

September 23, 2010

A Meeting of the Fayette County Board of Commissioners was held on Thursday September 23, 2010 at 10:00 a.m. in the Public Service Building, Uniontown, Pa.

Present;

Commissioner Vince Zapotosky, Chairman
Commissioner Vincent A. Vicites, Vice Chairman
Warren Hughes, County Manager/Acting Chief Clerk
Joseph Ferens, County Solicitor

Absent:

Commissioner Angela M. Zimmerlink, Secretary

- Meeting called to order
- Silent Prayer
- Pledge of Allegiance

Public Comment on Agenda Items: None

Proclamations / Resolution

Hunger Action Month, September 2010 (Theresa Furnier was not present to comment.)

Employ Older Workers Week (September 19-25, 2010) **Matt Uran** commented he is with Area Agency on Aging and explained the benefits Senior Citizens , such as being self sufficient, learns new skills, also it gives these individuals independence.

He introduced Gwenn Ridgley as the County Supervisor in Fayette County for the Area Agency on Aging which she is an advocate for seniors. He invited all seniors to come and visit, on Benson Avenue in Uniontown.

Red Ribbon Week (Oct 23-31, 2010) **Joe Augustine** introduced himself as being with Fayette County Drug and Alcohol Commission and works in the prevention unit for five years. He stated this is the 22nd year of noticing the Red Ribbon Week to encourage a drug free life style. Mr. Augustine explained October 23-31 commemorates the memory of one United States Drug Enforcement Special Agent by the name of (Enrique Camarena) that was killed while on assignment in the Mexican Drug Traffic Cartel in 1985. A Red Ribbon was declared in his honor and memory. He added with the help of Our First Lady Nancy Regan, Red Ribbon Week was born in the United States. Mr. Augustine thanked the Commissioners for their support.

Fayette County Veterans Outreach Day September 24th, 2010 **Tod Connor** Director of Veterans Affairs, and a proud Marine Veteran of Desert Storm in the Gulf War. He added the Veterans Affairs are having a function to recognize and celebrate the Veterans of our county and surrounding county. Mr. Connor explained his thoughts for the function was to educate and inform the Veterans of our county about the benefits they may be eligible for, in addition to that let's recognize the Veterans that are in our county that have served our country. This event will

September 23, 2010

take place tomorrow August 27th at Story Square here on Main Street; he added there will be a DJ along with a picnic serving food and refreshments. At the Veterans Office he explained we can get you register if you haven't already done so. Mr. Connor thanked the Commissioners and their Assistants for their help, also we reached out to our community which helped and came together and made many different sorts of donations to make this event successful. We will have a nice event tomorrow for our Veterans from 10 am. till 2 pm. Their will Vietnam Veterans from Pittsburgh attending along with WMBS doing live broadcast, it will be a day to celebrate the Veterans of our county.

Commissioner Zapotosky & Vicites thanked Mr. Connors for being such a great asset to our Veterans Affairs Office and for the service that he has provided for our county and also to our Veterans.

Domestic Violence Awareness Month October, 2010 **Alice Coleman** Interim Director for Domestic Violence in Fayette County, she explained Domestic Violence occurs everyday of the year; children are victims as well as adults so we are here in Fayette County because there is a need for our services. Mrs. Coleman stated the Commissioners, Communities, and also the Chamber of Commerce is greatly appreciated.

Commissioner Vicites read the proclamation and announced there will be a candle light vigil on October 7th 2010

Read the Constitution Day September 18, 2010

Commissioner Zapotosky explained it is a proclamation acknowledging that September 18, is proclaiming, (It's Read the Constitution Day) which is the most sacred document of our nation and we urge everyone to read the constitution on September 18th 2010.

150-Member US Army Reserve 401 Medium Truck Company

Commissioner Zapotosky stated this is a proclamation that was at the request of Barry Seneri based on a e-mail that was received from a constituent, several months ago which we held a public hearing regarding the army reserve unit and were joined by 25 to 35 Veterans in support of the facility being located here in Fayette County and proud to say, once was a sight being preferred in Westmoreland, now is being preferred to be placed in Fayette County at this time we are going through the environmental impact settings. He added there are many individuals that I can thank for their efforts regarding the location of the Reserve Unit here in here in Fayette County.

Commissioner Vicites stated we have the momentum for the Reserve Unit, thanks for the help of a lot of individuals which this Proclamation will help us keep the momentum to send this to the decision makers of the Centers which we should get out as soon as possible to let them know we are still permanentaly in favorable of this facility. Our Veterans deserve this facility in Fayette County; we can call our home base for Military Activity.

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to acknowledge proclamations/ resolution, Hunger Action Month, Employ Older Workers Week, Red Ribbon Week, Fayette County Veterans Outreach Day, Domestic Violence Awareness Month, Read the Constitution Day, and 150- Member US Army Reserve 401 Medium Truck Company.

September 23, 2010

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Fayette County Controllers Office

Sean Lally Fayette County Controller read Financial Condition of the County.

FUND: GENERAL FUND

DATE: 23-Sep-10

CASH:

Checking Account	Centra Bank	\$7,778,167.94
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Funds Owed to General Fund

Temporary Loans		
Victim Witness Fund		\$30,000.00
Children & Youth Fund		\$1,000,000.00
		\$1,030,000.00

Funds General Fund Owes

Tax Anticipation Note	\$4,000,000.00	\$4,000,000.00
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Budget Year 2010	Net Position	\$4,808,167.94
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Year to Date

Total 2010 Revenues	\$19,463,915.15
Total 2010 Expenditures	\$16,166,878.93
Total 2009 Expenditures paid in 2010	\$989,438.42
Capital Reserve Fund Balance	\$81,122.64
Bond Fund Balance	\$2,361.20

September 23, 2010

Behavior Health Administration

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

<u>Modification Agreement #2 2009-2010</u>	<u>Contract Value</u>	<u>Period</u>
City Mission-Living Stone, Inc.	\$78,364	7/1/09-6/30/10
Laurel House, Inc.	\$1,022,922	7/1/09-6/30/10
<u>Modification Agreement #3 2009-2010</u>		
Laurel House, Inc.	\$1,014,534	7/1/09-6/30/10
<u>EI Waiver Provider Contract 2010-2011</u>		
Western PA School for the Deaf	None	7/1/10-6/30/11

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink absent

Motion Passed Unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve awarding part of Bid Number 10-05 to Davies Ford Connellsville for the leasing of two (2) 2011 Ford Taurus sedans at a monthly cost of Eight Hundred Fifty-Nine Dollars and Fifty-Eight Cents (**\$859.58**) for thirty-six (36) months, with a total cost of Thirty-One Thousand Two Hundred One Dollars and Seventy-Eight Cents (**\$31,201.78**) for both vehicles for the lease period with 18,000 miles per year allowance.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink absent

Motion Passed Unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve rejecting part of Bid Number 10-05 dealing with the leasing of a 2011 Ford Explorer XLT (or equivalent model) for Fayette County Behavioral Health Administration.

Commissioner Zapotosky yes
Commissioner Vicites yes
Commissioner Zimmerlink absent

Motion Passed Unanimously

September 23, 2010

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites approving re-authorization to advertise for bids for the leasing of a 2011 Ford Explorer XLT (or equivalent model) with a future delivery date that will coincide with current production timetables.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Children & Youth Services

Moved by Commissioner Vicites and seconded Commissioner Zapotosky to approve the purchase of service agreements between the County of Fayette through Fayette County Children & Youth Services, for the following attorneys appointed by the court to represent children in dependency proceedings during FY2010-11. The rate for the services rendered is \$65.00 per hour.

Jason Taylor
Amber N. Shipley

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve **Purchase of Service Agreements** between the County of Fayette, through Fayette County Children & Youth Services and ACS Psychological Associates, Inc. – 136 East Fayette Street, Uniontown, PA 15401 on an as needed basis for psychological testing at \$150.00 per hour with an allowance of two (2) hours per case, \$70.00 per hour for individual assessment/therapy, \$35.00 per hour for group therapy and \$100.00 per hour for Court testimony.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

Planning & Zoning

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to accept adoption of the Fayette County Comprehensive Parks, Recreation, Open Space, Greenways and Trails Plan as presented at the August 26, 2010 Public Hearing.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Commissioner Vicites stated he and Commissioner Zapotosky have been talking and hopefully enhancing our current recreation opportunity and building on that in the county for the quality of life for our citizens.

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve RZ 10-5 John Skochelak, German Township, requesting an extension of an A-1 Agricultural-Rural on property currently zoned B-1 General Business

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the Pennsylvania Community Transportation Initiative (PCTI) application submitted for segment 3 of the Sheepskin Trail. This is for construction, redesign and acquisition if necessary. The total amount of the grant request is \$1,220,000.

Commissioner Zapotosky stated there is no match to this.

Commissioner Vicites commented the Sheep Skin Trial is something I have prioritized a few years ago and we have been making progress though we have had hurdles to get over, but now we are at a point you will see a lot of construction actually in the North Union Area, this will complete this area. He said we need to start on the Southern end by Point Marion, then work our way to West Virginia.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

Election Bureau

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve authorization to publish the November 2, 2010 Election Proclamation.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Fact

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to award Bus Shelter bid #10-04 for the purchase and installation of 8 bus Shelters throughout Fayette county to Redstone Excavating for total of \$94,800.

Commissioner Vicites commented there was an excellent Ribbon cutting yesterday at our new Fact Transportation center located in the Fayette County Business Park, he added he was very impressed with the facility, which a lot of team work went into getting that accomplished. The Commissioners, Redevelopment Authority, Fact Staff, Director Lori Groover Smith, and the rest of her staff has done a great job.

Commissioner Zapotosky added how beautiful the facility turned out, and the area where it is located is beautiful, he invited all to ride up to see what a wonderful job that took place there for our senior's citizens.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Human Resources

CYS

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the hire of Michael A. Aubele as a County Caseworker I at 14.69/hr (\$28,634) effective September 27, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

FACT

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the volunteer internship of Melanie Helms, Accounting major from LBI, effective September 27, 2010 for 150 hours.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

FCBHA

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the resignation of Richelle M. Mosley County Caseworker II effective September 10, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the hire of Robyn Marmie as County Caseworker II at \$14.66/hr (\$28,587), effective September 27, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Human Resources

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the volunteer internship of Sally Taplin, Business and Administration major from LBI, effective September 15, 2010 for 150 hours.

September 23, 2010

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Tax Assessment

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky of the retirement Arnold Amber, Assessor II, effective September 10, 2010.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Prison

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the volunteer internship of Tina Widgard, Accounting major from LBI, effective September 27, 2010 for 150 hours.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Public Defender

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to ratify the volunteer internship of Lena Breakiron, Office Administration major from LBI, effective September 20, 2010 for 150 hours.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

Commissioners

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the minutes of August 2010 Commissioners Meeting.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the approval to enter into an internship with West Virginia University to work at the Masontown Park. This is will be under the direction of the University's College of Physical Activity and Sports Science, Masontown Borough and German Twp.

Commissioner Zapotosky commented last year a meeting we held at the park with representatives of the parks committee, and council. They discussed the possibility of partnering up with one of the local schools. He stated he was pleased this is progressing again; it goes back to the parks and recreations plan and enhances the quality of life.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approving the issuance of an RFP for the Prison – health care services – the contract will end 12-31-10 for the health care services for the prisoners.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to approve the issuance of a “letter of interest” as approved by the Department of Transportation for Bridge Inspections.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to approve the issuance of an RFQ Services for Auditing Services for the County as separate Auditing Services one entire Audit for the county as a whole and any discussions that would be applicable regarding current Auditing Services being providing regarding the expiration of current contracts which will consists of three parts , A: Individual B: County Wide C: Working with the current providers regarding the termination of current contracts that may be overlapping three to five years.

Warren Hughes County Manager stated there are three pieces that we can split into three options and he suggested to do all three options which is a General Fund Audit that will expire this year, second which would include the steps of adding the other Departments as we go along while their current contracts expire, the third would be putting all the pieces together and having a discussion depending on prices and the people that will be bidding on this that may be negotiating or having discussing with individuals that do have current contracts that wont expire for another year or two and say if they would commit us to break those contracts and put this together as one piece. He said he had discussion yesterday with Maher Duessel and they seemed mean able to that idea. Mr. Hughes did express putting it out all three ways would keep us covered which we would have the opportunity to choose how the Commissioner would want to precede.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the approval of a lease with the US Postal Service for the space in the Federal Building. Terms - 10-25-11 to 10-24-16 for \$14,850.00 annually.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Commissioner Vicites commented he was glad to see this issue gets accomplished also stated the post office facility is very helpful in the Uniontown area.

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the approval of bidding recycling equipment approved and funded entirely by the Department of Environmental Protection – Act 902 monies...

September 23, 2010

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to award RFQ # 10-05 for actuarial services to the Fayette County Retirement System.

Commissioner Zapotosky stated this issue has never been brought before the Commissioners meeting, it usually is address at the Retirement Board Meeting which was but because of the utilization of the General Fund Dollars with the Arch we placed this on the agenda.

Commissioner Vicites stated the County Solicitor Joseph Ferens has reviewed the information as it concurs.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Zapotosky and seconded by Commissioner Vicites to designate Fay Penn Economic Development Council as LEDA on behalf of Fayette County for the 2010- 2011 Fiscal Year. Funds available are in the amount of \$21,260.00.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Commissioner Zapotosky commented we were not approached by any other entity.

Moved by Commissioner Zapotosky moved and seconded by Commissioner Vicites to acknowledge the request for discussion regarding R.M.Z. Holdings and regard to the counties property on route 40.

John Fonzo Reprehensive of R.M.Z. Holdings which is a Pennsylvania Corporation headquartered in North Union Township. He stated R.M.Z. owns 121 acres and the counties Amphitheater property consists of 6 acres which is in the middle of the 121 acres I am speaking of. He added there are potential uses for the 6 acres.

Commissioner Zapotosky reminded all, if proposal are made, anything legal of nature we will need to get it to our solicitor for review.

Commissioner Vicites explained we currently have some pending legal action against the previous owner.

September 23, 2010

Joseph Ferens County Solicitor stated we do have judgment against the prior owner of the 126 acres because they failed to respond, though to my understanding they have no assets.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to ratify the following transfers from August 17, 2010 through September 16, 2010 within the 2010 Budget.

OFFICE	LINE ITEM	DEBIT	CREDIT
Assessment			
Contract – Adm/CLT	014136 53026	\$1,500.00	
Travel	014136 53300		\$1,500.00
Building and Grounds			
Utilities	014174 53610	\$300.00	
Travel	014174 53300		\$300.00
Courts			
Arbitration	014184 51412	\$2,000.00	
Computer Services	014184 53010		\$2,000.00
Prison			
Cash	011000 10400	\$567,000.00	
Prison Cell Rental	014232 53830		\$567,000.00
	Total Debits	\$570,800.00	
	Total Credits		\$570,800.00

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously

September 23, 2010

Public Announcements: There will be a Welcome Home Heroes event on October 21, 2010. Event will take place at North Union VFW, Post 8543 on West Penn Blvd, North Union Township, Parade begins at 3:00 p.m. with program to Follow.

Public Comments:

Rebecca Hollenbaugh stated she is with Fayette County Library System which is funded by the County Commissioners, she explained about new technology they now have available at the Fayette County Libraries particularly for the handicap and for our Senior Citizens. She also demonstrated some of the products she brought with her. Mrs.Hollenbaugh thanked the Commissioners for their support.

Commissioner Zapotosky asked all to keep Commissioner Zimmerlink in their prayers

Moved by Commissioner Vicites and seconded by Commissioner Zapotosky to adjourn the meeting.

Commissioner Zapotosky	yes
Commissioner Vicites	yes
Commissioner Zimmerlink	absent

Motion Passed Unanimously