

Thursday, May 24, 2007 10:00 am

A meeting of the Fayette County Board of Commissioners was held on Thursday, May 24, 2007 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

Jim Smith commented on item 11 specifically the position of a Director for the Office of Veteran Affairs saying that the County should review the salary and also consider allowing flexible hours.

Proclamations

Moved by Commissioner Zimmerlink and seconded by Commissioner Vicites to proclaim May as Foster Care Month and to present Joe T. Joseph with a citation for the service he does for veterans.

Commissioner Zimmerlink: aye

Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Joe T. Joseph accepted the citation saying that he does not and cannot do any of this alone and he has the help of many people.

Planning, Zoning & Community Development

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the rezoning petition RZ07-3, Carl Bezjak, Springhill Township which requested a change from B-1 General Business to A-1 Agricultural Rural on approximately 14.55 acres

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to deny rezoning petition RZ07-2, Butchko Brothers, Dunbar Township which requests an extension on approximately 2.34 acres of M-1 Light Industrial on property currently zoned A-1 Agricultural Rural

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve sharing the responsibilities of the Agricultural Preservation Board between the county planning office and the County Conservation District.

Commissioner Zimmerlink: nay
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed 2-1.

Commissioner Zimmerlink stated that the Agricultural Preservation Board wrote to the Commissioners asking that the duties remain, as is, with the County and she agrees as it has been working well and also she stated that the County is ultimately responsible for program. Commissioner Vicites stated he agreed with the changes that were discussed at the meeting he attended.

Moved by Commissioner Hardy and seconded by Commissioner Vicites to purchase a truck for the recycling program through the COSTARS purchase program. It is a 100% grant purchase.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Controller

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the following investments: May 3, 2007 - \$5,800,000 for 14 days at 5.15% interest with First National \$11,456.99; May 17, 2007 - \$7,000,000 for 14 days at 5.08% with First National \$13,639.46

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Mark Roberts then presented his Report on the Financial Condition of the County which showed in the General Fund total 2007 revenues of \$11,152,536.34 and total 2007 expenditures of \$7,583,087.38 through May 23, 2007.

Bridge Department

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award Bid No. 07-09 to transport, dry-dock and prepare for the five-year inspection of the Ferryboat to Campbell Transportation Co. Inc. for a total cost of \$57,000. The cost will be shared with Washington County.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

There was discussion on whether or not painting was included in the bid or should have been included and it was determined that the quote for the painting was not requested in the bid specifications because the County chose not to do so because in the future work in that regard would be done and that although a bidder included painting in the bid response it did not affect the bid total.

Children & Youth Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve a purchase of service agreement between the County of Fayette, through Fayette County Children & Youth Services and Fayette County District Attorney, from January 1, 2007, through December 31, 2007. The contract is for \$44,000 per year.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink to enter into an agreement with McClure & Wolf, of Uniontown, Pa., as the firm to conduct the Fayette County Children & Youth Single Audit for calendar year 2006. The cost for this professional service totals \$6,900, which is \$500 less than the firm charged for the 2005 audit.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: nay

Motion passed 2-1

Commissioner Vicites stated he thought the service should have been put out for a bid.

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve a purchase of service agreement between the County of Fayette, through Fayette County Children & Youth Services and Combustion Service & Equipment Company of 2016 Babcock Blvd., Pittsburgh, PA, from June 1, 2007, through May 30, 2008 for HVAC mechanical equipment preventative maintenance at the CYS office building at a cost of \$1500.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the request for the CYS administrator & one staff member to attend the June annual meeting of the Pennsylvania Children

& Youth Administrators Association, at Seven Springs.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

MH/MR Program

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the following agreements and modifications:

<u>Modification Agreement #1 2006-2007</u>	<u>Contract Value</u>	<u>Period</u>
Chestnut Ridge Counseling Services, Inc.	\$ 2,348,821	7/1/06-6/30/07
Crosskeys Human Services, Inc.	\$ 1,085,050	7/1/06-6/30/07
Integrated Care, Corporation	\$ 50,000	7/1/06-6/30/07
Mental Health Association in Fayette Co.	\$ 662,665	7/1/06-6/30/07
Southwest Behavioral Care, Inc.	\$ 341,195	7/1/06-6/30/07

<u>Modification Agreement #2 2006-2007</u>		
Crosskeys Human Services, Inc.	\$ 1,015,304	7/1/06-6/30/07
Goodwill Industries of Fayette County	\$ 517,989	7/1/06-6/30/07
Laurel House, Inc.	\$ 894,810	7/1/06-6/30/07
Twin Trees, Inc.	\$ 257,636	7/1/06-6/30/07

<u>Fee-For-Service Agreement Modification #2 2006-2007</u>		
Interim Health Care	\$ 259,104	7/1/06-6/30/07

<u>Modification Agreement #3 2006-2007</u>		
Laurel Highlands Foundation, Inc.	\$ 104,893	7/1/06-6/30/07

<u>Modification Agreement #4 2006-2007</u>		
Diversified Human Services, Inc.	\$ 52,282	7/1/06-6/30/07

<u>Modification Agreement #5 2006-2007</u>		
Arc, Fayette	\$ 937,068	7/1/06-6/30/07

Administrative Entity Contract Modification #1 2006-2007 (Federal)

Diversified Human Services, Inc. \$ 37,844 7/1/06-6/30/07

Administrative Entity Contract Modification #2 2006-2007 (Federal)

Fayette Resources, Inc. \$ 3,994,778 7/1/06-6/30/07
Laurel House, Inc. \$ 547,476 7/1/06-6/30/07
Twin Trees, Inc. \$ 1,500,912 7/1/06-6/30/07
Verland-CLA \$ 704,816 7/1/06-6/30/07

Administrative Entity Contract Modification #3 2006-2007 (Federal)

Goodwill Industries of Fayette County \$ 422,929 7/1/06-6/30/07
Laurel Highlands Foundation, Inc. \$ 756,002 7/1/06-6/30/07

Administrative Entity Contract Modification #4 2006-2007 (Federal)

Arc, Fayette \$ 2,160,762 7/1/06-6/30/07

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the Mental Retardation County Plan and Budget for Fiscal Year 2008-2009 Stage 1-Planning Year.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Redevelopment Authority

Moved by Commissioner Hardy and seconded by Commissioner Vicites to adopt the attached resolution which approves a modification to Redstone Township's FY 2005 and 2006 Community Development Block Grant (CDBG) Programs

Commissioner Zimmerlink stated that the change should not be made as the monies should be used for infrastructure projects rather than toward a payment for a fire truck because monies are difficult to

come by and there are a lot of projects that need done. Also that they should seek funding for payment toward the fire truck under the other available funding programs. Commissioner Vicites explained the criteria for the funding and said that it is the decision of Redstone Township and is being requested to make the change. Commissioner Zimmerlink stated that if it were the Townships sole decision the matter would not be before the Commissioners today.

Commissioner Zimmerlink: nay
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed 2-1

Moved by Commissioner Hardy and seconded by Commissioner Vicites to adopt the attached resolution which designates the Redevelopment Authority as the applicant, sponsor, and administrator of the Redevelopment Assistance Capital Program (RACP) application to the Commonwealth of Pennsylvania to support the Fayette County Fair Grounds Improvement Project – Phase IV.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Human Resource Department

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the following:

Under Mental Health Mental Retardation table accepting the resignation of Audra Burd, County Caseworker II effective May 18, 2007 and accept the resignation of Kristi Huey-Christopher, County Caseworker II, effective May 22,2007

Under EMA accept the resignation of Ashley McVey, Part Time Dispatcher, effective May 6, 2007

Under Children & Youth Services approve the hiring of Renee Coll as County Caseworker I, at \$12.74 per hour (\$24,840) effective June 5,2007 ; approve the hiring of Jeffrey T Lasich as County Caseworker I, at \$12.74 per hour (\$24,840) effective June 13, 2007; approve the hiring of Janell Harris as County Caseworker I, at \$12.74 per hour (\$24,840) effective June 7, 2007; accept the resignation of Imelda McKercher, County Caseworker I, effective May 22, 2007 and accept the resignation of

Shellie Contrell, County Caseworker I, effective May 22, 2007

Under Tax Assessment accept the resignation of Tusha Snyder, Department Clerk II, effective April 27, 2007

Under Veteran Affairs accept the resignation of Donald Seroka, Director of Veterans Affairs, effective May 18,2007 and ratify the hiring of Perry Russell and Wm. Pitts as Part Time Per Diem Van Drivers, at \$60.00 per day effective May 29, 2007

Under Building & Grounds approve the hiring of Cory Coffman, Custodian I, SEIU Grade 2 at \$8.04 per hour (\$15,678.00) effective May 29, 2007 and accept the resignation of Wm. Trisoline, Custodian I, effective May 11,2007

Under Human Resources ratify the approval of Melissa Rosinski, a Junior at St. Vincents College, for an internship for up to 75 hours effective May 21, 2007 at no cost to the County.

Commissioner Zimmerlink: aye

Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Human & Community Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the submission of the FY 2007-08 Human Service Development Fund Pre-expenditure Plan to the Pennsylvania Department of Public Welfare to include agreements between the County of Fayette, Fayette County Office of Human & Community Services for the provision of services through the following providers at the designated allocations:

Albert Gallatin Human Services Agency, Inc. Counseling \$ 13,702 Homemaker \$57,696

City Mission Livingstones, Inc. Case Management \$17,000

Fayette Area Coordinated Transportation Transportation \$18,485

Fayette County Community Action Agency, Inc. Counseling \$8,177 I&R \$ 25,431 FDC \$ 6,500

Fayette County Housing Authority Services to Seniors Homemaker \$60,387 Aging Homemaker Program \$21,675 Adult Day Care \$ 17,595 Case Management \$23,715

Fayette County Drug & Alcohol Commission Education/Information \$69,828

Fayette County MH/MR Family Support Services \$12,750 Adult Developmental Training \$203,150

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink approving an agreement between the County of Fayette, Fayette County Office of Human & Community Services and Maher Duessel, Certified Public Accountants, Three Gateway Center West, Pittsburgh, PA for auditing for the FY 2006-07 the FCOHCS's transportation and human services programs in the respective amounts of \$18,950 & \$8,300.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: nay

Motion passed 2-1

Commissioner Vicites stated he thought this service should have been bid.

Moved by Commissioner Hardy and seconded by Commissioner Vicites approving the placement of public notice of Fayette Area Coordinated Transportation, FACT's public hearing on the Fiscal Year 2007-08 Plan of Projects on Friday, June 8, 2007 at 1:00 p.m. at the FACT Transit Center.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites awarding Bid Number 07-08 for one grand accessible mini van for Fayette Area Coordinated Transportation to Wolfington Body Co. Inc. being the lowest responsible bidder in the amount of \$35,220, pending the concurrence of the Pennsylvania Department of Transportation.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Zimmerlink and seconded by Commissioner Hardy to reject all bids received under Bid Number 07-10 Sale of County (FACT) Vehicles and to readvertise:

1999 Ford E450 Vehicle #107 to Tony Theodori at a bid of \$150

1997 Champion Vehicles #403 and 406 to Anthony Theodori at respective bids of \$25 & \$100

2000 Chevrolet 3500 vehicles #115 to Guadino Brothers LLC; Rogers Auto Sales at a bid of \$510

Commissioner Zimmerlink: aye

Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Commissioners

Moved by Commissioner Hardy and seconded by Commissioner Vicites approving the April 26, 2007 commissioners meeting minutes

Commissioner Zimmerlink: aye

Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites ratifying addendum to agreement with Pitney Bowes for Shape Based Rating Module at \$115/month to expire June 30, 2010.

Commissioner Zimmerlink: aye

Commissioner Hardy: aye

Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites approving an agreement

between the County of Fayette and Linda Edenfield, P.O. Box 214, Fairbank, Pa 15435 for cleaning services at \$100 per month effective June 1, 2007 for District Court 14-2-02/MDJ Wendy Dennis.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites approving agreement between the County of Fayette (APO) and Behavior Interventions(BI) Incorporated for Exacutrack for Global Positioning Satellite (GPS) for a one year term effective May 24, 2007 and addendum no.1 for additional remote/on site training.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites ratifying the letter of support for the Fayette Washington Keystone Innovation Zone Partnership with Fay Penn Economic Development Council

Representatives of Fay Penn, Sue Quinn and Barry Seneri, spoke about the program

Commissioner Zimmerlink: nay
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed 2-1

Public Announcement

Jim Smith invited everyone to the services for the veterans this coming weekend at Sylvan Heights.

Commissioner Zimmerlink reminded everyone that Memorial Day is more than the beginning of a

weekend of picnics and other events and everyone should be mindful of the reason for celebrating Memorial Day.

Public Comment

Lois Smolley asked for support for the construction of the Honor Roll in Keisterville.

Marilyn Cellurale stated there was on going harassment by the Chairlady and that the zoning officer was forced to send a violation notice even though he disagreed. She stated that pictures of her property have been taken without her permission. She stated that the Chairlady met with Mr. Kriss for 4 hours on May 11th. She also stated that she will have farmers and veterans not vote for Zimmerlink in the next election.

Tanya Cellurale said she has been trying to obtain transcripts. She said Buddy Eicher the zoning inspector was helping her go through the files and noted that some documents were misplaced and put in other files. Tanya Cellurale said files seemed to be missing or disorganized in the county office.

Joe Giachetti Uniontown City Council member said there was chaos on election day. He said the street lists needed updated and he questioned the number of voting machines at each poll.

Marigrace Butela stated that she was harassed by Doug Cortea while at the polling place at DiVito Park. She stated that Mr. Cortea asked about having watcher certificates. She stated that the constable had to become involved and that she does not feel she or anyone else should be approached by Doug Cortea.

Commissioner Zimmerlink responded that she disagreed that there was chaos but that improvements are needed at some polls. She stated that the number of voting machines were determined using a formula by HART with Commissioner Vicites, herself, the Director of the office and staff and that the county did the best they could in making the decision. She also stated that no one should be interfered with while at the polls and suggested to Ms. Butela to meet with the Director of the office as an initial step. Commissioner Vicites stated that the commissioners were candidates and not serving on the Board of Elections and could not become involved.

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink to adjourn the meeting.

Commissioner Zimmerlink: aye
Commissioner Hardy: aye
Commissioner Vicites: aye

Motion passed unanimously

Meeting Adjourned at approximately 12:10 p.m.

Judith M. Bodkin, Chief Clerk