

JANUARY 7, 2019

A MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 1:48 P.M. IN THE COMMISSIONER'S MEETING ROOM, CARBON COUNTY ADMINISTRATION BUILDING, JIM THORPE, PENNSYLVANIA, IMMEDIATELY FOLLOWING THE ANNUAL SALARY BOARD MEETING.

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

THE COUNTY CONTROLLER, COUNTY TREASURER, COURT ADMINISTRATOR, COUNTY SHERIFF, CHIEF ADULT PROBATION OFFICER, CLERK OF COURTS, AND THE HUMAN RESOURCES DIRECTOR WERE ALSO PRESENT.

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 DECEMBER 27, 2018.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS (CONCERNING COUNTY BUSINESS):

CHRIS LUKASEVICH, JIM THORPE, PA

RE: QUESTIONS ON THE COUNTY BUDGET
IN REGARDS TO THE PARKING ACCOUNT

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 JANUARY 7, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

ETHICS COMMISSION COMPLIANCE:

COMMISSIONER O'GUREK SUBMITTED A MEMORANDUM (ATTACHED) IN ORDER TO COMPLY WITH THE STATE ETHICS ACT THAT LISTS HIS CONFLICTS OF INTEREST WITH THE TIMES NEWS AND PENCOR RELATED COMPANIES WHICH THE ETHICS COMMISSION HAS REQUESTED HE FILE ON A REGULAR BASIS.

MEMORANDUM

SECTION 1103(J) OF THE ETHICS ACTS PROVIDES AS FOLLOWS:

VOTING CONFLICT-WHERE VOTING CONFLICTS ARE NOT OTHERWISE ADDRESSED BY THE CONSTITUTION OF PENNSYLVANIA OR BY ANY LAW RULE REGULATION ORDER OR ORDINANCE, THE FOLLOWING PROCEDURE SHALL BE EMPLOYED. ANY PUBLIC OFFICIAL OR PUBLIC EMPLOYEE WHO IN THE DISCHARGE OF HIS OFFICIAL DUTIES WOULD BE REQUIRED TO VOTE ON A MATTER THAT WOULD RESULT IN A CONFLICT OF INTEREST SHALL ABSTAIN FROM VOTING AND PRIOR TO THE VOTE BEING TAKEN PUBLICLY ANNOUNCE AND DISCLOSE THE NATURE OF HIS INTEREST AS A PUBLIC RECORD IN A WRITTEN MEMORANDUM FILED WITH THE PERSON RESPONSIBLE FOR RECORDING THE MINUTES OF THE MEETING AT WHICH THE VOTE IS TAKEN PROVIDED THAT WHENEVER A GOVERNING BODY WOULD BE UNABLE TO TAKE ANY ACTION ON A MATTER BEFORE IT BECAUSE THE NUMBER OF MEMBERS OF THE BODY REQUIRED TO ABSTAIN FROM VOTING UNDER THE PROVISIONS OF THIS SECTION MAKES THE MAJORITY OR OTHER LEGALLY REQUIRED VOTE OF APPROVAL UNATTAINABLE THEN SUCH MEMBERS SHALL BE PROVIDED TO VOTE IF DISCLOSURES ARE MADE AS OTHERWISE PROVIDED HEREIN. IN THE CASE OF A THREE-MEMBER GOVERNING BODY OF A POLITICAL SUBDIVISION WHERE ONE MEMBER HAS ABSTAINED FROM VOTING AS A RESULT OF A CONFLICT OF INTEREST AND THE REMAINING TWO MEMBERS OF THE GOVERNING BODY HAVE CAST OPPOSING VOTES THE MEMBER WHO HAS ABSTAINED SHALL BE PERMITTED TO VOTE TO BREAK THE TIE VOTE IF DISCLOSURE IS MADE AS OTHERWISE PROVIDED HEREIN.

ACCORDINGLY, TO COMPLY WITH THIS SECTION OF THE ETHICS ACT, I AM SUBMITTING THIS MEMORANDUM AS A MEANS OF PROVIDING FULL DISCLOSURE OF A CONFLICT OF INTEREST, STATING THAT I AM ABSTAINING TODAY ON ANY ACTIONS RELATING TO PAYING BILLS TO, ADVERTISING WITH, ACCEPTING PROPOSALS FROM AND/OR ENTERING CONTRACTS WITH TIMES NEWS, LEHIGHTON, PA, BECAUSE I AM A PART-TIME EMPLOYEE THERE, AS WELL AS ITS SISTER COMPANIES, INCLUDING BLUE RIDGE COMMUNICATIONS, PENTELE DATA, THE PALMERTON TELEPHONE COMPANY AND PENCOR HOSE AND FITTING, AND ANY OTHER PENCOR SERVICES' AFFILIATES.

/S/ WILLIAM J. O'GUREK, MEMBER

01/07/2019

EXPENDITURE APPROVAL:

PAYROLL FUND CHECKING ACCOUNT:

APPROVAL OF PAYROLL CHECK NUMBERS 70713 THROUGH 70745 AND DIRECT DEPOSIT CHECK NUMBERS 6004917 THROUGH 6005315 FOR THE PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$554,054.55 (PAYROLL DATED JANUARY 4, 2019).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY PAYMENT OF THE PAYROLL CHECKS AS LISTED ABOVE.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 203239 THROUGH 203320 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 101,709.53
RENTAL PROPERTY FUND	\$ 1,213.83
COUNTY PARKING FUND	\$ 526.50
LIQUID FUELS FUND	\$ 10,900.00
AREA AGENCY ON AGING FUND	\$ 6,236.41
CHILDREN & YOUTH FUND	\$ 32,289.15
HUMAN SERVICE AGENCY FUND	\$ 1,098.17
DOMESTIC RELATIONS FUND	\$ 2,580.58
PARKS & RECREATION FUND	\$ 538.98
9-1-1 FUND	\$ <u>7,532.00</u>
TOTAL:	\$ 164,625.15

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 STATED, "YES, WITH THE EXCEPTION OF THE BILLS FOR BLUE RIDGE COMMUNICATIONS, BLUE RIDGE CABLE TECHNOLOGIES, PENTELEDATA, AND THE TIMES NEWS, TO WHICH I ABSTAIN SINCE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHICH IS A SISTER COMPANY OF BLUE RIDGE COMMUNICATIONS, BLUE RIDGE CABLE TECHNOLOGIES, AND PENTELEDATA."

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED DECEMBER 17, 2018 TO DECEMBER 31, 2018 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF DECEMBER 31, 2018:

GENERAL FUND CHECKING ACCOUNT	\$ 11,702.44
GENERAL FUND SP NOW	\$ 8,690,937.90
OPERATING RESERVE FUND	\$ 958,834.12

RENTAL PROPERTY FUND	\$ 202,315.73
COUNTY PARKING FUND	\$ 951,934.79
LIQUID FUELS TAX FUND	\$ 535,705.29
AREA AGENCY ON AGING FUND	\$ 209,030.37
CHILDREN & YOUTH FUND	\$ 111,675.00
HUMAN SERVICES AGENCY FUND	\$ 16,219.07
DOMESTIC RELATIONS IV-D FUND	\$ 130,010.67
WORKFORCE INVESTMENT ACT	\$ 41,349.69
PARKS & RECREATION FUND	\$ 98,038.99
CARBON TRANSPORTATION SYSTEM FUND	\$ 127,238.06
9-1-1 FUND	\$ 1,295,790.98
HAZMAT RESPONSE FUND	\$ 132,831.68
OFFENDER SUPERVISION FUND	\$ 450,461.63
ADULT ELECTRONIC MONITORING FUND	\$ 186,950.39
FARMLAND PRESERVATION FUND	\$ 48,549.37
HUMAN SERVICES DEVELOPMENT FUND	\$ 14,512.21
HOMELESS GRANT FUND	\$ 7,225.23
CENTRALIZED BOOKING FUND	\$ 119,266.19
VICTIM/WITNESS FUND	\$ 11,409.81
RECORDER OF DEEDS IMPROVEMENT FUND	\$ 37,153.89
COUNTY RECORDS IMPROVEMENTS FUND	\$ 15,802.97
JUVENILE SUPERVISION FEE FUND	\$ 38,612.22
COMMUNITY SERVICE FEE FUND	\$ 11,184.72
PROTHONOTARY AUTOMATION FUND	\$ 76,539.24
AFFORDABLE HOUSING FUND	\$ 293,051.48
CLERK OF COURTS AUTOMATION FUND	\$ 2,356.58
REGISTER OF WILLS AUTOMATION FUND	\$ 9,652.66
JUVENILE ELECTRONIC MONITORING FUND	\$ 6,129.58
VITAL STATS IMPROVEMENT FUND	\$ 44,348.26
SUBSTANCE ABUSE EDUCATION	\$ 131,473.34
LIQUID FUELS/ACT 44	\$ 448,741.72
HIGHWAY BRIDGE IMPROVEMENT ACT 13	\$ 519,856.20
VICTIMS SERVICES FUND	\$ 48,836.36
HOTEL ROOM EXCISE TAX FUND	\$ 17,017.28
CDBG FUND	\$ 336.88
DEBT SERVICE FUND	\$ 1,001,007.59
CAPITAL PROJECTS FUND	\$ 8,227,440.92
FRINGE BENEFITS PAYMENT FUND	\$ 510,120.80
PAYROLL FUND	\$ 2,401.96
TAX CLAIM FUND	\$ 760,887.72

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PERSONNEL REPORT:

EMPLOYMENT SEPARATIONS:

SAMANTHA M. YURCHAK, NESQUEHONING, PA – PART-TIME CLEANING PERSON, BUILDINGS & GROUNDS – EFFECTIVE JANUARY 7, 2019.

JENNIFER L. DEMPSEY, WEATHERLY, PA - DEPUTY CORONER, CORONER - EFFECTIVE JANUARY 7, 2019.

JANUARY 07, 2019

HIRE:

KIMBERLY M. SOLT, LEHIGHTON, PA - ACCOUNTANT II, AREA AGENCY ON AGING - EFFECTIVE JANUARY 14, 2019.

INTERNSHIP:

ADULT PROBATION

SIERRA KEEGAN, JIM THORPE, PA
EAST STROUDSBURG UNIVERSITY, CRIMINAL JUSTICE & SOCIOLOGY MAJOR
FROM: JANUARY 22, 2019
TO: MAY 3, 2019

LEAVE OF ABSENCE EXTENSION:

SHERIFF'S OFFICE

MICHAEL S. HATCHER, NEW TRIPOLI, PA
FROM: DECEMBER 19, 2018
TO: FEBRUARY 13, 2019

SEMINAR/TRAINING REQUESTS:

BUREAU OF COLLECTIONS

JODI SONON
PAYMENT PLANS AND ENFORCEMENT TRAINING
FISCAL TRAINING
MECHANICSBURG, PA

COMMUNICATIONS

RAY H. BOSSARD	KATE F. POLISCHAK	DANIEL E. REIS
THOMAS B. WASSIL	DARRIN M. ARNDT	ASHLEY L. BARTEK
JOSHUA J. JACOBS	JENNI K. HOFFMAN	CHELSEA L. ARNOLD
ALEXANDER Z. RANKOVICH	LAUREN F. BROWN	MARGARET A. SANDEFER
MORGAN C. COSTY	JUSTIN E. MARKELL	

VESAT 911 TRAINING – CPE (PHONE) TRAINING W/MOTOROLA SOLUTIONS
NESQUEHONING, PA

COOPERATIVE EXTENSION

GEORGIA A. FARROW
FARM SHOW; EDUCATIONAL TABLE:
HARRISBURG, PA

COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENT:

DISTRICT COURT

GAIL A. BERGER
MDJS: CARBON COUNTY-CASE MANAGEMENT REPORT WEBINAR
PALMERTON, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED JANUARY 7, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

DECEMBER 2018 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY REGISTER OF WILLS.

THE DECEMBER 2018 REPORT TO CARBON COUNTY STAKEHOLDERS REGARDING THE PENNEAST/UGI PIPELINE PROJECT WAS RECEIVED FROM SAVE CARBON COUNTY.

SEVERAL COMMUNICATIONS WERE RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT APPLICATION:

PHASE III ENVIRONMENTAL, LLC, PALMERTON, PA
#WMGR096-NE003 PERMIT RENEWAL

BOARDS & AUTHORITIES:

INDUSTRIAL DEVELOPMENT:

#19-001 REAPPOINTMENT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REAPPOINTMENT OF CRAIG ZURN, JIM THORPE, PENNSYLVANIA, TO SERVE AN ADDITIONAL FIVE-YEAR TERM ON THE CARBON COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY, EFFECTIVE TO DECEMBER 31, 2023.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PLANNING & DEVELOPMENT:

#19-002 FAIR HOUSING REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE EXECUTION AND SUBMISSION OF THE FY 2018 FAIR HOUSING REPORT REQUIRED FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SOLICITOR'S REPORT:

RESOLUTION:

#19-003 KRUSHINSKY:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY ADOPTION OF THE FOLLOWING RESOLUTION CONGRATULATING JOSEPH L. KRUSHINSKY FOR BEING RECOGNIZED BY THE AMERICAN CANCER SOCIETY FOR ALL OF HIS EFFORTS THAT HAVE BEEN OF GREAT BENEFIT TO THE RESIDENTS OF CARBON COUNTY:

RESOLUTION #19-001
JOSEPH L. KRUSHINSKY

WHEREAS, JOSEPH L. KRUSHINSKY, OF 15 BEN TITUS ROAD, TAMAQUA, HAS PLAYED A SIGNIFICANT ROLE IN HELPING THOUSANDS OF CARBON AND SCHUYLKILL COUNTY RESIDENTS AND THEIR FAMILIES TO ENJOY OUTSTANDING QUALITY OF LIFE THROUGH HIS COMMUNITY INVOLVEMENT, MOST ESPECIALLY, HIS MAJOR UNDERTAKING OF ASSURING THE SUCCESS OF THE ANNUAL TELETHONS AND CAMPAIGNS OF THE AMERICAN CANCER SOCIETY; AND

WHEREAS, JOSEPH L. KRUSHINSKY IS A CO-FOUNDER OF THE LOCAL ACS TELETHON, AND HAS CONTRIBUTED THOUSANDS OF HOURS OF SERVICE TO ITS INITIATIVES. HE HAS SERVED AS CHAIRMAN AND HOST OF THE ANNUAL TELETHONS OF THE CARBON-TAMAQUA UNIT OF THE AMERICAN CANCER

SOCIETY SINCE THEIR INCEPTION IN 1987 TO THE PRESENT; AND

WHEREAS, JOSEPH L. KRUSHINSKY'S ROLE IN HELPING TO MAKE THE ANNUAL TELETHONS HIGHLY SUCCESSFUL INCLUDE BEING A VOLUNTEER LEADERSHIP COMMITTEE MEMBER FROM 2008 TO THE PRESENT, AND MEDIA AWARDS PROGRAM CHAIRMAN FROM 1990-92. HE HAS ALSO HELD THE POSITION OF CHAIRMAN OF THE LOCAL UNIT FROM 1997-2001; AND

WHEREAS, THE AMERICAN CANCER SOCIETY HAS LONG RECOGNIZED THE UNPARALLELED CONTRIBUTIONS TO IT BY JOSEPH L. KRUSHINSKY, WHO RECEIVED THE EAST CENTRAL U.S. CITATION AWARD IN 2015, THE VISIONARY AWARD FOR LEADERSHIP IN 2007 AND 2008, AND THE VOLUNTEER OF THE YEAR HONORS IN 1994 AND 1995. THE HONOREE RECEIVED CITATIONS FOR COMMUNITY SERVICE FROM ALL LEVELS OF GOVERNMENT, INCLUDING THE UNITED STATES HOUSE OF REPRESENTATIVES, PENNSYLVANIAHOUSE OF REPRESENTATIVES AND PENNSYLVANIA SENATE; AND

WHEREAS, JOSEPH L. KRUSHINSKY IS A 1984 GRADUATE OF THE PENNSYLVANIA STATE UNIVERSITY, WHERE HE RECEIVED A BACHELOR OF ARTS DEGREE IN JOURNALISM AND A BROADCAST CERTIFICATE IN 1984, AND A BACHELOR OF ARTS DEGREE IN SPEECH COMMUNICATION/TELECOMMUNICATIONS EMPHASIS IN 1985; AND

WHEREAS, JOSEPH L. KRUSHINSKY'S AWARDS INCLUDE THE NATIONAL EDUCATIONAL TELECOMMUNICATIONS ASSOCIATION 2003 DEVELOPMENT MVP AWARD; THE 2010 OUTSTANDING ALUMNUS AWARD FROM THE PENNSYLVANIA STATE UNIVERSITY COLLEGE OF COMMUNICATIONS; AND THE PUBLIC BROADCASTING SERVICE 2008 OVERALL DEVELOPMENT ACHIEVEMENT AWARD, 1997 OVERALL DEVELOPMENT AND ON-AIR FUNDRAISING ACHIEVEMENT AWARD AND THE 1988 OVERALL DEVELOPMENT AND OVERALL MEMBERSHIP AWARD, ALL OF THE PUBLIC BROADCASTING SERVICE; AND

WHEREAS, JOSEPH L. KRUSHINSKY IS A CURRENT SENIOR ASSOCIATE OF LIVINGSTON ASSOCIATES, BALTIMORE, MD, A POSITION IN WHICH HE TRANSFORMS ORGANIZATIONS INTO OUTWARDLY FOCUSED, ENERGETIC, PUBLICLY RECOGNIZED PRE-EMINENT LOCAL INSTITUTIONS, BY APPLYING STRATEGIC ENGAGEMENT, COMMUNICATION AND DEVELOPMENT STRATEGIES.

NOW, THEREFORE, BE IT THE CARBON COUNTY BOARD OF COMMISSIONERS DESIRES TO CONGRATULATE JOSEPH L. KRUSHINSKY UPON HIM BEING RECOGNIZED BY THE AMERICAN CANCER SOCIETY AT A SPECIAL DINNER PROGRAM ON JANUARY 5, 2019, AND THANKS HIM FOR ALL OF HIS EFFORTS THAT HAVE BEEN OF GREAT BENEFIT TO THE RESIDENTS OF CARBON COUNTY.

TO BE RATIFIED BY THE CARBON COUNTY BOARD OF COMMISSIONERS ON THE 7TH DAY OF JANUARY, 2019.

CARBON COUNTY 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

FURTHER BUSINESS:

THE CONTROLLER CLARIFIED QUESTIONS RAISED BY MR. LUKASEVICH REGARDING THE PARKING BUDGET. HE EXPLAINED THAT THE \$32,225 IN THE 2017 BUDGET WAS DUE TO A REIMBURSEMENT RECEIVED MOST LIKELY DUE TO THE JIM THORPE BRIDGE PROJECT.

COMMISSIONERS' REPORTS:

COMMISSIONER GERHARD PUBLICLY THANKED THE BOWMANSTOWN ROD & GUN CLUB FOR THE \$3,000.00 DONATION TO THE CARBON COUNTY ANIMAL SHELTER FROM THEIR SMALL GAMES FUND.

JANUARY 07, 2019

COMMISSIONER NOTHSTEIN NOTED THAT THERE WILL NOT BE A COMMISSIONERS' MEETING ON THURSDAY, JANUARY 10TH. THE REGULAR MEETING SCHEDULE FOR THE BOARD OF COMMISSIONERS' MEETINGS WILL BEGIN JANUARY 17TH.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 1:57 P.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN