

MAY 09, 2019

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, CARBON COUNTY ADMINISTRATION BUILDING, JIM THORPE, PENNSYLVANIA.

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

THE COUNTY CONTROLLER, COUNTY TREASURER, CLERK OF COURTS, PROTHONOTARY, CHIEF ASSESSOR, ASSISTANT CHIEF ASSESSOR, AND THE COURT ADMINISTRATOR WERE ALSO PRESENT.

MOMENT OF SILENCE:

A MOMENT OF SILENCE WAS OBSERVED.

PRAYER:

COMMISSIONER O'GUREK 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 MAY 2, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS: (CONCERNING COUNTY BUSINESS AS PER COUNTY POLICY 2012-01 GOV)

MARY SHORTEN, JIM THORPE	RE: INVITATION TO ATTEND "MEET THE CANDIDATES NIGHT" ON MAY 15 TH AT JIM THORPE BALL ROOM
CHRIS LUKASEVICH, JIM THORPE	RE: QUESTIONS ON PROPOSED SHUTTLES AND KIOSKS FOR COUNTY PARKING LOTS; ELECTION BOARD QUESTIONS; ETHICS VIOLATION COMPLAINT GIVEN TO SOLICITOR
JERRY STRUBINGER, JIM THORPE	RE: COUNTY OWNED RAILROAD PROPERTY AND MANSION HOUSE HILL

CLERK OF COURTS:

CLERK OF COURTS FRANCINE HEANEY GAVE AN UPDATE ON THE PROGRESS MADE IN HER OFFICE. SHE STATED THAT IN ADDITION TO CHANGES MADE IN THE OFFICE AND THE STAFF RECEIVING TRAINING, IN THE PAST 6 MONTHS, 1,317 NEW CASES HAVE BEEN ENTERED; 336 WARRANTS WERE ISSUED; 2,667 CASES WITH COSTS ASSESSED TO THEM; \$1,336,794.18 IN ASSESSMENTS WERE ENTERED; 425 CASES WERE SENTENCED; 297 CIVIL JUDGEMENTS WERE ENTERED.

SHE FORMALLY THANKED THE COMMISSIONERS, THE COUNTY ADMINISTRATOR, COURT

ADMINISTRATOR, HER STAFF, AND THE COURT ADMINISTRATION EMPLOYEES THAT HAVE BEEN ASSISTING THEM.

TAX ASSESSMENT:

THE BOARD RECOGNIZED KIM STEIGERWALT, CHIEF ASSESSOR AND PAM BAUCHSPIES, ASSISTANT CHIEF ASSESSOR, ON RECEIVING AWARDS AT A RECENT CONFERENCE OF THE ASSESSORS ASSOCIATION OF PENNSYLVANIA CONFERENCE. BOTH RECEIVED BOARD OF GOVERNORS YEARS OF SERVICE CERTIFICATES, KIM FOR THIRTY (30) YEARS AND PAM FOR TWENTY (20) YEARS AS ASSESSORS.

OPENING OF BIDS:

#19-225 BOILER REPLACEMENT/RR STATION:

THE FOLLOWING BIDS WERE RECEIVED FOR THE BOILER REPLACEMENT, RAILROAD STATION BUILDING:

BOGNET, INCORPORATED	BID: \$144,900.00
P.O. BOX 206	BOND: 10%
HAZLETON, PA 18201	

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BID AND TURN IT OVER TO MCCARTHY ENGINEERING FOR REVIEW AND A RECOMMENDATION IN TWO WEEKS OF EITHER ACCEPTANCE OF BID AWARD OF CONTRACT OR REJECTION OF THE BID.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

THE CHAIRMAN EXPLAINED THAT THE TOTAL COST IS NOT ONLY REPLACEMENT OF THE BOILER, WHICH IS OVER THIRTY (30) YEARS OLD, BUT A TOTAL REPLACEMENT OF THE WHOLE SYSTEM INCLUDING ALL THE LINES WITHIN THE WALLS. THE PROJECT WILL BE COVERED UNDER THE PARKING FUND.

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THE FOLLOWING EXECUTIVE SESSION WAS HELD:

MAY 8, 2019	1:00 P.M.	PERSONNEL REASONS
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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 MAY 9, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 205449 THROUGH 205590 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$	76,815.47
RENTAL PROPERTY FUND	\$	586.00
COUNTY PARKING FUND	\$	2,076.65
AREA AGENCY ON AGING FUND	\$	3,020.01
CHILDREN & YOUTH FUND	\$	87,603.51
HUMAN SERVICE AGENCY FUND	\$	44.00
DOMESTIC RELATIONS FUND	\$	4,369.92
WORKFORCE INVESTMENT ACT FUND	\$	64.74
PARKS & RECREATION FUND	\$	8,302.80
9-1-1 FUND	\$	79,583.94
CENTRALIZED BOOKING FUND	\$	87.27
VICTIM/WITNESS FUND	\$	10.00
CAPITAL PROJECTS FUND	\$	23,726.50
FRINGE BENEFIT PAYMENT FUND	\$	452,931.68
TAX CLAIM FUND	\$	<u>382,781.24</u>
TOTAL:	\$	1,122,003.73

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 THE TIMES NEWS, BLUE RIDGE COMMUNICATIONS AND PENTELEDATA, TO WHICH I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHICH IS A SISTER COMPANY OF BLUE RIDGE COMMUNICATIONS AND PENTELEDATA."

ETHICS COMMISSION COMPLIANCE:

COMMISSIONER O'GUREK PRESENTED THE FOLLOWING MEMORANDUM STATING HIS POTENTIAL CONFLICT OF INTEREST WITH PENCOR RELATED COMPANIES AS PER THE ADVICE OF THE STATE ETHICS COMMISSION:

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, PENTELEDATA, THE PALMERTON TELEPHONE COMPANY AND PENCOR HOSE AND FITTING, AND ANY OTHER PENCOR SERVICES' AFFILIATES.

/S/ WILLIAM J. O'GUREK, MEMBER

05/09/2019

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED MAY 1, 2019 TO MAY 3, 2019 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF MAY 3, 2019:

GENERAL FUND CHECKING ACCOUNT	\$ 5,022.26
GENERAL FUND SP NOW	\$ 3,082,840.26
OPERATING RESERVE FUND	\$ 965,946.55
RENTAL PROPERTY FUND	\$ 188,781.44
COUNTY PARKING FUND	\$ 1,008,065.69
LIQUID FUELS TAX FUND	\$ 528,034.19
AREA AGENCY ON AGING FUND	\$ 399,549.29
CHILDREN & YOUTH FUND	\$ 477,799.91
HUMAN SERVICE AGENCY FUND	\$ 5,661.64
DOMESTIC RELATION IV-D FUND	\$ 130,543.43
WORKFORCE INVESTMENT ACT	\$ 11,624.73
PARKS & RECREATION FUND	\$ 124,638.76
CARBON TRANSPORTATION SYSTEM FUND	\$ 39,937.42
9-1-1 FUND	\$ 1,226,577.34
HAZMAT RESPONSE FUND	\$ 149,492.96
OFFENDER SUPERVISION FUND	\$ 532,079.96
ADULT ELECTRONIC MONITORING FUND	\$ 193,364.99
FARMLAND PRESERVATION FUND	\$ 40,208.83
HUMAN SERVICE DEVELOPMENT FUND	\$ 24,571.66
HOMELESS GRANT FUND	\$ 12,076.60
CENTRALIZED BOOKING FUND	\$ 124,471.46
VICTIM/WITNESS FUND	\$ 16,068.82
RECORDER OF DEEDS IMPROVEMENT FUND	\$ 42,305.67
COUNTY RECORDS IMPROVEMENTS FUND	\$ 22,318.40
JUVENILE SUPERVISION FEE FUND	\$ 34,818.95
COMMUNITY SERVICE FEE FUND	\$ 9,026.32
PROTHONOTARY AUTOMATION FUND	\$ 82,277.33
AFFORDABLE HOUSING FUND	\$ 300,874.84
CLERK OF COURTS AUTOMATION FUND	\$ 3,786.27

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REGISTER OF WILLS AUTOMATION FUND	\$	10,663.44
JUVENILE ELECTRONIC MONITORING FUND	\$	6,175.05
VITAL STATS IMPROVEMENT FUND	\$	44,677.23
SUBSTANCE ABUSE EDUCATION	\$	142,041.93
LIQUID FUELS/ACT 44	\$	452,070.40
HIGHWAY BRIDGE IMPROVEMENT ACT 13	\$	523,712.38
VICTIMS SERVICES FUND	\$	48,127.66
HOTEL ROOM EXCISE TAX FUND	\$	144,224.56
CDBG FUND	\$	8.61
DEBT SERVICE FUND	\$	1,018,511.51
CAPITAL PROJECTS FUND	\$	17,045,389.65
FRINGE BENEFIT PAYMENT FUND	\$	983,357.23
PAYROLL FUND	\$	14,944.68
TAX CLAIM FUND	\$	1,024,447.71

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PERSONNEL REPORT:

RETIREMENT:

JOLAINE A. HERMAN, JIM THORPE, PA - ASSESSOR, TAX ASSESSMENT - EFFECTIVE MAY 2, 2019.

HIRES:

BRIAN P. O'DONNELL, JIM THORPE, PA - PART-TIME SEASONAL PARK MAINTENANCE, PARKS - EFFECTIVE MAY 11, 2019.

JESSICA R. HOLLENBACH, NEW RINGGOLD, PA - LIFEGUARD, PARKS - EFFECTIVE JUNE 10, 2019.

SEMINAR/TRAINING REQUESTS:

CHILDREN & YOUTH SERVICES

CHRISTINE M. GUERRERA

STEPHANIE ANDRE

EMILY J. GREENAWALT

CHARTING THE COURSE:

INTRODUCTION TO PENNSYLVANIA'S CHILD WELFARE SYSTEM

IDENTIFYING CHILD ABUSE AND NEGLECT

USING INTERACTIONAL HELPING SKILLS TO ACHIEVE LASTING CHANGE

IN-HOME SAFETY ASSESSMENT AND MANAGEMENT

RISK ASSESSMENT

CASE PLANNING WITH FAMILIES

THE COURT PROCESS

ASSESSING SAFETY IN OUT-OF-HOME CARE

OUT-OF-HOME PLACEMENT AND PERMANENCY PLANNING

MAKING PERMANENT CONNECTIONS – OUTCOMES FOR PROFESSIONAL DEVELOPMENT

NORRISTOWN, PA

COST: MEALS

AREA AGENCY ON AGING

SUSAN E. ZEIGLER

QUARTERLY C3 MEMBER MEETING

HARRISBURG, PA

COST: CONFERENCE FEE \$50, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

DAVID A. SLINGER

MICHAEL D. CUTLER

HARMONY/MEDIWARE TUTORIALS WEBINARS AND SAMS MODULES

PALMERTON, PA

PROTECTIVE SERVICES PS BASIC PREREQUISITE WEBINARS AND

PROTECTIVE SERVICES BASIC PROTECTIVE SERVICES IN-PERSON TRAINING

PALMERTON, PA

AREA AGENCY ON AGING

MICHAEL D. CUTLER

PDA PROTECTIVE SERVICES BASIC TRAINING FY 18-19

HARRISBURG, PA

COST: LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:

DOMESTIC RELATIONS

BRIDGET M. JOHNSTON

LAUREN HOLLAND

DOMESTIC RELATIONS ASSOCIATION OF PENNSYLVANIA 52ND ANNUAL TRAINING CONFERENCE

HARRISBURG, PA

COST: CONFERENCE FEE \$250 PER PERSON, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

KAREN M. GASKER

STACY L. KATTNER

DOMESTIC RELATIONS ASSOCIATION OF PENNSYLVANIA 52ND ANNUAL TRAINING CONFERENCE

HARRISBURG, PA

COST: CONFERENCE FEE \$210 PER PERSON, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

RASHUNDA L. YUHAS

DOMESTIC RELATIONS ASSOCIATION OF PENNSYLVANIA 52ND ANNUAL TRAINING CONFERENCE

HARRISBURG, PA

COST: CONFERENCE FEE \$85, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED MAY 9, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

MINUTES RECEIVED: MARCH 12, 2019 MEETING OF THE CARBON COUNTY AGRICULTURAL LAND PRESERVATION BOARD.

THE APRIL 2019 MONTHLY REPORTS WERE RECEIVED FROM THE CARBON COUNTY RECORDER OF DEEDS AND THE CARBON COUNTY REGISTER OF WILLS.

APRIL REPORT TO CARBON COUNTY STAKEHOLDERS, PREPARED MAY 6, 2019, REGARDING THE PENNEAST/UGI PIPELINE PROJECT WAS RECEIVED FROM SAVE CARBON COUNTY.

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NOTIFICATION WAS RECEIVED FROM THE U. S. FEDERAL ENERGY REGULATORY COMMISSION REGARDING A PRELIMINARY PERMIT APPLICATION SUBMITTED BY GRID BALANCE HYDROPOWER, LLC, PROPOSING TO STUDY THE FEASIBILITY OF THE PACKER-BANKS PUMPED STORAGE PROJECT TO BE LOCATED IN CARBON COUNTY, PENNSYLVANIA.

ADVERTISING REQUESTS:

#19-226 CDBG/MODIFICATION:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF A PUBLIC NOTICE REGARDING PROPOSED MODIFICATION TO PALMERTON BOROUGH 2018 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS, AS FOLLOWS:

CANCEL STREET IMPROVEMENT – SOUTH 4TH STREET (DELAWARE AVENUE TO ALLEY X) - \$83,704;
MOVE TO STREET IMPROVEMENTS - MAUCH CHUNK ROAD (CHURCH STREET TO LINDEN STREET)

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

* MR. O'GUREK STATED, "I ABSTAIN BECAUSE THE ADVERTISEMENT WILL BE PUBLISHED IN THE TIMES NEWS WHERE I AM A PART-TIME EMPLOYEE."

BID AWARDS:

#19-227 CDBG PROJECTS:

A RECOMMENDATION WAS RECEIVED FROM THE OFFICE OF PLANNING AND DEVELOPMENT TO AWARD THE CONTRACTS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BID OPENING OF APRIL 25, 2019 AS FOLLOWS:

PALMERTON BOROUGH

STREET IMPROVEMENTS –RECONSTRUCT/REPAVE

WEST PRINCETON (FIRELINE ROAD TO HILLSIDE AVENUE

(FY2015 & FY 2016)

GAVER INDUSTRIES, INCORPORATED

D/B/A BARKER & BARKER PAVING

BETHLEHEM, PA BID: \$126,218.75

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AWARD THE CONTRACT FOR PALMERTON STREET IMPROVEMENTS/WEST PRINCETON TO GAVER INDUSTRIES D/B/A BARKER & BARKER PAVING AT THEIR BID OF \$126,218.75.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PALMERTON BOROUGH

STREET IMPROVEMENTS –RECONSTRUCT/REPAVE

AVENUE A (1ST TO 2ND)

(FY2017)

BRACALENTE CONSTRUCTION, INCORPORATED

NORTHAMPTON, PA BID: \$65,945.90

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AWARD THE CONTRACT FOR PALMERTON STREET IMPROVEMENTS/AVENUE A TO BRACALENTE CONSTRUCTION, INCORPORATED, AT THEIR BID OF \$65,945.90.

BOARD POLLED:	O'GUREK	YES
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GERHARD YES
NOTHSTEIN YES

PACKER TOWNSHIP

FACILITIES/PARKS & RECREATION
JOE ANDREUZZI COMMUNITY PARK

(FY2014)

STONEY LONESOME EXCAVATING
SUMMIT HILL, PA BID: \$68,350.00

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AWARD THE CONTRACT FOR PACKER TOWNSHIP/JOE ANDREUZZI PARK TO STONEY LONESOME EXCAVATING, AT THEIR BID OF \$68,350.00.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

CCCT/LANTA:

OPERATING ASSISTANCE:

#19-228 RESOLUTION:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO EXECUTE AND ADOPT THE FOLLOWING FY 2020 STATE OPERATING FINANCIAL ASSISTANCE RESOLUTION CERTIFYING OPERATING ASSISTANCE IN THE AMOUNT OF \$260,937.00 AND MATCHING FUNDS OF NO LESS THAN \$39,141.00 (NO CHANGE):

RESOLUTION #19-017

**RESOLUTION CERTIFYING THE LOCAL MATCH
FOR STATE OPERATING FINANCIAL ASSISTANCE**

THE COUNTY OF CARBON COMMISSIONERS FOR CARBON COUNTY COMMUNITY TRANSIT RESOLVE AND CERTIFY THAT THE OPERATING FINANCIAL ASSISTANCE OF \$260,937 PROVIDED PURSUANT TO 74 PA. C.S. §1513 IS NEEDED IN FISCAL YEAR 2020 OR IN A SUBSEQUENT FISCAL YEAR TO HELP PAY FOR PROJECTED OPERATING EXPENSES, INCLUDING ASSET MAINTENANCE COSTS; AND THAT THESE FUNDS WILL BE USED FOR THIS PURPOSE ONLY, BECAUSE THESE FUNDS ARE INELIGIBLE TO BE USED FOR ASSET, OR CAPITAL, IMPROVEMENTS PROJECTS; AND THAT ANY FUNDS NOT USED THIS FISCAL YEAR WILL BE RETAINED AND USED ONLY FOR OPERATING ASSISTANCE IN A SUBSEQUENT FISCAL YEAR(S).

FURTHER, THE COUNTY OF CARBON COMMISSIONERS RESOLVE AND CERTIFY THAT THE REQUIRED LOCAL MATCHING FUNDS OF \$39,141 WILL BE SECURED FROM LOCAL CONTRIBUTORS NO LATER THAN THE END OF FISCAL YEAR 2020 TO MATCH THE REQUESTED SECTION 1513 FUNDS.

I WAYNE E. NOTHSTEIN, CHAIRMAN OF THE COUNTY OF CARBON COMMISSIONERS DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE RESOLUTION ADOPTED AT A REGULAR MEETING OF THE COUNTY OF CARBON COMMISSIONERS HELD THE 9TH DAY OF MAY, 2019.

DATE: MAY 9TH, 2019

/S/ WAYNE E. NOTHSTEIN
CHAIRMAN, BOARD OF COMMISSIONER

ATTEST:

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

MAY 9TH, 2019

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

#19-229 LOCAL MATCH CERTIFICATION:

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MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO EXECUTE AND ADOPT THE FOLLOWING LOCAL MATCH CERTIFICATION RESOLUTION CERTIFYING THE REQUIRED LOCAL MATCHING FUNDS OF \$39,141.00 WILL BE SECURED NO LATER THAN THE END OF FY 2020 TO MATCH THE REQUESTED SECTION 1513 FUNDS (NO CHANGE):

RESOLUTION #19-018
RESOLUTION CERTIFYING THE LOCAL MATCH
FOR STATE OPERATING FINANCIAL ASSISTANCE

THE CARBON COUNTY COMMISSIONERS FOR CARBON COUNTY COMMUNITY TRANSIT RESOLVE AND CERTIFY THAT THE OPERATING FINANCIAL ASSISTANCE OF \$260,937 PROVIDED PURSUANT TO 74 PA.C.S. §1513 IS NEEDED IN FISCAL YEAR 2020 OR IN A SUBSEQUENT FISCAL YEAR TO HELP PAY FOR PROJECTED OPERATING EXPENSES, INCLUDING ASSET MAINTENANCE COSTS; AND THAT THESE FUNDS WILL BE USED FOR THIS PURPOSE ONLY, BECAUSE THESE FUNDS ARE INELIGIBLE TO BE USED FOR ASSET, OR CAPITAL, IMPROVEMENTS PROJECTS; AND THAT ANY FUNDS NOT USED THIS FISCAL YEAR WILL BE RETAINED AND USED ONLY FOR OPERATING ASSISTANCE IN A SUBSEQUENT FISCAL YEAR(S).

FURTHER, THE COUNTY OF CARBON COMMISSIONERS RESOLVE AND CERTIFY THAT LOCAL, OR PRIVATE, CASH MATCHING FUNDS OF NO LESS THAN \$39,141 WILL BE PROVIDED IN FISCAL YEAR 2019 BY THE COUNTY OF CARBON TO MATCH THE REQUESTED SECTION 1513 FUNDS.

I WAYNE E. NOTHSTEIN, CHAIRMAN OF THE COUNTY OF CARBON COMMISSIONERS

DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE RESOLUTION ADOPTED AT A REGULAR MEETING OF THE COUNTY OF CARBON COMMISSIONERS HELD THE 9TH DAY OF MAY, 2019.

DATE: MAY 9, 2019

/S/ WAYNE E. NOTHSTEIN
CHAIRMAN, COMMISSIONER

ATTEST:

COUNTY OF CARBON

BY: /S/ ELOISE K. AHNER
CHIEF CLERK/COUNTY ADMINISTRATOR DATE: 5/09/19

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COURTS:

#19-230 WORDS FOR THE EYES:

AGREEMENT REVISIONS:

THE AGREEMENT WITH WORDS FOR THE EYES, LLC, ALLENTOWN, PENNSYLVANIA, WITH REVISED GENERAL POLICIES, PAYMENT POLICIES, AND RATE SHEET, FOR INTERPRETATION SERVICES FOR THE DEAF WAS SUBMITTED FOR APPROVAL. THE SERVICE IS ON AN AS NEEDED BASIS. INCREASED RATES RANGE FROM \$56.00 TO \$126.00 PER HOUR PLUS TRAVEL (\$56.00 TO \$76.00/TRIP). THE REVISIONS ARE EFFECTIVE MAY 1, 2019.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REVISED AGREEMENT WITH WORDS FOR EYES, LLC.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COURTS/COMPUTER INFO:

AGREEMENTS/PENTELEDATA:

A REQUEST WAS RECEIVED FROM THE COURTS COMPUTER INFORMATION DEPARTMENT FOR APPROVAL OF THE FOLLOWING THREE-YEAR RENEWAL AGREEMENTS WITH PENTELEDATA FOR THE FOLLOWING CABLE MODEM UPGRADES (ACCOUNT #139030):

#19-231	CONTRACT #1571539	COURTS: 1ST MODEM	\$ 140.90/MONTH
#19-232	CONTRACT #1571540	COURTS: 2ND MODEM	\$ 140.90/MONTH
#19-233	CONTRACT #1571541	COURTS: COURTROOM #3	\$ 85.90/MONTH
#19-234	CONTRACT #1571542	COURTS: COURTROOM #2	\$ 85.90/MONTH
#19-235	CONTRACT #1571543	COURTS: 2ND FLOOR CONFERENCE ROOM	\$ 85.90/MONTH
#19-236	CONTRACT #1571544	CCCF/PRISON VIDEO ROOM: 2ND MODEM	\$ 70.95/MONTH
#19-237	CONTRACT #1571545	ADULT PROBATION	\$ 70.95/MONTH
#19-238	CONTRACT #1571546	CCCF/PRISON VIDEO ROOM: 1ST MODEM	\$ 70.95/MONTH

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE THE AGREEMENTS AS LISTED ABOVE AND AUTHORIZE EXECUTION OF SAME.

BOARD POLLED: O’GUREK YES
 GERHARD YES
 NOTHSTEIN YES

A REQUEST WAS RECEIVED FROM THE COURTS COMPUTER INFORMATION DEPARTMENT FOR APPROVAL OF A THREE-YEAR AGREEMENT WITH PENTELEDATA FOR THE FOLLOWING (ACCOUNT #214726):

#19-239	CONTRACT #1571547	COURTS – IP STATIC	\$ 125.95/MONTH
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MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE THE AGREEMENT AS LISTED ABOVE AND AUTHORIZE EXECUTION OF SAME.

BOARD POLLED: O’GUREK YES
 GERHARD YES
 NOTHSTEIN YES

MAUCH CHUNK OPERA HOUSE PROJECT:

#19-240 LSA GRANT AGREEMENT:

LOCAL SHARE ACCOUNT (LSA) GRANT AGREEMENT #C000071286 WITH THE COMMONWEALTH FINANCING AGENCY, IN THE AMOUNT OF \$169,069.00, ON BEHALF OF THE MAUCH CHUNK OPERA HOUSE WAS PRESENTED FOR BOARD ACTION.

THE EFFECTIVE DATE OF THE AGREEMENT IS MARCH 26, 2018 THROUGH JUNE 30, 2022 AND IS TO BE USED FOR A NEW HVAC SYSTEM, SOUND ABSORPTION SYSTEM, SOUND SYSTEM WITH A DIGITAL MIXER CONSOLE AND STAGE CURTAINS.

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF LSA GRANT AGREEMENT #C000071286.

BOARD POLLED: O’GUREK YES
 GERHARD YES
 NOTHSTEIN YES

POCONO COUNTIES WIOA:

#19-241 WORKSITE AGREEMENTS:

STATE/LOCAL INTERNSHIP PROGRAM (SLIP) WORKSITE AGREEMENTS WERE SUBMITTED FOR APPROVAL BETWEEN THE COUNTY OF CARBON AND CARBON COUNTY WORKFORCE TRAINING

MAY 09, 2019

PROGRAM, PROGRAM OPERATOR FOR THE POCONO COUNTIES WORKFORCE DEVELOPMENT AREA, AND THE FOLLOWING CARBON COUNTY OFFICES: ARCHIVES, COMMISSIONERS, DISTRICT ATTORNEY, INFORMATION TECHNOLOGY, JUVENILE PROBATION, AND SHERIFF.

THE PROGRAM EFFECTIVE DATES ARE: 5/06/2019 TO 8/30/2019.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE AGREEMENTS WITH THE WORKFORCE TRAINING PROGRAM FOR THE DEPARTMENTS AS LISTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SOLICITOR'S REPORT:

EMERGENCY OPERATION & TRAINING FACILITY:

#19-242 LSA GRANT AGREEMENT:

LOCAL SHARE ACCOUNT (LSA) GRANT AGREEMENT #C000071288 WITH THE COMMONWEALTH FINANCING AGENCY, IN THE AMOUNT OF \$158,338.00, FOR THE EMERGENCY OPERATIONS & FIRE TRAINING FACILITY PROJECT WAS PRESENTED FOR BOARD ACTION.

THE EFFECTIVE DATE OF THE AGREEMENT IS MARCH 26, 2019 THROUGH JUNE 30, 2022, AND WILL BE UTILIZED FOR PHASE IB OF THE PROJECT.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF LSA GRANT AGREEMENT #C000072188.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PARKS/RECREATION:

#19-243 BANNER REQUESTS:

BANNER PERMIT REQUESTS WERE SUBMITTED FOR THE FOLLOWING:

BEAR MOUNTAIN SANCTUARY FOUNDATION, JIM THORPE, PA
WELCOME THE BUTTERFLIES BACK/ANNUAL CHARITY EVENT, MAY 25, 26, 27
(TO BENEFIT FAMILY PROMISE OF CARBON COUNTY)
BANNER REQUEST: MAY 11 – MAY 28, 2019

WEATHERLY HILLCLIMB ASSOCIATION, INCORPORATED
WEATHERLY HILLCLIMB, JUNE 8 & 9, 2019
BANNER REQUEST: MAY 24 - JUNE 10, 2019

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

#19-244 FOOD/REFRESHMENT CONCESSION:

LEASE AGREEMENT/BROWN:

THE LEASE AGREEMENT BETWEEN THE COUNTY OF CARBON AND ROBERT E. BROWN, JIM THORPE, PENNSYLVANIA FOR OPERATION OF THE FOOD AND REFRESHMENT CONCESSION AT THE MAUCH CHUNK LAKE PARK FOR THE TERM OF JANUARY 1, 2019 THROUGH DECEMBER 31, 2019 WAS PRESENTED FOR BOARD ACTION.

THE ANNUAL RENTAL PAYMENT SHALL BE \$3,750.00 PLUS \$80.00 PER MONTH FOR ELECTRIC FOR THE PERIOD OF JUNE THROUGH AUGUST.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE LEASE AGREEMENT WITH ROBERT E. BROWN.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

RESOLUTION:

#19-245 ASA PACKER:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING RESOLUTION RECOGNIZING THE 140TH ANNIVERSARY OF THE PASSING OF ASA PACKER:

RESOLUTION #19-019

ASA PACKER

WHEREAS, ASA PACKER WAS BORN INTO HUMBLE CIRCUMSTANCES TO ELISHA AND DESIRE PACKER ON DECEMBER 29, 1805 IN MYSTIC, CONNECTICUT. AT THE AGE OF SEVENTEEN, HE APPRENTICED AS A CARPENTER FOR HIS COUSIN IN BROOKLYN TOWNSHIP, PENNSYLVANIA; AND

WHEREAS, ON JANUARY 23, 1828, ASA MARRIED SARAH MINERVA BLAKSLEE. THEY RENTED AND CULTIVATED A FARM THAT BELONGED TO SARAH'S FATHER; BUT THE CROPS WERE POOR. IN THE WINTER OF 1832, ASA TRAVELED TO MAUCH CHUNK, PENNSYLVANIA AFTER HEARING OF A NEED TO CAPTAIN COAL BARGES ON THE LEHIGH CANAL. IN THE SPRING OF 1833, THE PACKER FAMILY SET OUT FOR MAUCH CHUNK; AND

WHEREAS, IN 1851 ASA PACKER BECAME THE MAJOR STOCKHOLDER OF THE DELAWARE, LEHIGH, SCHUYLKILL AND SUSQUEHANNA RAILROAD, AND BY NOVEMBER 1852, HE EXPANDED THE RAILROAD FROM MAUCH CHUNK TO EASTON, PENNSYLVANIA, IN EXCHANGE FOR THE COMPANY'S STOCKS AND BONDS; AND

WHEREAS, IN 1861, ASA PACKER BUILT THE ASA PACKER MANSION OVERLOOKING THE OLD MAUCH CHUNK NATIONAL HISTORICAL DISTRICT. THE HOME WAS BUILT OVER A CAST IRON FRAME AND CONSISTS OF THREE STORIES, 18 ROOMS AND APPROXIMATELY 11,000 SQUARE FEET OF LIVING SPACE; AND

WHEREAS, ASA PACKER'S SUCCESS RESULTED IN HIM BEING THE FOUNDER OF LEHIGH UNIVERSITY ON THE SOUTH MOUNTAIN IN BETHLEHEM, AND, DURING HIS LIFETIME, THE PHILANTHROPIST SERVED IN THE POLITICAL FIELD AS A LEGISLATOR, CONGRESSMAN AND JUDGE IN CARBON COUNTY, AS WELL AS A CANDIDATE FOR THE PRESIDENCY AND GOVERNOR OF PENNSYLVANIA. HE GAVE \$33-MILLION TO THE TOWN OF MAUCH CHUNK AND THE LEHIGH VALLEY AND AT THE TIME OF HIS PASSING ON MAY 17, 1879, AT THE AGE OF 73, HE RETAINED AN ESTATE VALUED AT \$54.5-MILLION; AND

WHEREAS, UPON THE DEATH OF ASA PACKER'S LAST SURVIVING CHILD, MARY PACKER CUMMINGS, THE HOUSE AND FURNISHINGS WERE WILLED TO THE BOROUGH OF MAUCH CHUNK (NOW THE BOROUGH OF JIM THORPE).THE MANSION REMAINED SEALED UNTIL 1954 WHEN THE BOROUGH GRANTED TRUSTEESHIP TO THE JIM THORPE LIONS CLUB, WHICH OPENED THE HOME TO THE PUBLIC IN 1956 AND HAS BEEN THE STEWARD OF THIS NATIONAL HISTORIC LANDMARK.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF CARBON COUNTY HEREBY RECOGNIZES THE 140TH ANNIVERSARY OF THE PASSING OF ASA PACKER BY REMEMBERING THE MANY CONTRIBUTIONS TO HUMANITY AND THE COMMUNITY OF WHICH THE PACKER FAMILY WAS THE BENEFACOR ON THIS 9TH DAY OF MAY, 2019.

CARBON COUNTY BOARD OF COMMISSIONERS

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

MAY 09, 2019

ATTEST:

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

SUSQUEHANNA STREET PROJECT:

#19-246 BOYLE CONSTRUCTION/ADDENDUM:

ADDENDUM #1 TO THE AGREEMENT WITH BOYLE CONSTRUCTION OF ALLENTOWN, PENNSYLVANIA, IN REGARDS TO THE SUSQUEHANNA STREET PROJECT WAS SUBMITTED FOR APPROVAL.

THE ADDENDUM, WHICH WAS DUE TO THE CHANGE IN THE SCOPE OF THE PROJECT, IS EFFECTIVE APRIL 1, 2019 AND CHARGES WILL BE ON A TIME AND MATERIAL BASIS AS OUTLINED IN EXHIBIT A.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE ADDENDUM TO THE AGREEMENT WITH BOYLE CONSTRUCTION.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COMMISSIONERS' REPORTS:

COMMISSIONER GERHARD ADDRESSED THE QUESTIONS WHICH HAVE BEEN RAISED REGARDING THE COUNTY'S NEW STORAGE FACILITY. HE STATED THAT IN ORDER TO OBTAIN THE BUILDING PERMIT FOR THE BUILDING, IT WAS NECESSARY TO GET UCC VARIANCES, ONE OF THOSE VARIANCES WAS TO ELIMINATE THE RESTROOMS WHICH WAS DONE DUE TO THE HIGH COST ASSOCIATED WITH BRINGING SANITARY SEWER SERVICE AND WATER SERVICE TO THE BUILDING. APPROXIMATELY 2,950 LINEAR FEET OF SEWER AND WATER PIPE AND A PUMP STATION WOULD HAVE BEEN NEEDED TO INSTALL A BATHROOM WITH AN INCREASED COST OF OVER \$300,000.

THE VARIANCE WAS GRANTED, AND IN LIEU OF CONSTRUCTING A RESTROOM AT THE BUILDING, AN ADA ACCESSIBLE PORT-A-POTTY WILL BE PROVIDED LOCATED 140 FEET FROM THE BUILDING ON A 10X10 CONCRETE PAD.

COMMISSIONER NOTHSTEIN CONGRATULATED THE MAUCH CHUNK OPERA HOUSE ON THEIR LSA GRANT, SUBMITTED THROUGH THE COUNTY, NOTING THAT SINCE THE COUNTY IS LISTED AS THE APPLICANT, THE PROJECT WILL HAVE TO BE BID THROUGH THE COUNTY.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:57 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN