

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:30 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

THE COUNTY CONTROLLER, COUNTY TREASURER, CLERK OF COURTS, DISTRICT ATTORNEY, DIRECTOR OF HUMAN RESOURCES, AND ASSISTANT COURT ADMINISTRATOR WYNN WERE ALSO PRESENT.

SOLICITOR MISCAVIGE WAS ABSENT.

**MOMENT OF SILENCE:**

A MOMENT OF SILENCE WAS OBSERVED.

**PRAYER:**

COMMISSIONER GERHARD OFFERED THE PRAYER.

**PLEDGE OF ALLEGIANCE:**

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE.

**OFFICIAL ACTIONS OF THE CARBON COUNTY BOARD OF COMMISSIONERS:**

**MINUTES:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD AUGUST 28, 2014.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**GUESTS (CONCERNING COUNTY BUSINESS):**

CAROL & ED WANYO, BEAVER MEADOWS RE: PRESENTED A \$500 DONATION TO THE CARBON COUNTY ANIMAL SHELTER

**EXECUTIVE SESSIONS:**

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

**DEPARTMENT REPORTS:**

**CHIEF CLERK/COUNTY ADMINISTRATOR:**

**BUDGET TRANSFERS:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED SEPTEMBER 4, 2014.

BOARD POLLED: O'GUREK YES  
 GERHARD YES  
 NOTHSTEIN YES

**SUPPLEMENTAL APPROPRIATIONS:**

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO APPROVE THE SUPPLEMENTAL APPROPRIATIONS AS LISTED ON TRANSMITTALS DATED SEPTEMBER 4, 2014.

BOARD POLLED: O'GUREK YES  
 GERHARD YES  
 NOTHSTEIN YES

**EXPENDITURE APPROVAL:**

**GENERAL FUND CLEARING ACCOUNT:**

APPROVAL OF CHECK NUMBERS 109592 THROUGH 109708 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 383,160.28
9-1-1 FUND	\$ 19,048.72
COUNTY PARKING FUND	\$ 1,430.88
AREA AGENCY ON AGING FUND	\$ 54,106.75
CHILDREN & YOUTH FUND	\$ 76,742.90
HUMAN SERVICE AGENCY FUND	\$ 2,500.29
DOMESTIC RELATIONS 4D FUND	\$ 16,365.39
WORKFORCE INVESTMENT ACT FUND	\$ 9,457.57
PARKS & RECREATION FUND	\$ 9,147.25
CARBON TRANSPORTATION SYSTEM FUND	\$ 868,636.00
CENTRALIZED BOOKING FUND	\$ 26.37
CDBG FUND	\$ 348.80
FRINGE BENEFIT PAYMENT FUND	\$ <u>1,130.82</u>
TOTAL:	\$ 1,442,102.02

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE PAYMENT OF THE CHECK NUMBERS AS LISTED ABOVE.

BOARD POLLED: O'GUREK YES\*  
 GERHARD YES  
 NOTHSTEIN YES

\* MR. O'GUREK VOTED YES WITH THE EXCEPTION OF BILLS FOR BLUE RIDGE COMMUNICATIONS AND THE TIMES NEWS, HE ABSTAINED.

**TREASURER'S REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED AUGUST 31, 2014 REPORTING BALANCES AS FOLLOWS:

**BALANCES AS OF AUGUST 31, 2014:**

GENERAL FUND CHECKING ACCOUNT	\$ 1,488.71
PAYROLL CHECKING ACCOUNT	\$ 23,508.85

GENERAL FUND SP NOW	\$ 11,405,296.31
OPERATING RESERVE	\$ 927,590.48
RENTAL PROPERTY	\$ 253,504.77
SOLID WASTE FUND	\$ 162,070.19
9-1-1 FUND	\$ 134,891.79
PARKING FUND	\$ 1,032,560.07
ACT 78 FUND	\$ 86,154.41
ACT 56 FUND	\$ 1,069,122.60
LIQUID FUELS	\$ 256,606.12
AREA AGENCY ON AGING	\$ 345,942.99
CHILDREN & YOUTH	\$ 722,385.91
HUMAN SERVICES AGENCY	\$ 16,630.14
DOMESTIC RELATIONS	\$ 64,415.51
WORKFORCE INVESTMENT ACT	\$ 28,649.90
PARKS & RECREATION FUND	\$ 144,300.91
CARBON TRANSPORTATION	\$ 868,739.93
HAZMAT FUND	\$ 128,999.67
OFFENDER SUPERVISION	\$ 529,353.36
ADULT ELECTRONIC MONITORING	\$ 144,325.72
SMALL BUSINESS EXPANSION LOAN	\$ 69,481.28
FARMLAND PRESERVATION	\$ 145,852.19
HUMAN SERVICES DEVELOPMENT	\$ 3,959.26
HOMELESS GRANT	\$ 0.69
CENTRALIZED BOOKING	\$ 58,925.61
VICTIM WITNESS	\$ 9,626.98
RECORDER OF DEEDS	\$ 27,691.34
RECORDS IMPROVEMENTS	\$ 9,294.89
JUVENILE SUPERVISION FEE	\$ 18,891.58
COMMUNITY SERVICE FEE	\$ 14,725.79
PROTHONOTARY AUTOMATION	\$ 9,526.26
AFFORDABLE HOUSING	\$ 228,055.45
CLERK OF COURTS	\$ 9,385.47
REGISTER OF WILLS	\$ 10,394.67
JUVENILE ELECTRONIC MONITORING	\$ 4,104.26
VITAL STATISTICS	\$ 39,209.34
SUBSTANCE ABUSE EDUCATION FUND	\$ 33,126.90
LIQUID FUELS/ACT 44 FUND	\$ 177,244.13
ACT 13 BRIDGE IMPROVEMENT FUND	\$ 279,280.20
VICTIMS SERVICE FUND	\$ 17,321.42
HOTEL EXCISE TAX FUND	\$ 17,970.41
CDBG FUND	\$ 471.09
DEBT SERVICE	\$ 2,374,731.70
CAPITAL PROJECTS	\$ 453,569.92
FRINGE BENEFITS	\$ 261,393.96
TAX CLAIM	\$ 413,677.74

BOARD POLLED: O'GUREK YES  
 GERHARD YES  
 NOTHSTEIN YES

THE CHAIRMAN RECESSED THE REGULAR MEETING AT 10:37 A.M. IN ORDER TO CONVENE THE MONTHLY SALARY BOARD MEETING.

THE BOARD RECONVENED THE REGULAR MEETING AT 10:47 A.M.

**PROCLAMATION:**

**DIRECT SUPPORT RECOGNITION WEEK:**

MOTION BY MR. O’GUREK, SECONDED BY MR. GERHARD, TO ADOPT THE FOLLOWING PROCLAMATION FOR DIRECT SUPPORT PROFESSIONALS RECOGNITION WEEK, SEPTEMBER 7 - 13, 2014:

**PROCLAMATION #2014-07**

**DIRECT SUPPORT PROFESSIONALS RECOGNITION WEEK**

**SEPTEMBER 7-13, 2014**

**WHEREAS**, DIRECT SUPPORT PROFESSIONALS, DIRECT CARE WORKERS, PERSONAL ASSISTANTS, PERSONAL ATTENDANTS, IN-HOME SUPPORT WORKERS AND PARAPROFESSIONALS (REFERRED TO IN THIS PREAMBLE AS “DIRECT SUPPORT PROFESSIONALS”) ARE THE PRIMARY PROVIDERS OF LONG TERM SUPPORTS AND SERVICES FOR MILLIONS OF INDIVIDUALS; AND

**WHEREAS**, A DIRECT SUPPORT PROFESSIONAL MUST BUILD A CLOSE, TRUSTED RELATIONSHIP WITH AN INDIVIDUAL WITH DISABILITIES; AND

**WHEREAS**, A DIRECT SUPPORT PROFESSIONAL ASSISTS AN INDIVIDUAL WITH DISABILITIES WITH THE MOST INTIMATE NEEDS, ON A DAILY BASIS; AND

**WHEREAS**, DIRECT SUPPORT PROFESSIONALS PROVIDE A BROAD RANGE OF SUPPORT, FROM PREPARING MEALS AND HELPING WITH MEDICATIONS TO TRANSPORTING THEM TO SCHOOL, WORK AND OTHER ACTIVITIES; AND

**WHEREAS**, A DIRECT SUPPORT PROFESSIONAL PROVIDES ESSENTIAL SUPPORT TO HELP KEEP AN INDIVIDUAL WITH DISABILITIES CONNECTED TO THEIR FAMILIES AND COMMUNITY; AND

**WHEREAS**, DIRECT SUPPORT PROFESSIONALS ENABLE INDIVIDUALS WITH DISABILITIES TO LIVE MEANINGFUL, PRODUCTIVE LIVES; AND

**WHEREAS**, DIRECT SUPPORT PROFESSIONALS ARE THE KEY TO ALLOWING AN INDIVIDUAL WITH DISABILITIES TO LIVE SUCCESSFULLY IN THE COMMUNITY OF THE INDIVIDUAL; AND

**WHEREAS**, THERE IS A DOCUMENTED CRITICAL AND GROWING SHORTAGE OF DIRECT SUPPORT PROFESSIONALS IN EVERY COMMUNITY THROUGHOUT THE UNITED STATES.

**NOW THEREFORE**, THE COMMISSIONERS OF CARBON COUNTY DO HEREBY PROCLAIM SEPTEMBER 7 – 13, 2014, DIRECT SUPPORT PROFESSIONALS RECOGNITION WEEK IN CARBON COUNTY.

**ADOPTED** BY THE CARBON COUNTY BOARD OF COMMISSIONERS THIS 4TH DAY OF SEPTEMBER, 2014.

**COUNTY OF CARBON BOARD OF COMMISSIONERS**

- /S/ WAYNE E. NOTHSTEIN, CHAIRMAN
- /S/ TOM J. GERHARD, VICE-CHAIRMAN
- /S/ WILLIAM J. O’GUREK, MEMBER

**ATTEST:**

/S/ ELOISE K. AHNER, CHIEF CLERK/COUNTY ADMINISTRATOR

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

MEMBERS OF THE REDCO GROUP WERE PRESENT TO ACCEPT THE PROCLAMATION.

THE COMMISSIONERS INDIVIDUALLY CONGRATULATED AND THANKED THE GROUP FOR THE JOB THAT THEY DO, NOTING THAT THEY ARE GIFTED INDIVIDUALS WHO WORK WITH SPECIAL NEEDS PEOPLE MAKING THEIR LIVES MORE MEANINGFUL.

**PERSONNEL REPORT:**

**RESIGNATIONS:**

**KASAUNDR A. BARCLAY**, LEHIGHTON, PA – LIFEGUARD, PARKS – EFFECTIVE SEPTEMBER 1, 2014.

**KASSANDRA E. GRAY**, LANSFORD, PA – LIFEGUARD, PARKS – EFFECTIVE SEPTEMBER 1, 2014.

**JAMES J. MARKS**, JIM THORPE, PA – PART-TIME SEASONAL PARK MAINTENANCE, PARKS – EFFECTIVE AUGUST 31, 2014.

**SAMANTHA R. MCCARTHY**, COALDALE, PA – LIFEGUARD, PARKS – EFFECTIVE SEPTEMBER 1, 2014.

**SHERIFF APPOINTMENT:**

**RYAN P. KENNEDY**, COALDALE, PA – DEPUTY SHERIFF – EFFECTIVE SEPTEMBER 8, 2014.

**ANTHONY C. HARVILLA**, TRESCKOW, PA – SPECIAL DEPUTY SHERIFF – EFFECTIVE SEPTEMBER 8, 2014.

**PRISON BOARD APPOINTMENT:**

**CHAD S. SWEDAR**, TAMAQUA, PA – PART-TIME CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE SEPTEMBER 8, 2014.

**CHANGES OF STATUS:**

**WILLIAM E. MCDONALD**, NEW RINGGOLD, PA

FROM: 2<sup>ND</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE

TO: 1<sup>ST</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE

EFFECTIVE: SEPTEMBER 1, 2014 (RETROACTIVE)

**MICHAEL S. GREEK**, NESQUEHONING, PA

FROM: 3<sup>RD</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE

TO: 2<sup>ND</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE

EFFECTIVE: SEPTEMBER 1, 2014 (RETROACTIVE)

**CYNTHIA DYDRA-HATTON**, LEHIGHTON, PA

FROM: 4<sup>TH</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE &  
SOLICITOR, PROTHONOTARY'S OFFICE

TO: 3<sup>RD</sup> ASSISTANT DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE &  
SOLICITOR, PROTHONOTARY'S OFFICE

EFFECTIVE: SEPTEMBER 1, 2014 (RETROACTIVE)

**PAUL J. LEVY**, ALLENTOWN, PA

FROM: ASSISTANT PUBLIC DEFENDER, PUBLIC DEFENDER'S OFFICE

TO: 1<sup>ST</sup> ASSISTANT PUBLIC DEFENDER, PUBLIC DEFENDER'S OFFICE

EFFECTIVE: SEPTEMBER 1, 2014 (RETROACTIVE)

**JUSTIN M. METZ**, BEAVER MEADOWS, PA

FROM: LAW CLERK (TEMPORARILY), COURT ADMINISTRATION

TO: LAW CLERK, COURT ADMINISTRATION

EFFECTIVE: SEPTEMBER 5, 2014

**MATTHEW J. MOTTOLA**, NORTHAMPTON, PA

FROM: LAW CLERK, COURT ADMINISTRATION

TO: FULL-TIME ASSISTANT PUBLIC DEFENDER, PUBLIC DEFENDER'S OFFICE

EFFECTIVE: SEPTEMBER 5, 2014

**DENISE B. WILLIAMS-AMILL**, LEHIGHTON, PA

FROM: LEGAL SECRETARY II TRAINEE, DISTRICT ATTORNEY'S OFFICE

TO: LEGAL SECRETARY II, DISTRICT ATTORNEY'S OFFICE

EFFECTIVE: SEPTEMBER 10, 2014.

**SEMINAR/TRAINING REQUESTS:**

**EMERGENCY MANAGEMENT AGENCY**

**MARK NALESNIK**

2014 ANNUAL EMERGENCY MANAGEMENT CONFERENCE

SEVEN SPRINGS, PA

COST: MEALS

**PLANNING & DEVELOPMENT**

**DAVID J. BODNAR, JR.**

**RYAN RICHARDS**

RETRAC USER TRAINING

WILKES-BARRE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED SEPTEMBER 4, 2014.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**CORRESPONDENCE:**

MINUTES RECEIVED: JULY 24, 2014 MEETING OF THE CARBON CONSERVATION DISTRICT; AUGUST 11, 2014 MEETING OF SHEPHERD HOUSE, INCORPORATED.

THE AUGUST 2014 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY REGISTER OF WILLS.

A COMMUNICATION WAS RECEIVED FROM THE MAUCH CHUNK ROD & GUN CLUB/FIVE MILE HIGH STOCKING CLUB THANKING THE COMMISSIONERS FOR THE \$250 HOTEL EXCISE TAX GRANT, WHICH WILL BE USED TO PURCHASE FIFTY-TWO ADDITIONAL FOURTEEN-INCH TROUT TO BE STOCKED IN THE LEHIGH RIVER.

A COMMUNICATION WAS RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT APPLICATION:

LEONID TOPPER, MORRIS PLAINS, NJ  
 CONSTRUCTION OF SMALL PRIVATE RECREATIONAL DOCK (TOPPER DOCK) AND WALKWAY,  
 PENN FOREST TOWNSHIP

A COMMUNICATION WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE ADVISING THAT DUE TO THE PASSAGE OF THE 2014-2015 STATE BUDGET, THE FY 2014-2015 HOMELESS ASSISTANCE PROGRAM (HAP) ALLOCATION FOR CARBON COUNTY IS \$27,359.

**CCCT/LANTA:**

**#14-311 MATP PROGRAM/AGREEMENT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE FY 2014-15 MEDICAL ASSISTANCE TRANSPORTATION PROGRAM (MATP) GRANT AGREEMENT AND TENTATIVE ALLOCATION IN THE AMOUNT OF \$1,160,478.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**HUMAN SERVICES:**

**#14-312 AGREEMENT/ACTION COMMITTEE:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE LETTER OF AGREEMENT BETWEEN THE COUNTY AND THE CARBON COUNTY ACTION COMMITTEE REGARDING ADMINISTRATION OF THE FY 2014/2015 HUMAN SERVICES DEVELOPMENT FUND (HSDF) PROGRAM, IN THE AMOUNT OF \$49,000.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**SOLICITOR'S REPORT:**

**#14-313 BANNER REQUESTS:**

BANNER REQUESTS WERE SUBMITTED FOR THE FOLLOWING:

ST. JOSEPH'S CHURCH, JIM THORPE, PA  
OCTOBERFEST, OCTOBER 19, 2014  
(OCTOBER 12 TO OCTOBER 20, 2014)

SHRINE OF ST. THERESE, NESQUEHONING, PA  
ST. THERESE SHOWER OF ROSES, OCTOBER 5, 2014  
(SEPTEMBER 8 TO OCTOBER 6, 2014)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE BANNER REQUESTS AS LISTED.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**TAX ASSESSMENT:**

**#14-314 TAX REFUND:**

A COMMUNICATION WAS RECEIVED FROM THE TAX ASSESSMENT BUREAU VERIFYING THAT THE FOLLOWING TAXPAYER IS REQUESTING A REFUND OF 2013 REAL ESTATE TAXES:

**MUNICIPALITY:** PENN FOREST TOWNSHIP

HAFLER, MICHAEL & MARIA  
1106 AZALEA DRIVE  
WARMINSTER, PA 18974

**CODE:** 19-51-11217

**PROPERTY RECORD CARD #:** 22A-51-EV1955

**REASON:** AS PER COURT STIPULATION, ASSESSMENT REDUCED FROM 62,950 TO 27,523.  
REFUND BASED ON DIFFERENCE IN ASSESSMENT OF 35,427.

**TOTAL REFUND DUE:** \$355.87

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE PAYMENT OF THE REFUND AS LISTED.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**FURTHER BUSINESS:**

**DRUG TIP LINE:**

DISTRICT ATTORNEY JEAN A. ENGLER ANNOUNCED THAT THE DISTRICT ATTORNEY' OFFICE, WITH THE SUPPORT AND APPROVAL OF THE CARBON COUNTY BOARD OF COMMISSIONERS, HAVE ESTABLISHED A TELEPHONE DRUG TIP LINE (570-732-0089) WHICH WILL GIVE RESIDENTS THE OPPORTUNITY TO REPORT SUSPECTED DRUG OPERATIONS WITHIN THEIR COMMUNITIES.

COMMISSIONER O'GUREK ADDED THAT IN JUNE, THE SALARY BOARD CREATED THE POSITION OF A PART-TIME COUNTY DETECTIVE IN THE DISTRICT ATTORNEY'S OFFICE FOR THE PURPOSE OF FIGHTING BACK THE WAR AGAINST DRUGS IN THE COUNTY.

**COMMISSIONERS' REPORTS:**

COMMISSIONER GERHARD ADVISED THAT THE FIRING RANGE AT THE CARBON COUNTY CORRECTIONAL FACILITY (CCCF) IS NEAR COMPLETION, AND THANKED FRANK SHUBEK AND CHARLES NEFF FOR ALL THE WORK THEY DID.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 11:06 A.M.

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ELOISE K. AHNER,  
CHIEF CLERK/COUNTY ADMINISTRATOR

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WAYNE E. NOTHSTEIN, CHAIRMAN