06 fiscal year at the attached rates, as needed:

Cornell Abraxas Group, Inc. / Family Links, Inc. /Holpen Village, Inc. (CYS and Juvenile Probation) and Info-Matrix Corp. (CYS)

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Agreements between the County of Fayette, through Fayette County Children & Youth Services and the attorneys below for the 2005-06 fiscal year, as needed, each at \$65.00 per hour :

Joseph M. George Jr.; Lisa Roskovensky; Michelle Kelley; Patrick McDaniel

Motion Passed Unanimously

- Juvenile Probation

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Agreement for per diem rates for 7/1/05 thru 6/30/06.

Hermitage House Youth Services

Boys/Girls Emergency Shelter	\$191.21
Boys Group Home	\$157.59
Boys Specialized Group Home	\$201.61
Girls Group Home	\$163.49
Boys/Girls Supervised Indep. Living	\$ 92.75
ADAPT Sexual Offender Program	\$ 18.50 over residential rate
ADAPT Sexual Offender Aftercare Ind.	\$ 45.00 Hour
ADAPT Sexual Offender Aftercare Group	\$ 25.00 Hour
90 Day Sexual Offender Assessment	\$ 51.80 over residential rate
Diagnostic Program (30-34 days)	\$ 48.93
Subsidy	\$950.00

Motion Passed Unanimously

MH/MR Program

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order Number GC-012 to Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the new MH/MR building, in the amount of \$1,330.80. The change order was necessary to correct doors and glazing requirements to meet fire code regulations. The additional cost will be paid for using MH/MR funds already budgeted.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order Number GC-015 to Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the new MH/MR building, in the amount of \$2,273.00. The change order was necessary to make interior adjustments to wall and door openings. The additional cost will be paid for using MH/MR funds already budgeted.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Fayette County 2006-07 Children's Integrated Services Plan.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve contracts/modifications between the County of Fayette through the Fayette County MH/MR Program and the following:

<u>Contracts for 2005-2006</u>	<u>Contract Value</u>	<u>Period</u>
Clearfield-Jefferson Co. MH/MR Program	\$ 363	7/1/05-6/30/06
Home Nursing Agency Community Services	\$ 12,154	7/1/05-6/30/06
Rehab Works, Inc.	\$ 40,000	7/1/05-6/30/06
Tri-County Human Services Center	\$ 842	7/1/05-6/30/06
UCP of Southwestern PA, Inc.	\$ 7,488	7/1/05-6/30/06
<u>Modification Agreements #1 2004-2005</u>		
Fayette Resources, Inc.	\$4,935,915	7/1/04-6/30/05
Home Nursing Agency Community Services	\$ 13,760	7/1/04-6/30/05

Motion Passed Unanimously

- Human Resources

Sheriff

Dave Rodgers requested this item be **withdrawn** until we get a definite legal opinion adding unless the Solicitor is comfortable with it now. Solicitor Joe Ferens remarked that they had a conversation about it yesterday and asked if the request was to put it in writing and Mr. Rodgers responded yes for future reference and county files. Mr. Rodgers stated that CCAP and other counties are reviewing these issues as well. The Board of Commissioners has the authority to negotiate with the union and agree on the rate of pay for collective bargaining units. After the Commissioners agree to the rate of pay (passed or administratively) and agreed then the matter

goes to the Salary Board. Commissioner Vicites stated he was right, the Commissioners negotiate wages, hours, terms and conditions of employment with the Union and at that point it goes to the Salary Board and administratively take action. Solicitor Ferens stated he thought this was a done deal and did not realize a written legal opinion was requested. Commissioner Zimmerlink said it was not a done deal because the Commissioners at the Tuesday meeting asked the HR dept to review this with the Solicitor for today's meeting.

Commissioner Zimmerlink said what needs to be kept in mind is that funds need to be available and to simply say there may be money/surplus in the budget isn't good enough from generating a report. Commissioner Vicites stated that they have given us information on it. Commissioner Zimmerlink said that a print out from the Controller's showing year to date revenue is not good enough for her adding that at recent budget reviews there was no mention of a surplus in the Sheriff's Office. Warren Hughes, County Manager confirmed this. Mr. Rodgers what the next step would be and Commissioner Zimmerlink referred to the line in the movie "show me the money". Commissioner Vicites said this is similar to the restructuring done by Nancy Vernon (DA) but Commissioner Zimmerlink disagreed saying the DA restructured using the same funds and the Sheriff wishes to restructure using more money. Commissioner Vicites clarified stating he means the process is the same to show funds are available.

Bridge Department

Moved by Commissioner Hardy and seconded by Commissioner Vicites to hire Donald Hawthorne and James Harvey as Ferry Boat Pilot Trainees at a rate of \$8.33/hour effective August 29, 2005, subject to the successful completion of the requirements of the US Coast Guard and other licensing requirements.

Motion Passed Unanimously

Office of Human and Community Service

Dave Rodgers asked for the next item to be withdrawn. Commissioner Zimmerlink informed the Board of the Director's request to Table.

Moved by Commissioner Hardy and seconded by Commissioner Vicites to **TABLE** the hiring of (to be named) as an Accountant I at \$10.17 / hour effective August 29, 2005.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve hiring Alex Volek as a Service Technician D at \$7.54 / hour effective September 5, 2005.

Motion Passed Unanimously

Veterans Affairs

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink to accept the resignation of Frank Staszko as Director of Veterans Affairs effective August 18, 2005.

Motion Passed Unanimously

Commissioner Zimmerlink thanked Mr. Staszko. Commissioner Vicites accepts his resignation with regret and wished him well saying he did a very good job for veterans and we have to move forward now.

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of Harland Headlee as Interim Director of Veterans Affairs effective August 17, 2005 at \$13.75 / hour.

Motion Passed Unanimously

MH/MR

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the termination of Alessa Romeo, County Caseworker 2 effective August 26, 2005.

Motion Passed Unanimously

Commissioner Vicites asked why there were so many "to be named". Dave Rodgers remarked for sensitivity reasons. Commissioner Vicites asked to be told prior the names for the hires and terminations so he knows more about it before the meeting.

Children & Youth Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites for separation from county service of Kathleen Miller, County Caseworker 2, effective September 5, 2005. Ms. Miller will transfer to state service as a Parole Agent 1.

Motion Passed Unanimously

- Human & Community Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to amend resolution 05-6-23-35 Agreement between the County, OHCS and FCCAA for the provision of counseling services per the FY 2005-06 PA Department of Public Welfare Human Service Development Fund from an allocation of \$20,500 to an allocation of \$8,000

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the participation of the FCOHCS Director in the PA Association of County Human Service Administrators, meeting on September 21 & 22, 2005 in State College (Registration-\$70 1 night lodging-\$90.10)

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the participation of FACT General Manager & the Accountant II in the National Transit Database training in September in Fairfax, Virginia (tuition-\$0 2 nights lodging-\$522.96)

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the participation of the FACT General Manager in the Routematch Annual Users Conference in Atlanta, Georgia September 18-21, 2005 (registration-\$0 lodging \$119 per night & airfare approximately \$200 round trip)

Motion Passed Unanimously

FACT Transit Center

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve a contract change request for URS for limited project support through the month of August 2005 in the amount of \$7900

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC-009Walter Mucci Construction Company, Inc., P.O. Box 308 Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$655.02. The change order was necessary for moving and re-welding overhead HVAC facility in bus storage building.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC-010 with Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$1,458.52. The change order was necessary to paint exposed steel bar joists and decking of garage bay ceiling.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC- 011 with Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$ 1,541. The change order was necessary to furnish and install corrected building plaque.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC- 012 Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$14,000. The change order was necessary to remove and replace concrete sidewalk and curb in front of building.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC-013 with Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$2,322. The change order was necessary to install landscaping in front of building.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order GC-014 with Walter Mucci Construction Company, Inc., P.O. Box 308, Perryopolis, PA 15473 for the FACT Transit Center. Total Change Order Add of \$3,740.88. The change order was necessary to install a 2 hour fire-rated drywall ceiling in the elevator shaft as per Labor & Industry code requirement.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order EC-003 with Bellisario Electric, Inc., 3623 Butler Street, Pittsburgh, Pa 15201 for the FACT Transit Center. Total Change Order Add of \$2,507.10. The change order was necessary for an additional "H" fixture as well as an additional emergency light at the stair landing between the first (107) stair.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Change Order EC-010 with Bellisario Electric, Inc., 3623 Butler Street, Pittsburgh, Pa 15201 for the FACT Transit Center. Total Change Order Add of \$6,563.80. The change order was necessary to relocate the UPS system from the wood deck above the maintenance manager's office to the data equipment room which is climate controller.

Motion Passed Unanimously

- Commissioners

Moved by Commissioner Hardy and seconded by Commissioner Vicites to awarded Bid No. 05-16: Janitorial Supplies to Janitors Supply, Steratore, Central Poly and American Poly, as attached for one year effective September 1, 2005

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award Bid No. 05-15: Vehicle Tires to Import/Export, Gebe & Skocik, BFS Retail & Commercial Tire (Export Tire) and Commercial Tire, as attached for one year effective September 1, 2005

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve Commissioner Meeting Minutes of July 20th and 28th.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve two attached Resolutions with First National Bank designating signature authority in regards to investments (two signatures required one from Commissioners and one from Treasurers)

Motion Passed Unanimously

Next item concerned changing the name and transferring title of the Federal Building. Commissioner Zimmerlink asked Solicitor to provide comment on why the County was doing this and he said the purpose is so the County can use the building on a more broad base.

Moved by Commissioner Hardy and seconded by Commissioner Vicites to Resolution requesting a transfer of title of the Federal Building in Uniontown from General Service Administration (GSA) to National Park Service (NPS) and submitting the request.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to execute the Department of Corrections Annual Report and submitting same electronically

Motion Passed Unanimously

- Public Announcements

At the request of Jeff Jameson, Director of Development he will attend the September meeting as he was unable to attend today (\$1 Energy Fund, Inc. program for low-income Fayette County residents who experience difficulty in affording adequate and safe utility supplies to maintain basic living standards)

The North Union Township Supervisors notified the Election Bureau and Commissioners that due to construction Voting Precincts 3 & 4 need to be temporarily relocated.

Public Comment:

Rev. Spence informed the public of an event called “Angels for Alexandra” for Alexandra Schaney who has a rare form of cancer. The fundraising event will be held October 2nd at the Herald Standard Pavilion in Farmington. He asked the Commissioners to designate October 2, 2005 as Alexandria Schaney “Angels for Alexandra” Day.

Moved by Commissioner Zimmerlink to adjourn and seconded by Commissioner Vicites.

Motion Passed Unanimously

Approved:

Attest:

Judith A. Bodkin, Chief Clerk

