

Thursday, August 26, 2004

A meeting of the Fayette County Board of Commissioners was held on August 26, 2004 at 10:00 a.m. in the Public Service Building, First Floor, Uniontown, Pennsylvania.

PRESENT: **Commissioner Angela M. Zimmerlink, Chairwoman**
 Commissioner Joseph A. Hardy III, Vice-Chairman
 Commissioner Vincent A. Vicites, Secretary
 Judith M. Bodkin, Chief Clerk
 Warren Hughes, County Manager
 Joseph Ferens, County Solicitor
 Tabitha Gallis, Administrative Assistant

Silent Prayer.

Pledge of Allegiance.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to amend the agenda for two items.

- 1) to include a grant to the Uniontown Redevelopment Authority
- 2) to amend a proposed motion letter to tax claim office for item # 16 to add another individuals name.

On roll call the vote was:

Mrs. Zimmerlink yes
 Mr. Hardy yes
 Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Public Comment:

Louise Durinzi, she is the vice-president representing the Fayette County Library Systems and she is appealing to the commissioners for library support. She showed the commissioners a resolution that was made on March 22, 1990 in which the library systems was established, but unfortunately they got the mandate but they did not get the money. Every year the library is given \$20,000 to run the library systems here in Fayette County. What would it require if they could carry out this mandate to have a Fayette County system which would be \$3.00 per person that would qualify them for a great amount of state money that they do not get because they do not get at least \$3.00 per person. She explained why there is a fee at the Uniontown Library for a library card. Uniontown decided not to become part of the county system and as a result they will only serve the Uniontown people. Anyone can go in and use the library but there is a fee of \$35.00 if you do not live in Uniontown. The towns that joined the county systems are: Brownsville, German-Masontown and Connellsville. She explained that these three libraries get state money to be supported as well as Uniontown. She tells us what we can do as a county to get more money from the state, it is by serving the entire county. There are 18 municipalities in this county that can not receive Access Pennsylvania Cards because of lack of funding and lack of recognition. She said that in fact our county system is not even recognized because we are only supported with \$20,000. She said in Masontown each citizen through the mileage gives \$3.00 per head. She is appealing that if we are going to have beautiful minds and well educated citizens of this county we need library support. She thanked the commissioners for listening to her and said she was there to accept the commissioners designating the month of September as **“Library Card Sign-up”**.

Steve Neubauer, he said next Wednesday, Sept. 1st they will be hosting **“Good Neighbor Day”** in downtown Uniontown and this is the 10th year of Good Neighbor Day. It was started by a florist in Jackson, Mississippi in 1994,

it was just a day to promote friendship and fellowship and goodwill towards fellowman. What they will be doing next Wednesday from his store will be giving away 12,000 roses. They will be giving away 1,000 dozen roses to the first 1,000 people who come through the door and they will ask that these people sign a pledge that one rose be kept for themselves and that they give one to 11 other people. It has been done in the past and well received in the community and he'll also be working with Meals on Wheels, so the folks that receive meals will receive a little something extra as well.

Lucinda B. Robbins, she said Sept. 1st will be an exciting day in downtown Uniontown. On behalf of the United Way, our staff , volunteers and the 16 partner agencies want to thank you for considering proclaiming Sept. 1st not only as Good Neighbor Day but **“United Way Day”** here in Fayette County. The United Way this year is kicking off its campaign on Sept. 1st and they are hoping to raise \$250,000 to help people in Fayette County keeping that money here and making sure that folks get the kind of services they need. She invites everyone to Storey Square for lunch for their kick off event. She thanked everyone for their support.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to proclaim “FTD Good Neighbor Day” on September 1, 2004.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to proclaim the month of September 2004 as “Library Card Sign-Up”.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to proclaim September 1, 2004 as “United Way Day”.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve a grant of \$30,000 to the Uniontown Redevelopment Authority.

(Bill Long said he is the Director of the Redevelopment Authority of the City of Uniontown and one of his other rolls is also the Administrator of The Heritage. He said that as you all may well know it suffered some serious problems beginning in February of 2002 when there was a fire. A lot of issues aren't resolved yet, however the consideration for this one time grant of \$30,000 will truly help them in the short term and probably the long term. He thanked the commissioners very much.)

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Vicites to approve request of the Fayette County Redevelopment Authority to change condition in three (3) deeds lifting the restriction of "industrial development" from Fayette County Business Park-Route 40.

(Commissioner Hardy concerned that by taking these words out it opens a floodgate for other uses there. Atty. Ferens said that is also the position that Commissioner Zimmerlink has taken, from a legal standpoint it clears up title. He said most banks when they loan money on property if there is any kind of a restriction with deeds or titles, one question they won't issue title insurance unless that question is solved. In the past they have had to come to the commissioners to get a letter saying that the commissioners will allow them to use it not for industrial purposes. Commissioner Zimmerlink said that she believes if they take that deed restriction out and if they take out the requirement of the county commissioners to approve what we do as a county commissioner who are responsible to the taxpayer, we would be the ones at fault and we're limiting our title line rights, that's my opinion. She thinks they should be watching ourselves and watching the development of the business park. She said quite frankly she has not been happy with the development. She said it has been taking one business out of one area such as CareerLink and MH/MR and existing businesses and relocating it. She said what they need to do is to keep that description in and we need to facilitate our industrial development and open it up for business and industrial reasons. She feels that by taking that description out and taking the signature off of the three county commissioners just leaves it open and she will not support that. Commissioner Vicites said that the businesses that have gone in there he was never in favor of to begin with. He had supported it because it was going to pass but he wanted Fayette Health Center 2nd floor to accommodate MH/MR, the majority ruled and that was not something he was in favor of. CareerLink he was definitely in favor of because it's the job center for the county. They will be referring people who want jobs in different industries and having that right in the park is like having a personnel office attached to the businesses. As far as this restriction he thinks we're thinking way to much into this, fifty acres is already set aside for industrial development so the zoning is already set. He thinks it was the absolute right thing to do when they turned the land over to the Redevelopment Authority a couple of years ago. Herbert Margolis spoke as a citizen to give the commissioners a little history to better explain the county conveyed the property to the Redevelopment Authority but the restriction for industrial development only because that's the only way the county could convey the property to the Redevelopment Authority for \$1.00. The statute restricted the county from conveying property without putting it up for bid. Now industrial development was an exception for almost one hundred years the county has owned that property and has done nothing for the county except cost the county money. Now the redevelopment authority is asking that the restrictions be released because the state legislator knows that the redevelopment authority getting property should be one of the exceptions in the grant of real estate under the act of the county.)

MOTION DIES, LACK OF SECOND.

Controller

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the following investments:

July 22, 2004 - \$2,375,000 for 14 days at 1.00% interest with National City Bank \$923.61

August 5, 2004 - \$5,750,000 for 14 days at 1.40% interest with First National Bank \$3,087.67

August 19, 2004 - \$4,875,000 for 14 days at 1.40% interest with First National Bank \$2,617.81

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Emergency Management

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request for two (2) staff members to attend The National Emergency Number Association State Chapter’s Annual Conference in State College, September 15-17, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the request for EMA Director to attend the Urban Areas Security Initiative-Eastern Region Conference in St. Petersburg, FL., September 18-22, 2004. Conference is sponsored by the U.S. Department of Homeland Security, Office of Domestic Preparedness. Expenses covered by Region 13.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request for the County’s Hazmat Team to attend the State Hazardous Materials Technicians Training and Educational Conference in Harrisburg, October 1-3, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of EMA Director to attend the Keystone Emergency Management Associations Annual Meeting in State College, October 20-21, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve for one (1) staff member to attend the State Radiological Officers Conference, September 18, 2004 in Harrisburg.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Veterans Affairs

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of Robert Hixson, Director, to attend the Pennsylvania Department of Military Affairs, Adjutant Generals Office (AGO) refresher training in Warren, PA, September 22-24, 2004

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Sheriff

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Michael S. Liptak, 825 Grindstone Road, Grindstone, PA, as contract employee at \$8.00/hour to work security on an as needed basis. Upon satisfactorily completing of six (6) months training the hourly rate will be \$8.50/hour.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Tax Claim Office

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve adjournment of the 2004 Tax Claim

Sale to October 4, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of Donna Yauger, Director, to attend Convention 2004, Tax Claim Bureau Association of Pennsylvania on October 12-15, 2004 in Wilkes Barre, PA.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the following individuals to post tax sale properties:

- Hubert Coleman
- James Walker
- Bobbie Brownfield
- Gary Brownfield Jr.
- Jeffrey Sakaguchi

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Human Resource

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the hiring of William Shipley as an Assessor II at a rate of \$9.05/hour, effective September 7, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the appointment of Casey Duncan as full-time County Caseworker 1 with Children and Youth Services at an annual salary of \$23,500/year, effective September 1, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify resignation of Patrick Hudock, County Caseworker 2 with Children and Youth Services, effective August 6, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the bid of Julia Hair from Office Coordinator (Pay Grade 8, \$9.22/hour) to Legal Secretary1 (Pay Grade 4, \$8.07/hour) with the Public Defender's Office, effective September 7, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the hiring of Lisa Smith as Office Coordinator (Pay Grade 8, \$8.76/hour) with the Public Defender's Office, effective September 7, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to accept the resignation of Nikki McClelland, FACT Transportation Information Specialist, effective August 27, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the resignation of Jason R. Rosner as County Caseworker 2, with the MH/MR Program Office, effective August 6, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the resignation of Rick L. Zaph II as County Caseworker 2, with the MH/MR Program Office, effective August 6, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the resignation of Leonard W. Metts, County Caseworker 2, with the MH/MR Program Office, effective August 11, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the resignation of Jacqueline J. Carpeal as County Caseworker 2, with the MH/MR Program Office, effective August 18, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve appointment of Michelle R. Hoey as County Fiscal Operations Officer 1, with the MH/MR Program Office, at an annual salary of \$27,085.50, effective August 30, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve appointment of Denise M. Higbee as County Caseworker 2, with the MH/MR Program Office, at an annual salary of \$26,286.00, effective September 13, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve appointment of Dustin S. Pierce as County Caseworker 1, with the MH/MR Program Office, at an annual salary of \$25,525.00, effective September 13, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve appointment of John Zurick III as County Caseworker 1, with the MH/MR Program Office, at an annual salary of \$25, 525.50, effective September 13, 2004.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve appointment of Audra R. Burd as County Caseworker 1, with MH/MR Program Office, at an annual salary of \$25,525.50, effective September 13, 2004.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve promotion of Michael E. Dionis, County Distributed Systems Specialist 1 to County Information Technology Generalist Supervisor, with the MH/MR Program Office at an annual salary of \$47,482.50, effective August 30, 2004.

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the hiring of five (5) part-time 911 Dispatcher Trainees as listed at \$5.15/hour, effective August 5, 2004:

- Muriel Grant
- Shanae Hodge
- Dustin Whisel
- Sandra Reicholf
- Jerry Jenko

On roll call the vote was:

Mrs. Zimmerlink yes
Mr. Hardy yes
Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the termination of three (3) part-time 911 Dispatcher Trainees, as listed:

- Larry Stiner, effective March 12, 2004
- Andy Staley, effective June 4, 2004

Justin Frazee, effective July 16, 2004

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the resignation of Margaret Brown, Accounts Clerk II, with the Tax Claim Bureau, effective August 13, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to accept the resignation of Tabitha Gallis, Administrative Assistant with the Commissioners Office, effective September 3, 2004.
(Commissioner Vicites congratulated Tabitha ,wished her good luck in the future and thanked her for her good work. Commissioner Zimmerlink also thanked her.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to reject RFP 04-03: Benefit Consultant for Triad and HRH.

(Commissioner Zimmerlink commented that the reason they rejected HRH because they did not meet the requirements. Dave Rodgers, Director of Human Resources said that was correct.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to authorize the advertising for Request for

Proposals (RFP) for Worker's Compensation Insurance Carrier.

(Dave Rodgers, Director of Human Resources, reviewed with the commissioners what they discussed on Tuesday. He said it was somewhat of a formality in dealing with CCAP, the group of counties organized license camp he believes they have been functioning for the past eight years and since shortly after the induction of that insurance group he has every reason to believe that it is a very good situation for the county to be in, however this year we were notified that in effect of January of 2005 there's a modifier that goes on to dollar amounts that the county pays per employee that depending on your client history there's a multiplier attached to that. Last year the multiplier was 1.07 and it has covered around that 1.0 something for the last two or three years, that has jumped to 1.4. which is down to five. Our claim history has caused that do that for certain reasons. The reason at face value they wouldn't address that modifier. We simply want to give that information to other carriers just to see if in fact when they look at our claim history they would give us a comparable rate.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

To consider approving Human Resource Policy and Procedures Manual.

(Dave Rodgers, Director of Human Resources, commented that he talked with Commissioner Hardy's office and made sure that they do have a copy of that manual. He asked that we just wait until we get that feedback. There is one issue that has been brought to his attention that the three commissioners don't necessarily agree on. He'll discuss with you and he does not feel it is quite ready. Commissioner Vicites commented that it has been a year and a half since this thing has been started and he is hoping that somehow they can reach that goal very shortly. Dave Rodgers replied that they have made and as you have stated Commissioner Vicites a hundred times more progress in the last six months than they did the first eighteen.)

NO MOTION MADE.

(Commissioner Zimmerlink read motion to consider ratifying payment of (tba) for settlement of SEIU union grievances and SEIU union arbitration awards. Dave Rodgers, Director of Human Resources, told her that the number they have previously worked with is accurate, \$9,730.25. Commissioner Zimmerlink asked for confirmation that it has already been paid from a line item. He said that was correct and that the other amount does include an exact amount for the first group of settlements, it does not include an exact amount calculated by the controllers for the second group but the number is \$38,526.00. Commissioner Zimmerlink asked if that was only for the first group. Mr. Rodgers said no that includes both, but that includes a projection on the second group, but its not assured of that now, its based on \$37.00 a week, it can only be less than that if a person has to take a day off with pay. Atty. Ferens said he hasn't seen any of these numbers today, they talked about it before but he asked if this includes monies that were paid when? Mr. Rodgers said no. Commissioner Zimmerlink said in March the \$38,000. This is the \$9,730.25. Atty. Ferens asked if they owed it anymore. Mr. Rodgers said that was budgeted for, anything that we paid when its already been approved and budgeted for, the arbitration number 9730 is for the arbitrator. Atty. Ferens asked if that was for all the arbitration's? Mr. Rodgers said correct, that this \$38,526 is simply going to the employees to pay them their back pay. They're working with the union to minimize that 18 months of back pay and hoping that the union will bargain in good faith. It also includes to a much lesser extent the additional money that the county has paid today for the end of this fiscal year. Commissioner Vicites wanted to make it clear that he wants it to be collective bargained properly. It was not and now we are faced with doing this now and if it was done back then over a year ago we wouldn't be collective bargaining. I hope in the future it won't happen again. Commissioner Zimmerlink asked for a five minute recess.)

Moved by Commissioner Hardy, seconded by Commissioner Vicites to recess meeting for five minutes.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify the settlement of SEIU union grievances and SEIU arbitration awards for \$9,730. 25 for line item 01.4151.1999 of the General Fund Budget.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to accept the settlement of SEIU union grievances for the amount not to exceed \$38,526.00 with funds to be taken from line item 01.4232.101 of the General Fund Budget.

(Atty. Ferens suggested that they use “ up to that amount because they are not clear of the exact amount but not to exceed \$38,526.00.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Election Bureau

Moved by Commissioner Hardy, seconded by Commissioner Vicites to authorize the advertising for bids for election supplies for the November 2, 2004 General Election.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to authorize the Election Bureau to start searching for new polling places for the following precincts:

- Connellsville Ward 5
- North Union District 4
- Perry District 4
- Wharton District 2

(Commissioner Zimmerlink wanted to make it clear to the public that it's not a consolidation or a merging of polling locations or election districts.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the submission of four (4) federal grant applications HAVA 2002 Compliance as per state law through the Election Bureau.

(Commissioner Vicites and Zimmerlink commented on this.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Assessment Office

Moved by Commissioner Hardy, seconded by Commissioner Vicites to authorize William Lukach with the Assessment Office to attend the Act 72 of 2004 Workshop in Harrisburg on September 24, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve real estate property sales from County auction held August 18, 2004 at the Uniontown Holiday Inn.

(William Lukach wanted to know if the commissioners had any questions on these property sales. It's the decision of the commissioners whether to accept any or all the bids. Mr. Hercik supplied Mr. Lukach with a list of copies he recommended which bids to accept and which bids to reject. He said there are also two other parcels there. There's a very small parcel our private appraiser appraised it at \$25.00. They've received a \$25.00 bid price at the auction. One of the parcels is located in Point Marion Boro., with a sale #640, Parcel #29-02-0479, its on Railroad Street and its 8 feet by 25 feet. Commissioner Zimmerlink asked if he was suggesting that they accept that. Mr. Lukach said that he would. It was appraised once in 1999 and we went back again here and put it into the sale for 2004. Jim recognized to reject it, I'm saying being that it is such a small parcel, it's the second time it has gone through a sale. The second one is sale #649, parcel #30-22-0186, this is a .069 acre parcel. This is a land locked parcel in the middle of a salvage yard, it has a private appraisal of \$25.00. It did receive a \$25.00 bid at the auction.)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to submit a state grant application to implement the Homestead Exclusion Act application through the Assessment Office.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

To consider rescinding prior resolution and instead appoint an independent Board of Assessment Appeals.

NO MOTION.

Planning, Zoning & Community Development

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify RZ 04-12: CHL Development, North Union Township, which requests a change from "M-2" to "R-2" for the construction of student housing.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

To consider RZ 03-35: Fay Penn Economic Development Council at the University Technology Park, which requests a change of zone from "A-1" to "B-1" for the construction of student housing.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to deny request for RZ 03-35: Fay Penn Economic Development Council at the University Technology Park, which requests a change of zone from "A-1" to

“B-1” for the construction of student housing.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION TO DENY REQUEST.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify submission of a grant application to the Federal Enterprise Community for Dunlap Creek Park to request \$10,000 for a master site plan to develop ball fields on the property.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to authorize the borrowing of \$60,000 from Act 137 for UCC Implementation; (salary, fee for licensed inspectors, equipment, etc.).

On roll call the vote was:

Mrs. Zimmerlink	no
Mr. Hardy	yes
Mr. Vicites	yes

MOTION CARRIED.

Juvenile Probation Office

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratifying the request of Juvenile Probation Office to authorize the advertising for bids for a seven (7) passenger 2004 minivan.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Purchase of Service Agreements for Fiscal Year 2004-2005 between the County of Fayette, through the Fayette County Juvenile Probation Office and the following child care providers:

Gateway Rehab Center:	
Youth Extended Services Program	\$174.34
Outside In:	
Pathway to Recovery Resident Substance Abuse	\$175.00
New Path Wilderness/Residential	\$144.00
Guided Path Aftercare Weekend and In Home Supv.	\$142.00
Family Support Base	\$ 58.00 Hour
Family Therapy Base	\$ 75.00 Hour
ClearBrook Inc:	
Juvenile Inpatient Non-Hospital Detox	\$176.00
Juvenile Inpatient Non-Hospital Rehab. Short Term	\$165.00
Long Term	\$156.00
The Lutheran Home At Topton:	
Treatment Foster Care	\$ 83.39
Specialized Foster Care	\$ 64.52
Traditional Foster Care	\$ 45.90
The Summit Academy:	
Summit Residential Program	\$ 91.56
Drug and Alcohol Program	\$144.00
Sanction/Diagnostic	\$124.85
Sleepy Hollow Program	\$165.00
Emotional Behavioral Support Unit	\$175.00
There's Room In The Inn:	
Unit Cost	\$125.00/Day
Hermitage House Youth Services:	
Boys Specialized Group Home/Emg. Shelter	\$195.74
Boys Group Home	\$153.00
Girls Group Home	\$158.73
Boys or Girls Supv. Independent Living	\$ 90.05
Boys or Girls Emg. Shelter	\$ 183.36
ADAPT Sexual Offender Tx.	+\$18.14
Sexual Offender Assessment 1-60 days	+\$50.78
61 plus days	+\$18.14
Diagnostic Assessment	+\$41.82
Non-Residential Sex Offender Counseling-Indv.	\$ 45.00 Session
-Group	\$ 25.00 Session
NYPUM Program	\$840.00 Per Part
Work Readiness/Work Experience	\$625.00 Per Part
Subsidy Program	\$950.00
Counselor Visit	\$ 40.00 Per Visit
Glen Mills Schools:	
Residential	\$ 95.21
Drug and Alcohol	\$100.21
Residential-Restitution Program	\$100.21
Residential Summer Program	\$ 95.21

Specialized Treatment Services:	\$165.00
SWPA Professional Health	
Initial Evaluation	\$325.00
Family Session	\$ 80.00
Individual Session	\$ 74.00
Westmoreland County Detention:	\$243.32
Vision Quest:	
Female Services:	
Hat Corps	\$142.93
New Directions Shelter	\$156.06
Madalyn for Young Women at S. Mt.	\$188.04
Madalyn for Lady of theLakes (Mother-Baby)	\$260.00
Madalyn "Rite of Passage"	\$198.90
Home/Quest Functional	\$ 50.37
Male Services:	
Hat Corps	\$137.96
Buffalo Soldiers Academy	\$175.75
New Directions Shelter	\$156.06
Grandeur Estates Boys Group Home	\$179.88
Home Quest/Functional	\$ 50.37
Appalachian Youth Services:	
Specialized Residential Services	\$130.40
Community Residential Services Male	\$128.12
Community Residential Services Female	\$128.12
Day Treatment	\$ 37.95
High Risk Specialized Residential Services	\$141.26
New Horizons Independent Living Skills	\$135.99
Diagnostic Services	\$475.00
Extra Ordinary Transportation	\$ 23.00 Hour
Family Counseling	\$ 30.00 Hour
Individual Out Patient Counseling	\$ 30.00 Hour
NHS Youth Services:	
Boot Camp	\$138.00
SOAR Program	\$152.00
Detention	\$192.00
Intensive Secure	\$236.00
Intermediate Secure	\$218.00
Tressler Lutheran Services:	
Treatment Foster Care	\$93.49
Specialized Foster Care	\$72.44
Traditional Foster Care	\$50.84
TAPP/Aftercare Specialized	\$ 60.67
TAPP/Aftercare Sibling	\$ 48.27
TAPP/Aftercare Step-Down	\$ 19.89
TAPP/Aftercare Intensive	\$ 73.24

Specialized In Home Treatment	\$ 75.85
Residential Wilderness School	\$168.52
Wilderness Challenge +Plus	\$194.05
Wilderness Course	\$130.07
RAPP Regional Aftercare	\$ 45.24
Dubois Day Treatment	\$ 71.82
Bridge Program	\$ 43.07
Chester Aftercare	\$ 55.19

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the Pennsylvania Mountain Corp 2004-05 Service Site Agreement through the Juvenile Probation Office to utilize the services of a Pennsylvania Mountain Corp member for the period September 1, 2004 through August 30, 2005 for 700 hours.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Children & Youth Services

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Purchase of Service Agreement between the County of Fayette, Fayette County Children & Youth Services and Carol Patterson, Psychologist for the 2004-05 fiscal year and the rates are: evaluation \$385 and court testimony \$100.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of Children and Youth Services for Larry Dubos and Linda Miller to attend the Western Regional Fiscal Meeting in Mars, PA on September 15, 2004, at a cost of \$27 per person.

On roll call the vote was:

Mrs. Zimmerlink	yes
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Mr. Hardy yes
 Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Purchase of Service 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 2004-05 fiscal year:

Adelphoi Village		
354 Main St.	Phone	724-537-3052
Latrobe, PA 15650-1558	Fax	724-539-7060
Initial Clothing		\$250.00
A. GROUP HOMES		
ACE – Male/Female		\$180.31
Intensive Supervision – Female		\$208.87
Intensive Supervision – Male		\$175.81
Substance Abuse – Male		\$175.81
Sexual Offenses – Male		\$185.00
Diagnostic Center – Male/Female		\$199.03
Shelter Care		\$180.31
Detention		\$145.00
Secure – Female		\$279.75
Secure – Male		\$274.65
B. SPECIALIZED INDEPENDENT LIVING		
Specialized Independent Living – Male/Female		\$173.87
C. RESIDENTIAL TREATMENT FACILITY		
MA Approved		
Marker		\$213.89
Sweeney		\$218.14
Northern Tier		\$219.48
Non-MA – Eligible Approved		
Marker		\$213.89
Sweeney		\$218.14
Northern Tier		\$219.48
D. Partial Hospitalization		
MA Approved		
Partial Hospitalization Program		\$ 90.00
E. Families Who Care		
Treatment/Kinship – Male/Female		\$ 65.64
Intensive Treatment – Male/Female		\$115.58
Pregnant & Parenting Program		\$ 85.74
W/2 nd Child		\$ 64.29
Kinship Study (flat rate/study)		\$850.00
In-Home Services (Hourly Rate)		\$ 43.00
Risk Assessment (Hourly Rate)		\$ 53.00
Shelter Care - Male/Female		\$180.31
F. MULTISYSTEMIC THERAPY SERVICES		
MST		\$ 57.90
MST – Grant Funded		\$ 18.56
G. Fayette Day Treatment Services		
Guaranteed – 15 youth/day /school year/190 days		\$127.32
Family Care For Children and Youth		
150 Buffalo Road Suite 208	Phone	570-522-9790
7Lewisburg, PA 17837-1151	Fax	570-522-0016

Initial Clothing \$250.00

A.	Family Based Treatment Category	
	Family Based Treatment	\$ 60.18
	Child Under Age 3	\$ 52.66
	Mother With Infant	\$ 89.72
B.	Emergency Category	
	Family Based Treatment	\$ 60.18
	Child Under Age 3	\$ 52.66
	Mother With Infant	\$ 89.72
C.	Family Reunification/Family Based Treatment Category	
	Family Reunification/Family Based Treatment	\$ 80.55
D.	Emergency Category	\$ 80.55
	Family Reunification/Family Based Treatment	\$ 80.55
E.	Kinship Care/Family Based Treatment Category	
	Family Based Treatment	\$ 59.03
	Children Under Age 3	\$ 51.65
	Mother With Infant	\$ 88.09
F.	Emergency Category	
	Family Based Treatment	\$ 59.03
	Children Under Age 3	\$ 51.65
	Mother With Infant	\$ 88.01

Perseus House, Inc.

United Center Center Phone 814-480-5900
 1511 Peach Street Fax 814-454-8670
 Erie, PA 16501

Initial Clothing \$250.00

A.	Perseus House Male ITP	\$201.95
B.	Perseus House Shelter – Males/Females	\$176.73
C.	Andromeda House Females ITU	\$187.47
D.	Florence Crittenton – Pregnant/Parenting Clients	\$215.00
	Babies	\$ 45.00
E.	Perseus House Male RTF	\$217.31
F.	Andromeda House Female RTF	\$217.70
G.	Out of Home Therapeutic Stabilization:	
	Room & Board	\$ 34.82
	Mental Health	<u>\$131.92</u>
		\$166.74
	10 Youth/Day/Non-School/62 Days	\$127.32
	Regular Per Diem	\$127.32
	Dual Rate: Fayette Day Treatment Services & MST	\$165.94
	MST (Multi-Systemic Therapy Services)	\$ 57.90
	Fayette Competency Development Program	\$ 27.37
	Fayette Community Services – Included in FDT per diem	
	Fayette Community Services – Not enrolled in FDT	\$ 29.56
	Fayette County Regular Shelter	\$180.31
	Fayette County Intensive Shelter – Additional	\$148.07
	Fayette County Juvenile Probation:	
	3 Guaranteed Beds at Fayette Shelter	\$159.54/bed

Appalachian Youth Services

Suite A Phone 814-472-7874
 115 S. Marion St. Fax 814-472-7920
 Ebensburg, PA 15931

Initial Clothing \$250.00

A.	Specialized Residential Services	\$130.40
B.	Community Residential Services (Male)-Group /Shelter	\$128.12
C.	Community Residential Services (Female)-Group/Shelter	\$128.12

D. Day Treatment (HELP)	\$ 37.95
E. High Risk Specialized Residential Services	\$141.26
F. New Horizons Independent Living Skills	\$135.99
G. Diagnostic Services	\$475.00
H. Extra Ordinary Transportation	\$ 23.00
I. Family Counseling	\$ 30.00
J. Individual Out Patient Counseling	\$ 30.00

Brighter Horizons Behavioral Health

23062 Jericho Road Phone 814-398-1805
 Edinboro, PA 16412 Fax 814-398-4773
 Initial Clothing \$250.00

A. Residential Treatment Facility RTF Placement	\$237.63
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Cinnamon Hills Youth Crisis Center

Attention: Amber Austin Phone 435-674-0984 - 1-800-782-2888
 770 East St. George Blvd. Fax 435-674-0114
 St. George, UT 84770
 Initial Clothing \$250.00

A. Psychiatric Residential	\$250.00
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On roll call the vote was:

Mrs. Zimmerlink yes
 Mr. Hardy yes
 Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

MH/MR Program Office

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of MH/MR Program Office for Credit Change Order No. EC-001: Bellisario Electric, Inc., in the amount of \$9,000.00.

On roll call the vote was:

Mrs. Zimmerlink yes
 Mr. Hardy yes
 Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of MH/MR Program Office for Credit Change Order No. PC-001: Vrabel Plumbing Company, in the amount of \$1,466.

On roll call the vote was:

Mrs. Zimmerlink yes
 Mr. Hardy yes
 Mr. Vicites yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to adopt Resolution to approve increased borrowing from Washington County Bond Pool in the amount of \$18,500.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve request of MH/MR Program Office to exercise lease end purchase option to acquire four (4) 2003 Chevrolet Malibu's at \$44,004.71.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve HealthChoices Behavioral Health Agreement as amended between the County of Fayette through the MH/MR Program Office and the Commonwealth of Pennsylvania pending solicitor review.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Contracts/Modification/Agreements between the County of Fayette through the MH/MR Program Office and the following providers:

<u>Agreements 2004-2005</u>	<u>Contract Value</u>	<u>Period</u>
Intex corporation	\$ 8,895	7/1/04 – 6/30/05
<u>Fee-For-Service Agreement 2004-2005</u>		
Triscari Productions	\$ 1,150	7/1/04 – 6/30/05
<u>Contracts for 2004-2005</u>		
Integrated Care Corporation	\$ 25,000	7/1/04 – 6/30/05
Laurel Highlands Foundation, Inc.	\$ 681,402	7/1/04 – 6/30/05
Matten House, Inc.	\$ 53,707	7/1/04 – 6/30/05
North Star Support Services	\$ 624	7/1/04 – 6/30/05
Northwestern Human Services of PA	\$ 213,171	7/1/04 – 6/30/05
REM-Pennsylvania Community Services, Inc.	\$ 249,464	7/1/04 – 6/30/05
<u>Modification Agreement #1 2003-2004</u>		

Integrated Care Corporation	\$ 27,783	7/1/03 – 6/30/04
<u>Modification Agreement #2 2003-2004</u>		
Community Living Care Inc.	\$ 43,179	7/1/03 – 6/30/04
REM-Pennsylvania Community Services, Inc.	\$ 274,069	7/1/03 – 6/30/04
<u>Modification Agreement #3 2003-2004</u>		
ARC, Fayette	\$2,246,014	7/1/03 – 6/30/04
Diversified Human Services, Inc.	\$ 58,306	7/1/03 – 6/30/04
Goodwill Industries of Fayette County	\$ 923,123	7/1/03 – 6/30/04
Laurel House, Inc.	\$1,272,505	7/1/03 – 6/30/04
Northwestern Human Services of PA	\$ 230,516	7/1/03 – 6/30/04
Southwest Behavioral Care, Inc.	\$ 341,484	7/1/03 – 6/30/04
Twin Trees, Inc.	\$1,552,575	7/1/03 – 6/30/04
<u>Modification Agreement #4 2003-2004</u>		
Crosskeys Human Services, Inc.	\$ 851,725	7/1/03 – 6/30/04
Laurel Highlands Foundation, Inc.	\$ 775,615	7/1/03 – 6/30/04
Mental Health Association in Fayette County	\$ 641,028	7/1/03 – 6/30/04
<u>Modification Agreement #5 2003-2004</u>		
Laurel Highlands Foundation, Inc.	\$ 806,665	7/1/03 – 6/30/04
<u>HealthChoices Reinvestment Funds Original Contracts</u>		
Southwest Behavioral Care, Inc. – year 2002 funds	\$ 2,000	(Cash Basis)
<u>HealthChoices Reinvestment Funds Modification #1 Agreements</u>		
Adelphoi Village – year 2000 funds	\$ 7,940	(Cash Basis)

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Human Services

Moved by Commissioner Hardy, seconded by Commissioner Vicites to ratify agreement between the County of Fayette, Office of Human and Community Services and the Fayette County Community Action Agency, Inc. as the “Lead Agency” providing the economical procurement and distribution of food items to eligible recipients through the Pennsylvania Department of Agriculture, State Food Purchase Program.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the submission of a “revised” Fiscal Year 2003-04 Human Service Development Fund Pre-expenditure Plan to the Pennsylvania Department of Public

Welfare through the Office of Human and Community Services.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the submission of a “revised” Fiscal Year 2003-04 Homeless Assistance Program Pre-expenditure Plan to the Pennsylvania Department of Public Welfare through the Office of Human and Community Services.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the submission of the Fiscal Year 2004-05 RASA (Victim Witness Coordinator Grant for the District Attorney Office) grant application to the Pennsylvania Commission on Crime & Delinquency (PCCD), in the amount of \$71,260 (\$0 county match) through the Office of Human and Community Services.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the submission of the Fiscal Year 2004-05 VOJO (Victims of Juvenile Crime) grant application to the Pennsylvania Commission on Crime & Delinquency (PCCD) in the amount of \$42,230 (\$0 county match) through the Office of Human and Community Services.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve the participation of the Office of Human & Community Services Director in the Pennsylvania Association of County Human Service Administrators Conference/Meeting on September 23, 2004 in Erie.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to award Bid No. 04-25 to Shepard Bros., being the lowest responsive responsible bidder at \$70,399 per bus; total bid price \$211,197 for the furnishing and delivery of three (3) new Heavy Duty Accessible 14-passenger (12+2 wheelchair) small transit buses for the County of Fayette, Fayette Area Coordinated Transportation (FACT System) pending the concurrence of the Pennsylvania Department of Transportation.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve an extension of six (6) months the lease of approximately 2,676 square feet located at 231 East Fayette Street for bus operations between the County of Fayette, Fayette Area Coordinated Transportation and James E. Stambaugh, II and Connie J. Stambaugh, commencing September 1, 2004 and continuing through and including February 2005 at \$936.60/month.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Add Change Order #4 to Steve Patterson Excavating in the amount of \$14,756 for additional fill placement for the FACT Transit Center parking area.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Status of FACT Transit Center.

(Michelle Shumar stated that at Tuesday's Agenda Meeting she presented to the commissioners a progress report on the FACT Transit Center Project. The time frame for that particular project covered April 15th of this year through July 31st, which at that point of time July 31st, 29% of the project is completed. Work completed to that time of about \$800,00 and these contracts are valued at 3.1 million dollars. We had three change orders, two with the general contractor, both were credit change orders and one change order for the electrical contractor and that was an add to the project of \$500.00. A list of the items completed during that time frame are included in the report and she said she is available for any questions based on the commissioners review of the progress report. Commissioner Zimmerlink asked if Michelle had anything to report to them on any changes. Michelle brought up a letter on the issue of the Sewage Plan. The time line was not specific however they were being asked to take position and force that plan. Atty. Ferens said that the airport told us that they were going to give us justification on \$50,000 for sewage and \$25,000 for water. I was told that that access road was put on by Widmer/McMillen Engineering and Chad would go over it. Everyone agreed to it and it was a done deal. We were just waiting for Michelle to get justification from the airport authority. Commissioner Zimmerlink said Mark Morrison looked at that and said that there is one stipulation here between the right of way, he did approve it pending a review. Atty. Ferens said he did not know why it seems to be such a problem. Every time we get together it's a done deal and then something else happens. Commissioner Vicites said they have to know if Dunbar Boro. is willing to accept what we have and get it in writing. If we get that and get justification we can move on it. Michelle said they had to get a move on the water line because according to their schedule they are ready to start painting and putting in sidewalks and they don't want to get into having to reroute the line and dig up pavement.

Commissioners

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve a change to the County's reservation account of the Washington County Authority Capital Funding Revenue Bonds Series of 1999. The change reflects the new dates for the bonds to be expended as follows:

Hazmat Building	\$ 369,085.34
MH/MR Building	\$2,840,806.00
Total Request	\$3,209,891.34

As per their requirement the funds will be requested as follows:

Prior to October 1, 2004	\$1,469,085.34
After October 1, 2004	\$1,740,806.00
Total Request	\$3,209,891.34

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Commissioner Meeting Minutes of July 14, 2004 and July 22, 2004.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

To consider Liquid Fuels Fund (CA) appropriations.

NO MOTION MADE.

Moved by Commissioner Hardy, seconded by Commissioner Vicites to approve Fayette Area Coordinated Transportation (FACT) to provide shuttle transportation service during the Annual Pilgrimage to Our Lady of Perpetual Help over the Labor Day weekend at Mount St. Macrina.

On roll call the vote was:

Mrs. Zimmerlink	yes
Mr. Hardy	yes
Mr. Vicites	yes

MOTION UNANIMOUSLY CARRIED.

Public Comment:

Arthur Hutchinson- He thanked Mr. Hardy and his secretary on how nice Uniontown looks and he thanked the Drug Taskforce and Nancy Vernon and also the Herald Standard on the nice pictures they had in it. He than went on to say he is an inventor and he has invented a Fun Wheel and to show his thanks to Mr. Hardy he wanted to use Mr. Hardy picture on it.

Jo Lofstead- She resides in Masontown and she spoke about the Southern portion of the Sheepskin Hike/Bike Trial especially the portion from the West Virginia state line through Springhill Township and through the Borough of Point Marion. She said she believed that Commissioner Zimmerlink and Commissioner Vicites have communicated with one of the group applicants for this project. She wanted to update everyone and asked for an update from the commissioners. The reason we are assigned to build this portion of the Sheepskin Trial is that the Monongahela Trail from West Virginia will be open to the state line next year. She believes that riders from Morgantown will ride into Point Marion the only location with facilities close to the state line. The major problem facing us is acquiring property from CSX. They are very slow to respond to inquiries of abandoned trial lines. She talked about purchasing the right of way in segments. The negotiator they were dealing with is no longer with the company and they are again dealing with the company in Jacksonville, Florida. Her questions to the county are: Has the county proposed a counteroffer to CSX for property acquisition and has CSX responded to that offer? Commissioner Vicites said there are issues they are dealing with Dunbar and they are moving forward with that funding in place for initial liability for crossing. Fay Penn is trying to help also. They are also working on the issue of purchasing the right of way. Commissioner Vicites said that CSX has been very difficult to deal with. He has put a lot of pressure on them as of to date, that this is very important and time sensitive. Commissioner Zimmerlink suggested that since they are having problems playing phone-tag, that they put things in writing. Write a letter to move things forward. Ms. Lofstead said that knowing the history of CSX her request to the commissioners is that she does not know what the answer is and she is asking the county to work with them to find creative ways. CSX is notorious for not responding. She is asking for expediting resolutions of the ownership issue. They are looking for input and creative thinking to move this forward. Another issue is with the bridges. The grant contracts are coming in slowly. The process is slow.

Doreen Bugai – She wanted to update the commissioners on what was going on with her advocacy work in the community. She commented to Commissioner Hardy on how beautiful Uniontown is looking. She said we are now number one in obesity and it is hitting our children extremely hard. Yes she needs help financially to continue the

things she is doing though she is not non-profit. She has not had anyone show her how to be non-profit. She is here to talk about healthy bodies and education. She is begging for help from the community. She is asking for volunteers to help. She is not going to ask for money because she is non-profit but she is asking for the commissioners to support the program and help her to support the schools to continue to get the education and action. She would like to see a building somewhere in downtown Uniontown, Mr. Hardy for our children to go, a safe place, for education, for after school programs, for the weekends. She would volunteer anything you would want her to do to help get this going. Steve Corsin, a Pittsburgh Steeler, and Doreen will be doing some things regarding childhood obesity; also a Pittsburgh Pirate is going to come also. UPMC has received millions of dollars through Congressman Murtha but Fayette County has not gotten one penny. Why? She mentioned events that will be occurring and invited the commissioners and everyone to attend them on September 10th which she will later update you about and also September 9th at the Connellsville River Park. Doreen has a 6 year old granddaughter who is very ill and asked for their prayers. She passionately, begged for help to be guided in what she can do. She said to help the children, we have six thousand children in our 25 schools. She needs upstanding citizens to sit on the committees and she begged for help so she can continue with this work. Commissioner Zimmerlink did say that Congressman Murtha's did say he was very much interested in obesity and children's diabetes and that was his next big project. Doreen said he did give 10 million dollars to UPMC. She suggested that Doreen give Congressman Murtha's office a call and also she asked Doreen to give her name, address and phone number and perhaps people hearing this will give her a call. Doreen thanked Commissioner Zimmerlink and stated her name, Doreen Bugai, 724-626-0483 and she gave her e-mail address. She said we lost eight children to diabetes in the year.

Dan Visnauskas – he was here as president of United Way and now he is putting on a different hat he said and is here as the Building Administrator for the Fayette County Health Club. But before he begins with what he came to say, he wanted to say how helpful Doreen Bugai was in helping some people he knows who couldn't get help through other agencies. He asked for the commissioners to reach out and give Doreen a hand because she has a lot of work ahead of her. Now, he said he wasn't planning on doing this but that there is an issue with the Fayette County Health Center that they had put in a request. They have board members who terms are up and they have put in suggestions to reappoint them at staggered appointments as 4, 3, 2, 1. Commissioner Zimmerlink said she forwarded the letter to Atty. Joe Ferens for an opinion. Mr. Visnauskas said that what they are asking is that all the appointments came up in one year and that they had one director that was re-appointed and they are just asking to have the other four appointments at terms of 4, 3, 2, and 1 so they will all be staggered and get back into shape. Commissioner Zimmerlink said that they did not forget about it and Atty. Ferens is looking into it. Dan said they are all suppose to be five year terms and suppose to terminate one a year and somehow it got mixed up. Commissioner Zimmerlink said that they will get them an answer. Dan also mentioned about the 3rd floor of the building that was never completed. He asked the commissioners to continue with the 100% occupancy. He has other agencies that would like to relocate to the Health Center; in addition they are going to try to go after being a location to the Veterans Clinic. He will be looking into that and he will also be looking into additional space. He said the solution would be to add additional space. The problem is that because he didn't have the extra space, Chestnut Ridge needs something like 15,000 square feet and Drug & Alcohol needs 10,000 square feet. Even with MH/MR relocating it's only going to free up 6,000 square feet. He has the two of them fighting over one piece of office space that really isn't adequate for either of them and he might lose the bulk of them or one of them if they can't get the spaces they need. He is looking into an expansion for the Health Center and once he has more detail on that he would like to present it. Commissioner Zimmerlink wanted to know who owned the Health Center Building, the County or the Health Center. Dan said it was a joint ownership, 32% of the building is owned by the state and 68% is owned by the County. The real estate is owned by the county 100%. On the building that amount can change according to renovations. One more item that he mentioned is that on September 2nd he has a meeting with Uniontown Mall in regard to Mr. Eberly asking him in 2000 to work with A Flag Across The Nation and it was putting up a 30 foot by 60 foot flag on a 120 foot flagpole in the county. They have been trying the last four to five years, they have the flagpole, two flags. They have been ready to go. Commissioner Zimmerlink asked what they needed. Dan said they were going to put it at Penn State but there was too much red tape with the state office and local campus. They did relocate the location to the Uniontown Mall. Now the Mall has been sold and they have to go back to the new owners on Sept. 2nd to see if they can do it. If the plan fails he is asking the commissioners to find them a really good location for it. He left his phone number of 724-439-6171 and asked if anyone had a good idea of where the flagpole should be to call him.

Don Henderson- He was in town briefly to tour downtown today. He said it takes more than just Mr. Hardy, it takes a whole community to support the efforts of what is going on in Uniontown. He said they have been working on and doing it slowly in Charleroi for four years and Mrs. Zimmerlink’s husband is an important part of their community with his business and he wanted to applaud the commissioners commitment to their downtown and region and he hopes they will continue to support downtown and downtown efforts and he is very impressed with what this community is doing and hope there are communities throughout the county will consider revitalization efforts and work towards that end. Commissioner Zimmerlink thanked him and told him what a wonderful job he is doing in downtown Charleroi. Commissioner Vicites commented that there was some grant applications of 1.5 million in Fayette County for streetscapes from PennDot. He hopes they can start reaching out to these other communities.

Jerry Mazza- She said that we have an important election coming up in a couple of months. She wanted to ask what is the status of the Election VIP tapes. Commissioner Zimmerlink said she could only address from January 1 or 2004. She said the tapes did not go into the schools for the primary because they received the tapes in March and there was to short period of time to get them reviewed and to get them in for April. Since that time she has looked at them, she had Laurie Nicholson to look at them. There were some things on them that you and I talked about that were not current and did not address the provisional ballot and there were a few other issues. One of the concerns was that you just don’t get the tape and don’t do anything else with it. She has spoke with the Herald Standard and NIE and maybe they could partner with them and get the tape into the schools in September. You can’t do this in August because the schools aren’t in session. Commissioner Zimmerlink said that she has spoken with the paper and when they are ready to move on it they will call her. The election bureau wanted to make suggestions before the tape went out into the schools. Ms. Mazza said the bureau was present when the tapes were made and they didn’t say anything so what objections do they have now. She said that she hopes that by the next meeting it will be in the schools. Commissioner Zimmerlink said that she couldn’t make any promises but that they were working on it.

Moved by Commissioner Zimmerlink, seconded by Commissioner Vicites to adjourn the meeting.

APPROVED:

ATTEST:

Judith M. Bodkin, Chief Clerk